

BREAKING the SILENCE

Cannabis prohibition, organized crime and gang violence in BC

A report by STOP the VIOLENCE BC

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Stop the Violence BC includes experts affiliated with the following organizations:



To learn more about the Coalition or to join, please visit www.stoptheviolencebc.org



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Cannabis prohibition, organized crime and gang violence in British Columbia

Report prepared by the Stop the Violence BC Coalition

October 2011

BREAKING the SILENCE

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INTRODUCTION

British Columbia has long been a key centre of illegal cannabis cultivation in Canada. While historically this activity was believed to be dominated by "hippies" growing cannabis in remote outdoor locations, the last two decades have seen the trade progressively characterized by high tech indoor grow operations that are increasingly under the control of organized crime groups.¹ The scale and impact of this market should not be underestimated. A recent Fraser Institute report, which concluded that the cannabis trade should be legalized to address the harms of cannabis prohibition, estimated that the value of BC's illegal cannabis market was worth up to \$7 billion.²

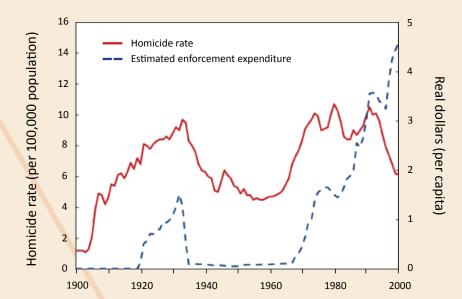
In response, significant law enforcement resources have been used in an attempt to suppress cannabis's contribution to organized crime in BC.^{3,4} However, as was observed with the emergence of a violent illegal market under alcohol prohibition in the United States in 1920s, the vast illegal market that has emerged under cannabis prohibition has for many years proven resistant to law enforcement's efforts, while unintended consequences have similarly emerged.⁵

Specifically, in the wake of fears following the emergence of widespread cannabis use in the 1970s, there has been a longstanding and very costly effort to reduce cannabis availability and use through drug law enforcement. Despite more than an estimated \$1 trillion having been spent on the "war on drugs" in North America during the last 40 years, cannabis is as readily available today as at any time in our history.^{6,7} Rates of use

are up over the last decade, cannabis potency has increased and price has decreased.^{8,9} In fact, by virtually every metric, cannabis prohibition has clearly failed to achieve its stated objectives.¹⁰ This policy failure alone is reason enough to urgently explore alternatives, but cannabis prohibition has been more than simply ineffective. Despite these serious concerns, the ineffectiveness and unintended consequences of anti-cannabis laws are rarely publicly discussed by policy makers.

In fact, while business, social and political leaders may speak privately about the concerning role that cannabis prohibition has played in fuelling organized crime and related violence in British Columbia, the province's leaders have largely been silent on this issue in public. Worse, other leaders have been outspoken in supporting an endless cycle of new drug law enforcement interventions, without any mention of the fact that the cannabis prohibition laws themselves set the stage for the enrichment of organized crime and related violence.^{11, 12} This status quo must end.

This brief report outlines the links between cannabis prohibition in BC and the growth of organized crime and related violence in the province, and is the first report of a coalition of concerned citizens and experts known as Stop the Violence BC. The report also defines the public health concept known as "regulation" and thereby seeks to set the stage for a much needed public conversation and action by BC politicians where historically there has been a leadership vacuum. **Figure 1.** Homicide rate and estimated expenditure for enforcement of alcohol and drug prohibition in the United States, 1900–2000



Sources: Vital Statistics of the United States (US Census Bureau, 1975), Statistical Abstracts of the United States (US Census Bureau, various issues), Eckberg (1995), and Annual Budget of the United States, as described in Miron (1999)

2

CANNABIS PROHIBITION, ORGANIZED CRIME AND VIOLENCE

The cannabis trade in BC is unique. While cannabis is grown locally in substantial quantities, heroin and cocaine are not grown or produced locally and must be imported. This means profit margins are considerably higher for cannabis. Similarly, unlike the thriving market for domestic cannabis sales that exists in the province, which is estimated to involve well over 430,000 cannabis users, the number of British Columbians who use heroin or cocaine is only a fraction of the size.¹³ This explains why cannabis prohibition has made such a key financial contribution to the growth of organized crime in this province and why Stop The Violence BC is focusing its efforts on the illegal cannabis trade.

The well-intentioned effort to reduce the availability of cannabis by making it illegal, like alcohol prohibition before it, has resulted in a range of unintended consequences that have been well described in the scientific literature. Most importantly, throughout North America, organized crime has been the primary beneficiary of the unregulated market, with adverse consequences.^{14, 15} A recent systematic review of

every peer-reviewed English language study to examine the impact of drug law enforcement on violence demonstrated the clear link between drug prohibition and violence.¹⁶ In fact, of all studies that have used real-world data to examine the link between drug law enforcement and violence, no study has shown a beneficial impact of drug law enforcement on reducing drug market violence. A now famous study conducted by Harvard economist Jeffrey Miron demonstrated the close correlation between drug war funding and rates of homicide during both alcohol prohibition and since Richard Nixon declared America's "war on drugs" 40 years ago (Figure 1).¹⁷

