

LAW No 381

of 28 September 2004

concerning certain financial measures in the field of prevention and fight against illicit drug trafficking and use

ISSUED BY: THE PARLIAMENT

PUBLISHED IN: THE OFFICIAL GAZETTE OF ROMANIA No 896 of 1 October 2004

The Parliament of Romania hereby adopts this Law.

Article 1

This Law aims to establish certain measures for financing the programmes and projects of prevention and fight against illicit drug trafficking and use, drawn up by the National Anti-Drug Agency pursuant to the National Anti-drug Strategy.

Article 2

The financing of the programmes and projects provided for in Article 1 shall be ensured from the budget of the Ministry of Administration and Interior within the limits of the budget appropriations approved for this purpose.

Article 3

The goods seized as a result of drugs and drug precursors-related criminal offences shall be declared under this title and shall be capitalized under the conditions established by Government Ordinance No 128/1998, as republished, for regulating the methods and conditions of capitalizing goods seized or become, according to the Law, state private property.

Article 4

The amounts resulted from the capitalization of the goods provided for in Article 3 shall represent income for the state budget and shall fall into a separate account of the state budget.

Article 5

Pursuant to this Law, the National Anti-Drug Agency shall fulfil the following duties:

- a) it shall keep the records of the judicial decisions, communicated by the courts, imposing the seizure of goods subject to the provisions of this Law;
- b) it shall draw up the programmes and projects to be financed according to the priorities provided for in the National Anti-drug Strategy;
- c) pursuant to Article 13(2) of Government Ordinance No 128/1998, as republished, it shall require the Inter-ministerial Commission attached to the General Secretariat of the Government to consign, free of charge, certain goods falling under this Law;

- d) it shall require the Ministry of Public Finance to assign, free of charge, other categories of goods seized as a result of drugs and drug precursors-related criminal offences, according to Government Ordinance No 128/1998, as republished.

This Law has been adopted by the Parliament of Romania, in compliance with the provisions of Articles 75 and 76(2) of the Constitution of Romania, as republished.

THE PRESIDENT OF
THE CHAMBER OF DEPUTIES
VALER DORNEANU

THE PRESIDENT
OF THE SENATE
NICOLAE VĂCĂROIU

Bucharest, 28 September 2004.
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