

**No. 31075**

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**VENEZUELA  
and  
JAMAICA**

**Agreement on the prevention, control and suppression of  
the illicit trafficking in and use of narcotic drugs and  
psychotropic substances. Signed at Caracas on 2 Sep-  
tember 1992**

*Authentic texts: Spanish and English.*

*Registered by Venezuela on 1 July 1994.*

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**VENEZUELA  
et  
JAMAÏQUE**

**Accord relatif à la prévention, au contrôle et à la répression  
du trafic et de la consommation illicites de stupéfiants et  
de substances psychotropes. Signé à Caracas le 2 septem-  
bre 1992**

*Textes authentiques : espagnol et anglais.*

*Enregistré par le Venezuela le 1<sup>er</sup> juillet 1994.*

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE REPUBLIC  
OF VENEZUELA AND THE GOVERNMENT OF JAMAICA ON  
THE PREVENTION, CONTROL AND SUPPRESSION OF THE  
ILLICIT TRAFFICKING IN AND USE OF NARCOTIC DRUGS  
AND PSYCHOTROPIC SUBSTANCES

The Government of Republic of Venezuela and the  
Government of the Jamaica (the Contracting Parties),

Fully aware that the illegal cultivation, production,  
manufacture, processing and trading of narcotic drugs and  
psychotropic substances as well as the organization, promotion  
and financing of activities related to narcotic drugs and  
psychotropic substances and their raw materials, constitute a  
threat to the security and defence of States, undermine their  
economies and endanger the health of their peoples, to the  
detriment of their social and economic development;

Mindful of the fact that the problems of the illicit trafficking  
in and use of narcotic drugs and psychotropic substances  
transcend their national borders;

Convinced that both countries ought to adopt additional measures  
to facilitate the fulfilment of their obligations under the 1961  
Single Convention on Narcotic Drugs,<sup>2</sup> the 1972 Protocol<sup>3</sup> amending  
that Convention and the 1971 Convention on Psychotropic  
Substances,<sup>4</sup> which would constitute effective and operational  
instruments for cooperation in the fight against the illicit  
trafficking in and use of narcotic drugs and psychotropic  
substances and related activities;

Considering the need to establish rigorous control over the  
production, distribution and trading of precursor chemicals used  
in the manufacture and processing of narcotic drugs and  
psychotropic substances;

Desirous of establishing a mechanism for direct communication  
between the competent authorities of the two States for exchange  
of information on the supply of and demand for narcotic drugs and  
psychotropic substances.

Agree as follows:

<sup>1</sup> Came into force on 2 July 1993, the date on which the Parties notified each other of the completion of the constitutional or legal requirements and procedures, in accordance with article XVII (1).

<sup>2</sup> United Nations, *Treaty Series*, vol. 520, p. 151; vol. 557, p. 280 (corrigendum to vol. 520); vol. 570, p. 346 (procès-verbal of rectification of the authentic Russian text), and vol. 590, p. 325 (procès-verbal of rectification of the authentic Spanish text).

<sup>3</sup> *Ibid.*, vol. 976, p. 3.

<sup>4</sup> *Ibid.*, vol. 1019, p. 175.

## ARTICLE I

"Narcotic drugs" means any of the substances in Schedules I and II, whether natural or synthetic, of the Single Convention on Narcotic Drugs 1961 as amended by the Protocol amending the Single Convention on Narcotic Drugs 1961.

"Psychotropic substances" means any substance, natural or synthetic or any natural material in Schedule I, II, III or IV of the 1971 Convention on Psychotropic Substances.

## ARTICLE II

1.- The Contracting Parties shall fulfill their obligations under this Agreement in accordance with the principles of self-determination, non-intervention in internal affairs, sovereign equality, and respect for the territorial integrity of States.

2.- The Contracting Parties shall adopt the necessary measures in fulfillment of the obligations they have entered into under this Agreement, in conformity with the fundamental provisions of their respective constitutional, legal and administrative systems.

