

## Resolution 47/6

### Effective controlled delivery

*The Commission on Narcotic Drugs,*

*Recalling* article 11 of the United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988,<sup>1</sup>

*Recalling also* the measures to enhance international cooperation to counter the world drug problem,<sup>2</sup> adopted by the General Assembly at its twentieth special session,

*Bearing in mind* that, in the Political Declaration adopted by the General Assembly at its twentieth special session,<sup>3</sup> States were encouraged to review the implementation of measures to promote judicial cooperation,

*Recalling* article 20, paragraph 1, of the United Nations Convention against Transnational Organized Crime,<sup>4</sup>

*Noting* the work and efforts of its subsidiary bodies, namely the Subcommission on Illicit Drug Traffic and Related Matters in the Near and Middle East, the Meeting of Heads of National Drug Law Enforcement Agencies, Africa, the Meeting of Heads of National Drug Law Enforcement Agencies, Asia and the Pacific, the Meeting of Heads of National Drug Law Enforcement Agencies, Europe, and the Meeting of Heads of National Drug Law Enforcement Agencies, Latin America and the Caribbean, in promoting judicial cooperation and law enforcement at the regional and international levels, in particular the recommendations of the Thirteenth Meeting of Heads of National Drug Law Enforcement Agencies, Latin America and the Caribbean, held in Salvador, Brazil, from 20 to 24 October 2003, on the value of effective controlled delivery operations,

*Recalling* its resolution 45/4 on controlled delivery,

*Recognizing* that controlled delivery operations are an important measure in the fight against drug trafficking and related crime and that they help to identify the ringleaders of drug trafficking groups, their *modi operandi*, organizational structure and distribution networks,

*Emphasizing* that it is important for States to have appropriate legislation to enable controlled delivery operations,

*Noting* that limited resources, particularly for gathering technical evidence, may hamper the conduct of successful controlled delivery operations,

*Having regard* to the need for advanced investigation techniques and for strengthened cooperation and coordination between appropriate authorities in order to streamline procedures for approving and conducting effective controlled delivery operations,

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<sup>1</sup> United Nations, *Treaty Series*, vol. 1582, No. 27627.

<sup>2</sup> General Assembly resolutions S-20/4 A to E.

<sup>3</sup> General Assembly resolution S-20/2, annex.

<sup>4</sup> General Assembly resolution 55/25, annex I.

*Aware* that effective controlled delivery is hampered by lack of knowledge of the different legal systems and that requirements of Member States represent further obstacles to effective controlled delivery operations,

1. *Invites* States to implement its resolution 45/4 on controlled delivery;

2. *Encourages* Member States, where necessary, to consider adopting national laws and procedures in respect of controlled delivery operations, or to review them where appropriate, to ensure that suitable legislation, resources, expertise, procedures and coordination mechanisms are in place to enable those controlled delivery operations;

3. *Urges* Member States to strengthen cooperation and coordination among their appropriate authorities, in order to facilitate efficient and effective controlled delivery operations;

4. *Invites* Member States to consider establishing joint training courses for appropriate authorities on controlled delivery;

5. *Requests* the United Nations Office on Drugs and Crime to compile, in conjunction with relevant international organizations, relevant information on controlled delivery, containing, *inter alia*, information on national laws, legal procedures and, where appropriate, competent authorities or focal points for controlled deliveries, subject to the availability of voluntary funds, which might be from general-purpose funds, in accordance with the Commission on Narcotic Drugs guidelines for the use of general-purpose funds,<sup>5</sup> or from earmarked funds;

6. *Invites* Member States to provide, in a timely manner, all relevant information required to assist in the compilation of relevant information on controlled delivery;

7. *Requests* the United Nations Office on Drugs and Crime, subject to the availability of voluntary funds, which might be from general-purpose funds, in accordance with the Commission on Narcotic Drugs guidelines for the use of general-purpose funds, or from earmarked funds, in cooperation with appropriate experts, to consider the preparation of a training manual on controlled delivery operations;

8. *Also requests* the United Nations Office on Drugs and Crime to report to the Commission on Narcotic Drugs, at its forty-eighth session, on the progress made in the implementation of the present resolution.

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<sup>5</sup> Commission on Narcotic Drugs resolution 44/20, annex.