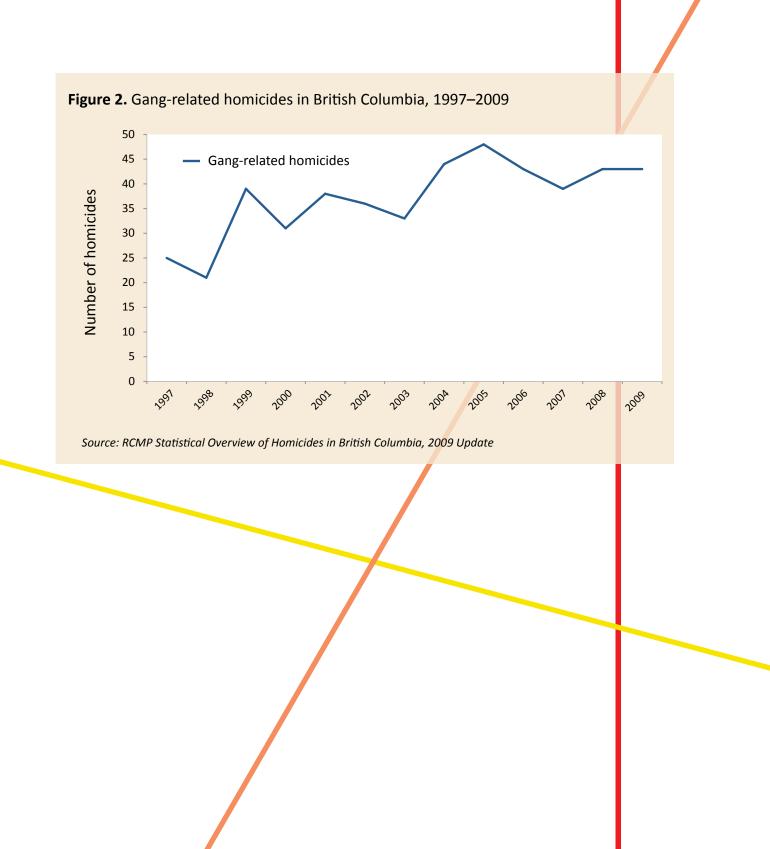
Internationally, Mexico today is the starkest example of how crackdowns on drug cartels have failed to suppress the drug market and reduce violence. The horrible drug-war-related violence in that nation, which was unleashed by President Felipe Calderón after a crackdown on drug cartels in 2006, has seen more than 34,000 drug-war-related deaths since that time.⁸

Locally, as in most other regions in North America, BC has seen cannabis prohibition contribute to a well characterized enrichment and entrenchment of powerful organized crime groups whose modes of control are increasingly characterized by violent turf wars over the sizable profits created by cannabis prohibition.¹⁹ Although the violent nature of these drug gangs was well recognized by the public as early as 1998, when a notorious Vancouver-based organized crime leader was murdered at a nightclub in downtown Vancouver, gang violence has only increased since this time.^{20, 21} Figure 2 illustrates the steadily increasing rate of homicide in BC attributed to drug gangs. As shown here, while 25 gang-related homicides were reported in 1997, this number increased steadily to 43 in 2009. It is noteworthy that the proportion of all homicides in BC attributable to gangs also increased from 21% in 1997 to 34% in 2009. Among the most high profile and violent episodes recently was the "drug war" between Lower Mainland gangs which resulted in more than 20 murders and 40 wounded by the end of the first guarter of 2009.²¹ However, to Vancouverites, this high profile episode was only one collection of a series of all too common experiences in the city. Although more recent data are not easily available, gang violence has not abated since that time. For instance, on December 12, 2010, ten people were shot in a gang shooting on Oak Street.²²

Importantly, these statistics underestimate the overall levels of violence, which in many cases do not result in homicide. For instance, according to the Royal Canadian Mounted Police (RCMP), "there were 276 incidents of drive-by shootings in 2009, many without regard for public safety."¹⁹ The RCMP further describes this violence in BC as "including homicides, contract killings, kidnappings, vicious ordered assaults, extortion and arson [which] continues to be the hallmark of all levels of the drug economy."¹⁹

Along with violence that is increasingly becoming part of life in Vancouver, the RCMP have also cautioned that drug gangs are expanding their violent networks across BC. The RCMP have stated: "The expansion of organized crime groups/gangs to more rural areas of the province is expected to continue, because drug turf takeovers have been, on the whole, remarkably successful and there appear to have been only several rather short-lived clashes with the resident group(s)."¹⁹





Police fear gang war over pot INSIDE CRIME INC. violence between crime groups

PLEASE CONTACT CRIMESTOPPERS 669-TIPS

Police fear a recent drop in the price of marijuana in R.C. could lead to increased gang violence as tival organized crime groups bat-tle for courrol of the province's So-billion pot trade. Inspector Paul Nadeau of the

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nate the province's pot trade, especially in the Lower Mainland. That dominance was highlight of in a recent study by the Uni-wersity College of the Fraser Van ley that looked at all marijuan police files in the province from 1997, five per cent of mari-juana growing suspects identified

SEPTEMBER 25, 2004

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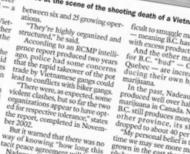
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recruit recent immigrants to end the plants in exchange or living in the house rent-A separate team of har-

A separate team of har-vesters then comes every few months to take the plants. The first is that increased so rity at the U.S. border since stacks has made attacks has made attacks has more



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export trade has been the number-one er for

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Fisher said B.C. marijuana has three grades — Single A. Double A and Triple A — with the latter used for the export naviet. He said police have secized B.C. bud from as far away as San Anto-nio, Tex, — where marijua-na labelled as Northern Lights Was

nate B.C.'s marijuana trade.