## ARTICLE III

The Contracting Parties agree to coordinate the efforts of their respective national authorities which have responsibility for matters relating to narcotic drugs and psychotropic substances in the formulation and implementation of programmes to prevent, control and suppress the cultivation, production, manufacture, processing and trading of narcotic drugs and psychotropic substances and the raw materials used in their manufacture.

## ARTICLE IV

1.- The Contracting Parties shall publish and disseminate information designed to educate the public about the dangers inherent in the illegal cultivation, production, manufacture, processing, illicit trafficking in, trading and use of narcotic drugs and psychotropic substances.

2.- The Contracting Parties shall adopt measures to discourage the publication, dissemination and promotion of material containing stimuli and messages which encourage illicit trafficking in and use of narcotic drugs and psychotropic substances.

## ARTICLE V

The Contracting Parties shall cooperate with each other in detecting, arresting and bringing to trial persons or groups suspected of being involved in the promotion, organization and financing of activities relating to the illicit trafficking in narcotic drugs and psychotropic substances and if they are found guilty, in punishing them.

## ARTICLE VI

The Contracting Parties undertake to carry out rigorous measures of inspection and strict control over the production, importation, export, storage, distribution and sale of raw materials, including precursor and essential chemicals used in the manufacture and processing of narcotic drugs and psychotropic substances, taking into account quantities necessary for medical, scientific and legitimate commercial purposes.

## ARTICLE VII

The Contracting Parties shall establish a mechanism for the exchange of information on the whereabouts of ships, aircraft and other means of conveyance suspected of illegal transportation of narcotic drugs and psychotropic substances or precursor and essential chemicals so that the competent authorities in their respective states may adopt measures to prevent their transport.

## ARTICLE VIII

The Contracting Parties undertake to seize and confiscate, in accordance with their national legislation air, land or maritime carriers used in the illicit trafficking of, including distribution, storage and transportation of narcotic drugs and psychotropic substances, precursor and essential chemicals used in their processing.

## ARTICLE IX

1.- The Contracting Parties shall, to the extent permitted by their national laws, adopt measures for locating, seizing and securing those assets derived from the illicit trafficking in narcotic drugs and psychotropic substances as well as their raw materials including the precursor and essential chemicals used in the processing or manufacture of illicit drugs and psychotropic substances.

2.- The Contracting Parties shall also adopt measures to receive and process requests from each other in respect of assistance for enquiry and investigation leading to the identification and location of such assets.

#### ARTICLE X

The Contracting Parties agree to cooperate in implementing programmes to provide national agencies responsible for the suppression of illicit trafficking in narcotic drugs and psychotropic substances with specialized and up-to-date training in investigation, enquiry, seizure and confiscation of narcotic drugs and psychotropic substances, their raw materials including precursor and essential chemicals.

#### ARTICLE XI

The Contracting Parties agree that a person who is accused of an offence relating to the illicit trafficking in narcotic drugs and psychotropic substances and other related activities, or who is alleged to be unlawfully at large after conviction for such an offence, shall be subject to extradition in accordance with any extradition treaty which may hereafter be concluded between the two States. The Parties shall not however be obliged to surrender their own nationals.

#### ARTICLE XII

The Contracting Parties shall endeavour to undertake in an expeditious manner, through diplomatic channels, the processing of letters rogatory related to the illicit trafficking in narcotic drugs and psychotropic substances and other related activities, when requested by one or other of said Parties.

