

Solovjev Anna

From: CDPP Media
Sent: Thursday, 26 September 2019 2:41 PM
To: LBI; CDPP Media; West Lisa
Cc: Pavleka Andrea; McNaughton Sarah; Astley Adele
Subject: RE: CDPP advice on ACT cannabis legislation [SEC=OFFICIAL]

Categories: ACT/AGD corro

OFFICIAL

Thanks Lisa, will do.

CDPP

Australia's Federal Prosecution Service

Tom Heffernan

*Media & Communications
Commonwealth Director of Public Prosecutions*

Direct: 02 6206 5716
Media line: 0476 848 106
tom.heffernan@cdpp.gov.au
media@cdpp.gov.au

www.cdpp.gov.au

Adelaide
Brisbane
Cairns
Canberra
Darwin
Hobart
Melbourne
Perth
Sydney
Townsville

Classification: OFFICIAL

From: West Lisa <lisa.west@cdpp.gov.au> **On Behalf Of** LBI
Sent: Thursday, 26 September 2019 2:03 PM
To: CDPP Media <CDPP.Media@cdpp.gov.au>
Cc: Pavleka Andrea <andrea.pavleka@cdpp.gov.au>; McNaughton Sarah <Sarah.McNaughton@cdpp.gov.au>; Astley Adele <Adele.Astley@cdpp.gov.au>
Subject: RE: CDPP advice on ACT cannabis legislation [SEC=OFFICIAL]

OFFICIAL

Dear Tom

I would be grateful if you would respond to s22s22 as follows, along with the two attached letters:

Thank you for your enquiry.

Attached are copies of the two letters that have already been released to the media by the ACT Government..

The initial letter considered whether the defence in s313.1 of the Criminal Code (Cth) of conduct justified or excused by or under a law of a State or Territory, would be applicable to a federal charge in the ACT of

possessing controlled drugs under s308.1(1). There has not been detailed judicial consideration of the defence contained in s313.1 and its potential scope.

On 20 September 2019 following communications with the Attorney-General's Department, further legal consideration was given to the issues and a further letter was sent to Mr Glenn on 23 September 2019.

Should relevant matters be referred to this office by police, they will be considered in accordance with the Prosecution Policy of the Commonwealth.



Lisa West

Assistant Director

*Legal Business Improvement
Commonwealth Director of Public Prosecutions*

Direct line 03 9605 4460

Fax 03 9670 4295

lisa.west@cdpp.gov.au

Mobile 0404 827 600

www.cdpp.gov.au

Adelaide
Brisbane
Cairns
Canberra
Darwin
Hobart
Melbourne
Perth
Sydney
Townsville

Classification: OFFICIAL

From: CDPP Media <CDPP.Media@cdpp.gov.au>

Sent: Thursday, 26 September 2019 8:33 AM

To: West Lisa <lisa.west@cdpp.gov.au>; McNaughton Sarah <Sarah.McNaughton@cdpp.gov.au>

Cc: CDPP Media <CDPP.Media@cdpp.gov.au>; Pavleka Andrea <andrea.pavleka@cdpp.gov.au>

Subject: FW: CDPP advice on ACT cannabis legislation [SEC=OFFICIAL]

OFFICIAL

Hi

Please see below. I note that yesterday we received advice from the ACT Government that they had released the two letters (email attached) so I was wondering if we refer this enquiry to ACT or if we are in a position to respond?

Also Sarah given we are getting enquiries I was wondering if I could grab a copy of the CDPP advice sent to ACT (and if you are comfortable with us also releasing them?)

Thanks
Tom



Australia's Federal Prosecution Service

Tom Heffernan
Media & Communications
Commonwealth Director of Public Prosecutions

Adelaide
Brisbane
Cairns
Canberra
Darwin
Hobart
Melbourne
Perth
Sydney
Townsville

Direct: 02 6206 5716
Media line: 0476 848 106
tom.heffernan@cdpp.gov.au
media@cdpp.gov.au

www.cdpp.gov.au

Classification: OFFICIAL