POLICE LINE DO NOT CROSS

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INSIDE

walks through a marijuana-growing operation near Fa SPECIAL SERIES

FRIDAY, SEPT. 10 •SECRET 'HIT UST': Targeting B.C.'s

SATURDAY, SEPT. 11 HELLS ANGELS: Outin

and the be FRIDAY, SEPT. 17 GANG SLAYINGS: A forme

nadian gangster has details on a es of unsolved murders. SATURDAY ---

BY CHAD SKELTON

When Eric Chow heard so When Eric Chow heard some-thing banging against his front door around 2:30 a.m. Aug. 22, he thought at first it was just the wind.

Chow, 22, was watchin

couver Island. B.C.'s pot trade is estimated at \$6 billion a year -

t come in." As one of the assailants pushed

to get

ist the bathroom door trying

- the province's most lucrative crop.

Pot thieves bring terror in the night

After the two men had done a been the victims of mistake there was no marijuana to ke

he said. Police have estimated the value of B.C.'s marijuana industry at about \$6 billion a year — making it the province's most lucrative

nor, "It's got a good reputation, so they're just using the same termi-nology and you really can't tell," he said.

rop. Nadeau said the marijuana

A Police at the scene of the shooting death of a Vietnamese gang leader. Vietnamese gangs now domin

REGULATION VERSUS LEGALIZATION

Already, the public is way ahead of BC's political leaders in the area of cannabis law reform, with a recent Angus Reid poll showing that almost twothirds of British Columbians support outright cannabis legalization as a strategy to reduce gang violence.²³ Stop The Violence BC, along with several leading medical and public health bodies, including the Health Officers' Council of BC and the Canadian Public Health Association, support the notion of "regulation" of cannabis rather than outright legalization (Figure 3).²⁴ A regulated market for cannabis specifically refers to a legal market for adult recreational cannabis use, with strict regulatory controls placed upon it. While these tools have been described in detail previously, these controls could include prohibitions on advertisement and public promotion as well as age restrictions and restrictions on where cannabis could be used.^{10, 25, 26} These regulatory tools have proven effective at reducing rates of alcohol and tobacco use in various settings internationally and are described briefly in **Tables 1 and 2**. Significantly, unlike the unregulated market that currently exists, which funnels hundreds of millions of dollars directly to organized crime groups, taxation allows for proceeds from the cannabis market to be used for programs that benefit society.



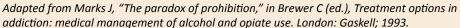


Table 1: Potential benefits of a regulated market for cannabis	
Availability	Regulatory tools can be used in an effort to control access, particularly through the use of age and place restrictions. ²⁵
Drug market violence	By eliminating the illegal cannabis market, violence arising from conflict among those involved in cannabis supply will likely be reduced. ³³
Organized crime	Removing the illegal market will eliminate a key source of revenue for organized crime groups. ³⁴
Law enforcement resources	A regulated market for cannabis creates opportunities for enforcement resources to be redeployed towards improving and maintaining community health and safety. Estimates suggest that national regulation of cannabis in the United States would result in savings of \$44.1 billion per year on enforcement expenditures alone. ³⁵
Tax revenue	Regulating cannabis could create new sources of revenue for governments. The potential new revenue for the state of California is estimated to be between approximately \$990 million and \$1.4 billion annually. ³⁶

