



TRADUCCIÓN INGLÉS-CASTELLANO

(Perfiles 22, 24 y 27)

COURT OF APPEAL FOR WESTERN SWEDEN
Division 2

JUDGMENT

16 Jan 2020

APPEALED DECISION

Judgment of the Gothenburg District Court dated 13 November 2019 in case n° B 8564-19;

PARTIES (number of accused 2)

Appellant and respondent (Accused)

D....

Citizen of Nigeria

Incarcerated: Detained in custody

Counsel and public defender: A...

Appellant and respondent (Prosecutor)

Public prosecutor J...

National Unit against International and Organised Crime

THE MATTER

Aggravated narcotics offence.

THE COURT OF APPEAL'S HOLDING

The Court of Appeal amends the District Court's judgment in as much as the Court of Appeal decides that the length of the term of imprisonment shall be three years, and prohibits D.... from returning to Sweden until 13 November 2029.

D... shall remain in detention until the Court of Appeal's judgment becomes final and binding with respect to the issue of liability and expulsion.

The District Court's order regarding seizure shall remain in force.

MOTIONS IN THE COURT OF APPEAL, ETC.

M... has moved that the Court of Appeal dismiss the indictment or, in the alternative, reduce the length of the term of imprisonment.

The prosecutor has moved, primarily, that the Court of Appeal convict D.... of a completed aggravated narcotics offence with respect to unlawful acquisition for own use



MINISTERIO
DE ASUNTOS EXTERIORES,
UNIÓN EUROPEA
Y COOPERACIÓN

**TRIBUNAL CALIFICADOR
PRUEBAS PARA EL INGRESO EN EL CUERPO
DE TRADUCTORES E INTÉRPRETES DEL
ESTADO**

*Resolución de 10 de octubre de 2022
(BOE núm. 247, del 14.10.2022)*

or on behalf of a third party of 199.73 grams of heroin, as well as custody and promotion of consideration for narcotics in the amount of at least SEK 23,500, and significantly increase the punishment. Also in the event the Court of Appeal assesses the action as constituting an attempted offence, the prosecutor has moved for an increase in punishment. The prosecutor has also moved that the Court of Appeal extend the period of time under which D... is prohibited from returning to Sweden.

D... has opposed the prosecutor's motions for amendment and, in conclusion, has moved that the Court of Appeal dismiss the indictment.

The Court of Appeal concurs with the District Court's assessment that D... shall be sentenced to imprisonment for a term of five years and six months. He shall also be expelled from Sweden and prohibited from returning here within 10 years from the date of the District Court's judgment.

Since the cash seized from D... appears more likely than not to constitute gains from criminal activity, it shall be forfeited.