SCREENING CHAPTER 01
FREE MOVEMENT OF GOODS

AGENDA ITEM: DRUG PRECURSORS

Country Session: The Republic of TURKEY
20-24 February 2006

OBJECTIVES

To set up the control measures on the audit of the legal use and trade of potential chemical substances/precursors mostly used in the manufacture of illegal drugs and/or psychotropic substances.

NATIONAL LEGISLATION - I

THE TURKISH REGULATION TRANSPOSING THE EU LEGISLATION:

- **The Regulation on Chemical Substances Subject to Control** (published in the OG No. 25494, dated 16 June 2004)

This Regulation transposed "The Council Directive No.92/109/EEC on the Production of Certain Materials used in the illegal Production of Narcotic and Psychotropic Materials and putting them on market" and "The Commission Regulation No.1485/96/EC specifying the detailed rules in the application of the Council Directive No.92/109/EEC on the Special Use of Certain Materials used in the illegal Production of Narcotic and Psychotropic Materials for Customer Notification".

Implementing provisions:
The Circular No. 2005/56, dated 31 March 2005.

NATIONAL LEGISLATION - II

NATIONAL LEGISLATION RELATED WITH INTERNATIONAL AGREEMENTS:

- The Regulation regarding the implementation of the provisions of the "1988 United Nations Agreement against the Smuggling of Drugs and Psychotropic Materials" was published in the OG No. 22551, dated 11 February 1996.

- Agreement on the Intermediate and Chemical Substances frequently used in the illegal Production of Drugs and Psychotropic Substances between the Republic of Turkey and the European Community" was published in the OG No. 25446, dated 28 April 2004.

- By Article 16 of Law No.4208 which amends Law No. 2313 on Control of Narcotic Drugs;

  Manufacturing, importation and exportation, transportation, possession or purchase and sale of the substances stated in Table I and Table II annexed to the 1988 UN Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, and the substance that may take part in the amendments of these tables are subjected to the permission of the MoH.

SCOPE OF THE REGULATION

- 23 drug precursors and mixtures and natural products containing these matters.

- Mixtures, which cannot be easily isolated and used; and mixtures, which cannot be re-obtained through the present methods applied, excluding pharmaceutical preparations and other preparations.

Specific requirements for 23 drug precursors and customer/end user declaration

MONITORING OF THE PLACING ON THE MARKET

- Certification and labelling
- Import authorisation
- Export authorisation
- Customer/end user declaration

CUSTOMER/END USER DECLARATION

Published in the Circular No. 2005/56, dated 31 March 2005,

- Obtained from customers,
- By operators supplying 23 drug precursors,
- Specifies the use,
- One per substance,
- For 23 drug precursors, a copy accompanies with the substance.

OTHER SPECIFIC FEATURES OF THE REGULATION - I

- Cancellation of the authorisation,
- Suspension and revocation of authorisation,
- Transit of 23 substances subject to authorisation,
- Pre-export notification.

OTHER SPECIFIC FEATURES OF THE REGULATION - II

COOPERATION AND COORDINATION:

The cooperation and coordination with the competent authorities of other countries, international organisations and national authorities:

Relevant operators should immediately inform the MoH on the amount, packaging, payment terms, transportation means and other details regarding the 23 substances subject to control in order to prevent smuggling and illegal drugs, when they face extraordinary orders; and when necessary, cooperate with other related authorities under the coordination of the MoH.

OTHER SPECIFIC FEATURES OF THE REGULATION - III

CONTROL MEASURES:

The MoH may survey and inspect the premises, where any kind of activity is carried out regarding chemical substances/precursors subject to control.

THANK YOU FOR YOUR ATTENTION