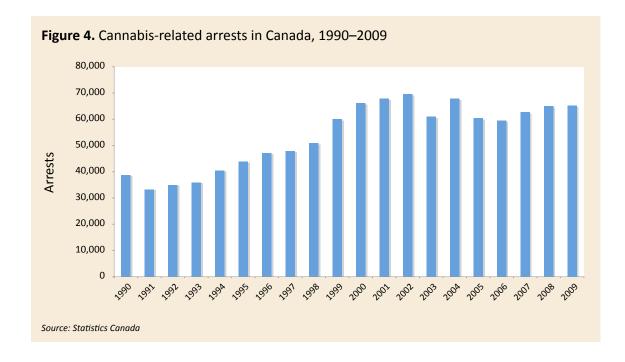
Table 2: Models and mechanisms for reducing cannabis harms in a regulated market	
Prescription or permit system	Prescriptions or permits could be issued to individual purchasers, similar to systems in place at some medical cannabis dispensaries. ²⁵
Licensing system	Cannabis dispensaries could be issued conditional licences requiring compliance with regulatory guidelines. ^{25, 26}
Purchasing controls	Taxation (i.e., increasing consumer price barriers) has been shown to affect levels of alcohol and tobacco use and could be applicable to cannabis. ^{25, 37-41}
Sales restrictions	Implementing age restrictions, similar to tobacco and alcohol regulations, could limit access to cannabis among youth. ^{26, 37}
	Limiting days and hours of sale of alcohol has been shown to affect levels of alcohol use and could affect rates of cannabis use. ^{25, 38, 41}
	Alcohol outlet density has been associated with rates of alcohol use and hence limiting cannabis outlet density could limit rates of use. ^{38, 41}
	Restrictions on bulk sales as employed in the Netherlands, where purchases are restricted to 5 grams, could help restrict diversion to minors. ^{25, 26}
Restrictions on use	Regulatory policies that affect the location or circumstances of use and allow for limited use in designated places, such as the Dutch coffee shop model for cannabis, could limit uncontrolled and "public nuisance" use. ^{25, 26}
	Strict regulations would prohibit driving or operating machinery while impaired. ^{26, 41}
Marketing	Strict regulations on marketing and product branding would reduce exposure to advertising, which is known to affect rates of alcohol and tobacco use. ^{26,42}
Packaging	Tamper-proof packaging, standard labelling on content, factual health warnings, and no on-pack branding or marketing would help regulate cannabis use. ²⁶
Reducing harm	Regulated and controlled availability of lesser-strength substances reduces the illegal market for and use of higher potency substances, as has occurred with the regulation of alcohol. ²⁵
	Opportunities should be explored to change patterns of use towards non-smoked cannabis. ^{43, 44}

BENEFITS

Rates of cannabis-related arrests in Canada have risen from approximately 39,000 in 1990 to 65,000 in 2009 (Figure 4). The costs to the law enforcement and judicial systems, as well as the costs of incarceration, are a heavy and growing burden on the taxpayer. Regulation has the potential not only to eliminate the violent illegal cannabis market and raise tax revenue but also to end the excessive cannabis law enforcement expenditures that drain tax dollars. Instead of enforcing a cannabis prohibition system that unwittingly contributes to organized crime and violence, law enforcement resources could be successfully redeployed where they can actually improve community safety.

Furthermore, while the growth of propertydamaging indoor cannabis "grow-ops" in BC is commonly used to justify the increased deployment of law enforcement resources, the reality is that these opportunities are created by cannabis prohibition itself.²⁷ In fact, many reasons given to support cannabis prohibitionsuch as the growth of organized crime-are actually reasons to consider alternatives rather than to invest further tax dollars into futile anticannabis law enforcement efforts. As economists have repeatedly pointed out, any successful intervention to reduce the number of cannabis producers only makes it more profitable for others to enter into the production market, and the violent cycle continues.¹⁷ In addition, regulation could create a system of cannabis production that would noticeably reduce the occurrence of home invasions, property damage, hydroelectricity theft, house fires and environmental concerns which have emerged under the existing system of anti-cannabis law enforcement.²⁶

Moreover, under the status quo of cannabis prohibition, no effective regulatory controls are in place to successfully limit cannabis sale to minors.



Instead, under the unregulated illegal market that is controlled by organized crime, profit motivates organized crime groups to expand their market, which helps explain why youth currently have such free and easy access to cannabis.⁶ Under a strictly controlled legal framework, regulatory tools could be employed in an effort to make cannabis and other drugs less available to young people. In the Netherlands, to take one example, where cannabis is sold in licensed "coffee shops," a key rationale for cannabis regulation was to separate cannabis sales from the sales of other harmful drugs.²⁸ The idea was that drug dealers might offer heroin, cocaine and other addictive drugs to young people who may initially be interested only in cannabis experimentation. A regulated market in BC could similarly achieve this goal.

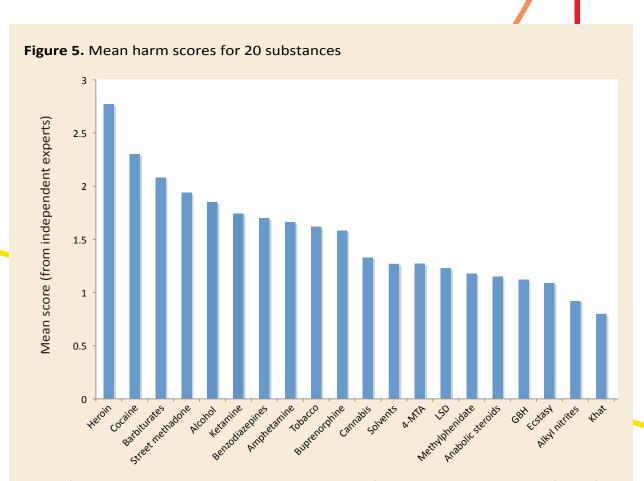
While the actual impact of cannabis regulation on rates of youth drug use will likely depend on the models of regulation and the cultural changes they bring about, results elsewhere have been positive. For instance, comparisons between the United States and the Netherlands, where cannabis is de facto legalized, indicate that despite the US's record levels of drug enforcement expenditures, the lifetime rate of cannabis use in the US is more than double that observed in the Netherlands.²⁹ In this context, it is arguable that cannabis prohibition itself contributes to, among other things, the glamour of cannabis use among youth.