#### ARTICLE XIII

The Contracting Parties shall establish measures for cooperation in respect of:

- a.- The elimination of the illicit demand for narcotic drugs and psychotropic substances through public awareness activities preventive education curricula for schools and community involvement projects;
- b.- The eradication of the illicit supply of narcotic drugs and psychotropic substances through the implementation of economically viable crop substitution and alternative employment projects;

- c.- The development of measures for more effective treatment detoxification and rehabilitation of the drug addicted person through institutional and community based rehabilitation programmes;
- d.- The promotion of research and development projects to counter illicit activities related to narcotic drugs and psychotropic substances;
- e.- The destruction of laboratories, equipment and materials used in the illicit production of narcotic drugs and psychotropic substances;
- f.- The elimination of the illicit cultivation, production, importation, exportation, storage, distribution, and sale of narcotic drugs and psychotropic substances;
- g.- The regulation of the production, importation, storage, distribution, sale and commercial use of precursor and essential chemicals whose use is diverted to the processing and manufacture of narcotic drugs and psychotropic substances;
- h.- The establishment of systems for exchanging information and intelligence on combatting the illicit trafficking in and use of narcotic drugs and psychotropic substances, the prevention of the use of these substances, and the rehabilitation of the drug addicted person with full respect for the jurisdiction of their national authorities;
- i.- The drafting of legal instruments as the Parties consider appropriate for combatting more effectively the illicit trafficking in and use of narcotic drugs and psychotropic substances;
- j.- The promotion and strengthening of activities for combatting the illicit trafficking in and use of narcotic drugs and psychotropic substances through the assignment and application of more human, financial and material resources taking into account the budgetary capabilities of each Party;
- k.- The undertaking of any other measures in accordance with this Agreement that are considered necessary to achieving better cooperation between the Parties.

#### ARTICLE XIV

With a view to attaining the objectives contained in the present Agreement, the Contracting Parties have decided to create a Joint Commission which shall be composed of the coordinating authorities of both parties and shall have consultative and operational functions.

The coordinating authorities in the case of the Republic of Venezuela they shall be the Ministry of Foreign Affairs with respect to consultative functions and the Ministry of Justice with respect to operational functions. In the case of Jamaica shall be the Ministry of Foreign Affairs and Foreign Trade and the Attorney General's Department with respect to consultative functions, and the Ministry of National Security and Justice and the National Council on Drug Abuse with respect to operational functions.

#### ARTICLE XV

- 1.- The Joint Commission shall have the following functions:
  - a.- To elaborate plans for the coordinated prevention and repression of illicit traffic of narcotic drugs and psychotropic substances and their raw materials, including the precursors and specific chemicals, and for the rehabilitation of drug addicts.
  - b.- To recommend to the respective Governments the appropriate actions to achieve the objectives of the present Agreement. The recommendations will be developed through close cooperation between the coordinating authorities of each Contracting Party.
- 2.- The Joint Commission, which is to elaborate its own regulations, shall be coordinated by the Ministries of Foreign Affairs of the Contracting Parties and meet alternately in Venezuela and in Jamaica at least once a year, although extraordinary meetings may be convened thorough diplomatic channels.
- 3.- The Joint Commission may create sub-commissions for the development of the specific actions contained in the present Agreement, and working groups to analyze and study specific issues. The sub-commissions and working groups may make recommendations or propose such measures as they may deem necessary to the Joint Commission.
- 4.- The result of the Joint Commission's work shall be submitted to the Contracting Parties, through their respective Ministries of Foreign Affairs.

#### ARTICLE XVI

The present Agreement may be amended by mutual agreement of the Contracting Parties and such amendments shall enter into force in accordance with the provisions of Article XVII.

## ARTICLE XVII

1.- The present Agreement shall enter into force on the date on which the Contracting Parties notify each other through diplomatic channels that they have fulfilled all the necessary constitutional or legal requirements and procedures to implement the Agreement.

2.- The Agreement shall remain in force for three (3) years and may be extended for equal periods subject to the provisions of paragraph 3 of this Article.

3.- Either of the Contracting Parties may terminate the Agreement at any time, through written notification to the other Party in which case termination of the Agreement shall take effect ninety (90) days from the date of such notification.

Executed in the City of Caracas, on September 2nd, 1992, in two original copies in the Spanish and English languages, both texts being equally authentic.



DAVID LÓPEZ HENRIQUEZ  
Acting Minister of Foreign Affairs  
of the Republic of Venezuela



BENJAMIN CLARE  
Minister of State  
Ministry of Foreign Affairs  
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