

Confiscation of land and agricultural goods

Category: Groud Control ProceduresCreated: Thursday, 30 June 2016 13:19 - Last Updated: Thursday, 12 September 2019 11:39
Hits: 5589

Principle: Cases of finding marijuana on usufructuary lands shall be prosecuted in accordance with the provisions of Decree-Law No. 232: "On Confiscation for Acts Related to Drugs, Acts of Corruption or Other Unlawful Behaviours", January 21, 2003, and its Regulations, Resolution No. 285 / January 29, 2003, and its Regulations, Resolution No. 285 January 29, 2003. Resolution No. 6, January 24, 2003, all in view of the special rules for this matter, and therefore shall not extinguish the usufruct for any of the grounds established in Decree-Law No. 300/2012, when it deals drug to a landowner or usufructuary of land, anywhere in the country, proceed the application of this special rule, does not have to be within the rustic farm.

As the lands are indivisible, the occupation of drugs on it, involves the total confiscation and not a quota or proportion.

Documents to be incorporated

- In order to dictate the Confiscatory Resolution on the part of the Delegate or Provincial Director of the one of the Agriculture, they will be incorporated:
- Land Registry File.
- Inventory and Valuation of land and agricultural goods.
- A written statement based on information from MININT Specialized Agency, or the corresponding Public Prosecutor's Office, which accredits that what is occupied corresponds to drugs.
- - Criteria of the ANAP Presidents at the provincial and national levels.
- - Resolution of the Provincial Agriculture Delegate or Director .
- - Notification.

Review procedure

- Application with \$ 5.00 stamp.
- Investigations carried out.
- Criterion of Agriculture.Delegate or Provincial Director of
- Criterion of the President of National Association of Small Farmers.
- Resolution of the Minister of Agriculture.
- Notification to offenders and to the Company that receives the land and agricultural goods, having to update its situation in the Land Registry.