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HEALTH EFFECTS

In recent years, scientific reviews have concluded that, while cannabis is not without health-related harms, these harms are viewed to be less serious than those associated with alcohol and tobacco (Figure 5).³⁰ The potential health issues for cannabis consumers, as well as social issues such as the public safety implications of driving after using cannabis, have been reviewed elsewhere.^{26, 30} While the authors of this report view these issues as critically important and further rationale for an impact assessment of cannabis prohibition, they have focused in this report on the organized crime and violence implications of cannabis prohibition. Future reports by Stop The Violence BC will seek to address a number of these health and social challenges and solutions to BC's cannabis problem.



Adapted from Nutt D, King LA, Saulsbury W, Blakemore C. Development of a rational scale to assess the harm of drugs of potential misuse. Lancet. 2007 Mar 24; 369(9566): 1047-53. Review. Used with permission.



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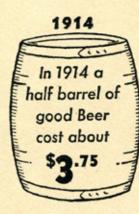
CONCLUSION

From an evidence-based perspective, cannabis prohibition has clearly failed to achieve its stated objectives and has resulted in a range of harms, not the least of which is the growth of organized crime in British Columbia and the all too common violence that has been linked to the cannabis trade.

Many misconceptions exist regarding the actual impacts of cannabis prohibition, and

special interests contribute to public confusion by commonly making false or misleading statements about the alternatives to the status quo.^{31, 32} This report therefore concludes with a questions and answers section addressing many of the common questions about cannabis prohibition and its alternatives.

BEER for PROSPERITY CAMPAIGN



How Crime Is Financed

Millions of dollars made from bootleg Beer now finances all kinds of crimes, kidnappings, etc.



Legalizing Beer would bring to the U.S. Government \$2,000,000,000 New Revenue in Four Years

if a tax of \$3 a half-barrel were levied. With this tax the total price per half-barrel would be \$6.75, as against today's bootleg price of \$18, and you'd get good wholesome Beer, the Government would be able to reduce taxes, thousands of men would find work and good times would return.

In 1914 consumption of malt liquors amounted to 2,056,407,108 gallons, or 20.54 gallons per capita.

In 1932, consumption (same per capita basis) would exceed 2,567,500,000 gallons. At \$3 tax per half-barrel the annual revenue to the Government would be over \$495,000,000.

In 1914 there were 1,413 breweries. In 1930, 231. If Beer were legalized, upwards of \$500,000,000 will be spent remodeling plants, buying trucks, etc., and upwards of 250,000 jobs created for unemployed men.

The Only Place Where Beer Can Be Legalized Is In Congress. Now Is the Time, When All Congressmen Are Up for Election, to Select the Candidates who Favor Beer.

DO IT BEFORE ELECTION ... AFTERWARD IT'S TOO LATE

Organized crime flourished in the US during the Prohibition era. "Beer for prosperity" campaign poster from 1932 courtesy of Hagley Museum & Library.



QUESTIONS & ANSWERS

If we regulate cannabis, won't organized crime move into another more dangerous criminal activity?

There is no evidence to suggest that cannabis prohibition protects British Columbians from crime and violence by somehow preventing criminals from engaging in other activities. Organized crime has gravitated to the cannabis trade because of the huge profits and the ease with which this trade evades law enforcement. Rather than protecting British Columbians, cannabis prohibition is a key revenue stream for organized crime which allows gangsters to finance other illegal activities. For instance, the RCMP have noted how BC cannabis is taken to the US and traded for cocaine that is subsequently sold in Canada. Eliminating the substantial revenue stream provided to organized crime through cannabis prohibition will deter people from getting involved in the illegal cannabis trade in the first place and will make those who choose to remain in organized crime less able to finance other activities, forcing them into activities that are less profitable and more visible to police.

Why not just decriminalize cannabis?

In several places around the globe, cannabispossessionanduseforpersonal purposes has been decriminalized. For instance, in the State of California, individuals caught in possession of up to one ounce of cannabis only receive a minor administrative infraction—the equivalent of a parking ticket. While this saves law enforcement resources, it still leaves an unregulated market to the benefit of organized crime. As a result, violence continues, no tax revenue is generated, and no effective regulatory controls are put in place to limit harms such as cannabis sale to minors. Rather, the only interest of the illegal market is profit, hence the easy availability of cannabis to young people under cannabis prohibition.



Isn't cannabis more potent than it was in the 1970s?

Yes. Under the existing system of cannabis prohibition, cannabis has become many times more potent than it once was. The increasing potency and decreasing price of cannabis are further evidence of the failure of prohibition, and the increasing potency of cannabis is an important reason to evaluate a regulatory framework. In particular, links between highly potent cannabis and psychosis among young people have been reported, and these reports provide all the more reason to protect young people by regulating this market in the same way we place limits on the strength of alcohol or the nicotine content of cigarettes.

Why not pursue more aggressive forms of anti-cannabis law enforcement?

