

Questionnaire for 2024

Question number 1

The possession, transfer and use of euphoric substances are regulated in the criminal law and in the act on euphoric substances with associated executive order. The law is accompanied by a list of narcotic drugs with their classification. It is to be stressed that some of these drugs can be used legally in medicine e.g.

Question number 2

If a product contains substances that are on the list of forbidden drugs and there is no permission for the use then the product will be illegal. This also applies if it is a precursor.

Question number 3

No – any investigation regarding drugs can be started by the police but as in all other cases the police sometimes need a court order to obtain the needed evidence. That could be a search warrant e.g.

Question number 4

No – but the judge needs to approve a legal request if the police would need a court order to obtain that same kind of evidence in Denmark.

Question number 5

All regulations concerning drugs are applicable over the entire national territory.

Question number 6

Not of the equipment used in manufacturing illegal drugs as so but if it can be proved that the equipment is meant for use of manufacturing illegal drugs then it would be possible to convict for the attempt to manufacturing illegal drugs or participation in the manufacturing.

Question number 7

There are no general rules – it all depends on the evidence and if the prosecutor can prove that the person had the intentions of manufacturing illegal drugs.

Question number 8

It all ends up with the burden of proof. If the prosecutor can prove that a person has the intention of manufacturing illegal drugs then this person can be convicted at any stage of the manufacturing – even at the very first steps of the way to manufacturing.

Question number 9

The minister of Health decides which drugs and under which circumstances that a drug is illegal – if the prosecutor can prove by test results that a substance contain illegal drugs and that the substance therefor is forbidden according to the law and accompanied list then the judge can rule in the case.

Question number 10

In Denmark the judge has to rule within the law so if a drug is not included on the list

Question number 11

In the Denmark the judge has to secure alle international obligation that the Denmark signed up to are respected both in domestic and in foreign affairs.

Question number 12