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<p>SENTENCING DRUG OFFENDERS</p> <p>A. Sabbadini and A. Boni</p> <p>Release No. 42, July 2020</p>
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National in scope, this looseleaf provides analysis of the relevant jurisprudence on sentencing drug offenders. This resource offers detailed chapters on 20 different drugs with particular emphasis on the most commonly used substances - heroin, cocaine and cannabis. It also includes an explanation of the offences, schedules and penalties under the *Controlled Drugs and Substances Act (CDSA)*; discussion of the purpose, objectives and principles of sentencing under the *CDSA* and *Criminal Code*; a review of the aggravating and mitigating factors in sentencing offenders convicted of drug offences as well as sentencing tables.

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What's New in this Update:

Updates to case law summaries, including:

- **Criminal Sentencing—Drug Offences—Heroin and Other Opioids—Fentanyl—Trafficking Powder and Pills**—Convicted at trial of possession \$22,500 proceeds of crime and 2 counts each possessing 147.9 g fentanyl and cocaine and methamphetamine for purpose of trafficking—29-year-old first-time offender—Trial judge sentenced offender to 8 years, being 6 years for large quantity fentanyl, 2 years for smaller quantity fentanyl, all other sentences concurrent—ONCA found trial judge erred by imposing consecutive sentences for possession of same drug in same place on same day—ONCA made 2 fentanyl sentences concurrent, resulting in 6-year sentence. *R. v. Leite*, 2019 ONCA 121.
- **Criminal Sentencing—Drug Offences—Other Drugs—Psilocybin**—Offender pleaded guilty to possession of 28 kg psilocybin for purpose of trafficking, careless storage of firearms, unauthorized possession of firearms—42-year-old—No evidence offender involved in production—PSR deemed low risk to re-offend—Mitigating: remorseful, first offender, honoured bail terms—Aggravating: large quantity in proximity to firearms, though less aggravating due to rural setting; possession for strictly financial gain—8 months' imprisonment on psilocybin charge, less 4 months' credit presentence custody and time spent on house-arrest. *R. v. Jeaurond*, 2019 ONSC 374.