The laws of supply and demand succinctly explain why cannabis prohibition has failed and will continue to fail. For all commodities for which there is demand, including cannabis, any successful effort to reduce supply will have the perverse effect of increasing the value of the remaining supply. This is why any "successful" anti-cannabis law enforcement effort that reduces supply (such as a major drug bust) has the perverse effect

of incentivizing new players to begin cannabis production. This explains why drug arrests are often followed by turf wars and more violence. In the United States, where aggressive law enforcement under the war on drugs has resulted in more individuals behind bars than in any nation in the world, mass incarceration schemes have not reduced the cannabis market or related harms (e.g., violence from drug gangs).



Shouldn't we be focusing our energy on cannabis prevention?

Preventing cannabis use is a key priority for Stop The Violence BC. Great strides have been made with tobacco prevention through regulatory tools that can be applied in the context of a legal market. Unfortunately, prevention efforts that have been evaluated to date have not been effective for cannabis use, and the profit motive of organized crime cripples prevention efforts. Anti-drug media campaigns, which are commonly employed in North America in an attempt to convince youth to avoid experimenting with cannabis, have proven ineffective through scientific evaluation. Regulation of cannabis is not inconsistent with prevention and, in fact, an effective regulation system that focuses on public health has the potential to reduce rates of use and other harms.



Photo courtesy of Hagley Museum & Library.



Will regulation result in increased cannabis use?

Various studies, including a recent global review by the World Health Organization, demonstrate that rates of cannabis use are largely unrelated to national drug policies. As indicated above, comparisons between the US and the Netherlands, where cannabis is de facto legalized, indicate that despite the US's record levels of drug enforcement expenditures, the lifetime rate of cannabis use in the US is more than double that observed in the Netherlands. In this context, it is arguable that cannabis prohibition itself contributes to, among other things, the glamour of cannabis use among rebellious youth. Similar evidence comes from Portugal, which decriminalized all drug use in 2001 and where rates of cannabis use remain among

the lowest in the European Union. Hence, the argument that regulation will increase rates of use and other harms (e.g., driving while intoxicated) is not supported by existing evidence.

The actual impact of cannabis regulation on rates of use will likely depend on the models of regulation and the cultural changes they bring about. For instance, Switzerland's implementation of a regulated heroin market through a medicalized prescription program was associated with a marked decline in heroin use attributed to increased negative attitudes towards heroin among Swiss youth. Taking the glamour out of the illegal cannabis market is a key objective of Stop The Violence BC.

Q & A

Will cannabis regulation in BC hurt US relations and trade?

Cannabis policy in the US is reforming at a faster pace than in Canada. On July 1, 2011, Connecticut became the 14th American state to decriminalize personal use of cannabis. As noted above, in California, possession of up to one ounce of cannabis is only a minor infraction similar to a traffic violation. Furthermore, in 2010, a ballot initiative aiming to "Tax and Regulate" cannabis in the State of California was narrowly defeated and, to date, there are six states with similar initiatives underway for the 2012 election. In addition, Democrats and Republicans recently joined together to table a bi-partisan bill in Congress that would allow states to legalize, regulate, tax and control marijuana without federal intervention.

While this most recent bill may not pass, with public opinion shifting in the US, polls suggest cannabis regulation will become a reality in some US states in 2012.

Regardless, Canada is a sovereign nation and, like Mexico to the south, is experiencing gang warfare and other harms as a direct result of cannabis prohibition and the heavy demand for cannabis in the US. Like their US counterparts who are working to address the unintended consequences of cannabis prohibition, BC politicians should demonstrate leadership in addressing these longstanding concerns by supporting evidence-based alternatives.



Isn't cannabis law reform beyond provincial and municipal jurisdiction?

Local and federal political leadership is urgently needed to address the unintended consequences of cannabis prohibition. While all of Canada would benefit if the federal government took an evidence-based approach to addressing the harms of cannabis prohibition, it is unlikely that this leadership void will be filled by the current government. In this context, the province's hands are not tied when it comes to reform. Given the serious problems stemming from organized crime and violence in BC secondary to cannabis prohibition, it would be unwise of local politicians to further ignore this pressing issue by citing federal jurisdiction and thereby missing the opportunity to work towards change. Stop The Violence BC is calling on local municipal and provincial politicians to move to address these issues now.

We already have alcohol and tobacco. Why add another drug to the problem?

We can no longer ignore the harms of the extensive illegal cannabis market that exists alongside the legal market for alcohol, tobacco and other drugs. This illegal market has proven resistant

to law enforcement's best efforts to control it. A regulatory model, while not perfect, offers a range of advantages over the current system of cannabis prohibition.



Isn't most cannabis in BC produced for export?

Yes. The majority of cannabis produced in BC is exported to other parts of Canada and the US. However, the domestic market in BC is still large enough to provide hundreds of millions of dollars to organized crime groups or to the provincial government in the form of taxation, were this market regulated. The ultimate solution to address the export market for cannabis grown in BC is regulation of cannabis in destination markets. As indicated above, regulated market models may emerge in the US after the 2012 federal election, and we hope that the Stop The Violence BC campaign will ignite a vigorous debate in Canada. If BC is able to regulate cannabis and in so doing reduce organized crime and raise tax revenue—without producing unanticipated harms—this would set an example that ideally would lead to policy change in destination markets.

Would regulation be evaluated?

Yes. Any system of cannabis regulation would need to be piloted on a small scale and rigorously evaluated to measure for expected benefits (e.g., tax revenue to governments as a proxy for funding removed from organized crime) and closely monitor for any unanticipated harms, such as increased cannabis use, drug tourism, etc. This type of scientific evaluation could inform scale-up of any regulated market model and provide insight into tools for enforcement of regulations or, alternatively, suggest that we should return to the current system of prohibition.



If cannabis, why not heroin and cocaine?

The tendency to portray all illegal drugs as equivalent has contributed to the failure of the war on drugs. Unique strategies to address the harms of substances should be individually tailored. Stop The Violence BC welcomes a dialogue about the unique criminal justice, public health and regulatory tools that could be employed to address the harms of each illegal drug. However, while cannabis is grown locally in substantial quantities, heroin and cocaine must be imported, with much higher profits to be made, therefore, through the sale of cannabis. And, unlike the large domestic market for cannabis, estimated at more than 430,000 users, the market for heroin and cocaine in BC is a fraction of that size. This explains why cannabis prohibition has made such a key financial contribution to the growth of organized crime in this province and why Stop The Violence BC is focusing its efforts on the illegal cannabis trade.

REFERENCES

- 1. Royal Canadian Mounted Police. Drug Situation in Canada 1998-2003. http://www.rcmp-grc.gc.ca/ drugs-drogues/index-eng.htm
- 2. Easton ST. Marijuana growth in British Columbia. Public Policy Sources Number 74. Vancouver, BC: Fraser Institute; 2004. http://www.fraserinstitute.org/publicationdisplay. aspx?id=13187&terms=marijuana
- 3. LePard D. Report to Vancouver City Council: Vancouver Police Department "Project Rebellion." Vancouver, British Columbia; March 24, 2009. http://vancouver.ca/ctyclerk/cclerk/20090324/ documents/a15.pdf
- 4. Ministry of Public Safety and Solicitor General. For the record: combatting gangs and organized crime. British Columbia; December 14, 2010. http://www.gov.bc.ca/fortherecord/gangs/ga_safety. html
- 5. Global Commission on Drug Policy. War on drugs: report of the Global Commission on Drug Policy. June 2011. http://www.globalcommissionondrugs.org/Report
- 6. Wood E, Werb D, Fischer B, Hart C, Wodak A, Bastos FI, et al. Tools for debate: US federal government data on cannabis prohibition. Vancouver, British Columbia; 2010. http://www.icsdp.org/docs/ICSDP-2.pdf
- 7. Suddath C. A brief history of the War on Drugs. Time. 2009. http://www.time.com/time/world/ article/0,8599,1887488,00.html
- 8. US National Institutes on Drug Abuse. Quarterly Report. Potency Monitoring Project Report 104. December 16, 2008 thru March 15, 2009. http://www.whitehousedrugpolicy.gov/publications/pdf/mpmp_report_104.pdf.
- 9. Institute for Defence Analysis. The price and purity of illicit drugs: 1981-2007. http://www. whitehousedrugpolicy.gov/publications/price_purity/price_purity07.pdf.
- 10. Room R, Fischer B, Hall W, Lenton S, Reuter P. Cannabis policy: moving beyond stalemate. Oxford: Oxford University Press; 2010.
- 11. Senate of Canada. L1-2010-10-20 Blues. Ottawa: The Standing Senate Committee on Legal and Constitutional Affairs; 2010.
- 12. Carlson KB. Crime and punishment: Insite the Tories' plan to overhaul the justice system. National Post. May 21, 2011. http://news.nationalpost.com/2011/05/21/crime-and-punishment-inside-the-tories-plan-to-overhaul-the-justice-system/
- Health Canada. Major findings from the Canadian Alcohol and Drug Use Monitoring Survey (CADUMS)
 2009. Ottawa: Health Canada; 2010. http://www.hc-sc.gc.ca/hc-ps/drugs-drogues/stat/_2009/
 summary-sommaire-eng.php
- 14. UNODC. World drug report 2009. Vienna: United Nations Office on Drugs and Crime; 2009. http:// www.unodc.org/unodc/en/data-and-analysis/WDR-2009.html
- 15. UNODC. World drug report 2007. Vienna: United Nations Office on Drugs and Crime; 2007. http:// www.unodc.org/unodc/en/data-and-analysis/WDR-2007.html

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- 16. Werb D, Rowell G, Guyatt G, Kerr T, Montaner J, Wood E. Effect of drug law enforcement on drug market violence: a systematic review. International Journal of Drug Policy. 2011;22(2):87-94.
- 17. Miron JA. Violence and the US prohibitions of drugs and alcohol. American Law and Economics Review. 1999;1(1):78.
- 18. Hernandez D. How many have died in Mexico's drug war? Mexico City: La Plaza, LA Times; June 7, 2001. http://latimesblogs.latimes.com/laplaza/2011/06/mexico-war-dead-update-figures-40000.html
- 19. Rainbow K. Issue: Organized crime & gangs and violence. Victoria: CACP Organized Crime Committee, Royal Canadian Mounted Police; 2010.
- 20. CBC Staff Reporter. Notorious gangster executed in Vancouver nightclub. CBC News. December 20, 1998. http://www.cbc.ca/news/canada/story/1998/12/20/johal981220.html
- 21. CTV News Staff. Vancouver police admit they have a 'gang war'. CTV News. March 6, 2009. http:// www.ctv.ca/CTVNews/TopStories/20090306/vancity violence 090306/
- 22. CBC Staff Reporter. Vancouver gang shooting injures 10. CBC News. December 12, 2010. http://www. cbc.ca/news/canada/british-columbia/story/2010/12/12/bc-vancouver-shooting-oak-street.html
- 23. Angus Reid Public Opinion. Majority of Canadians would legalize marijuana, but not other drugs. Vancouver, British Columbia; April 15, 2010. http://www.angus-reid.com/wp-content/uploads/2010/04/2010.04.15 Drugs CAN.pdf
- 24. Health Officers' Council of British Columbia. A public health approach to drug control in Canada: discussion paper. British Columbia: Health Officers' Council of BC; 2005. http://www.cfdp.ca/ bchoc.pdf
- 25. Room R. In thinking about cannabis policy, what can be learned from alcohol and tobacco? In: A cannabis reader: global issues and local experiences, Monograph series 8, Volume 1. Lisbon: European Monitoring Centre on Drugs and Drug, Addiction; 2008.
- 26. Rolles S. After the war on drugs: blueprint for regulation. UK: Transform Drug Policy Foundation; 2009.
- 27. The Canadian Press. RCMP bust 27 B.C. grow-ops in marijuana crackdown. The Star. December 3, 2010. http://www.thestar.com/news/canada/article/901404--rcmp-bust-27-b-c-grow-ops-in-marijuana-crackdown
- 28. Reinarman C, Cohen PD, Kaal HL. The limited relevance of drug policy: cannabis in Amsterdam and in San Francisco. Am J Public Health. 2004;94(5):836-42.
- 29. Hibell B, Andersson B, Bjarnason T, et al. The ESPAD Report 2003: Alcohol and other drug use among students in 35 European countries. Stockholm: The European Survey Project on Alcohol and Other Drugs; November 2004. http://www.espad.org/documents/Espad/ESPAD_reports/The_2003_ESPAD_report.pdf
- 30. Nutt DJ, King LA, Phillips LD. Drug harms in the UK: a multicriteria decision analysis. Lancet. 2010;376(9752):1558-65.
- 31. Robinson MB, Scherlen RG. Lies, damned lies, and drug war statistics: a critical analysis of claims made by the Office of National Drug Control Policy. Albany: State University of New York Press; 2007.

- 32. MacCoun RJ, Reuter P. Drug was heresies: learning from other vices, times & places. New York: Cambridge University Press; 2001.
- 33. Werb D, Rowell G, Guyatt G, Kerr T, Montaner J, Wood E. Effect of drug law enforcement on drug related violence: evidence from a scientific review. Vancouver: International Centre for Science in Drug Policy; 2010. http://www.icsdp.org/docs/ICSDP-1%20-%20FINAL.pdf
- 34. Levitt SD, Venkatesh SA. An economic analysis of a drug-selling gang's finances. Quarterly Journal of Economics. 2000;115(3):35.
- 35. Miron JA. The budgetary implications of marijuana prohibition. Cambridge: Harvard University; 2008. http://www.prohibitioncosts.org/MironReport.pdf
- 36. Ingenito R. Prepared testimony of Robert Ingenito. Sacramento: California State Board of Equalization; 2009. http://www.boe.ca.gov/legdiv/pdf/fiscal_impact_legalization_marijuana.pdf
- 37. Lewit EM, Hyland A, Kerrebrock N, Cummings KM. Price, public policy, and smoking in young people. Tobacco Control. 1997;6 Suppl 2:S17-24.
- 38. Room R, Babor T, Rehm J. Alcohol and public health. Lancet. 2005;365(9458):519-30.
- 39. Emont SL, Choi WS, Novotny TE, Giovino GA. Clean indoor air legislation, taxation and smoking behaviour in the United States: an ecological analysis. Tobacco Control. 1992;2(1):13-7.
- 40. Levy DT, Chaloupka F, Gitchell J. The effects of tobacco control policies on smoking rates: a tobacco control scorecard. J Public Health Management Practice. 2004;10(4):338-53.
- 41. Anderson PW, Chisholm D, Fuhr DC. Effectiveness and cost-effectiveness of policies and programmes to reduce the harm caused by alcohol. Lancet. 2009;373(9682):2234-46.
- 42. Anderson P, De Bruijn A, Angus K, Gordon R, Hastings G. Impact of alcohol advertising and media exposure on adolescent alcohol use: a systematic review of longitudinal studies. Alcohol and Alcoholism. 2009;44(3):229-43.
- 43. Abrams DI, Vizoso HP, Shade SB, Jay C, Kelly ME, Benowitz NL. Vaporization as a smokeless cannabis delivery system: a pilot study. Clinical Pharmacology and Therapeutics. 2007;82(5):572-8.
- 44. Van Dam NT, Earleywine M. Pulmonary function in cannabis users: support for a clinical trial of the vaporizer. Int J Drug Policy. 2010;21(6):511-3.

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