

Solovjev Anna

From: CDPP Media
Sent: Thursday, 26 September 2019 8:33 AM
To: West Lisa; McNaughton Sarah
Cc: CDPP Media; Pavleka Andrea
Subject: FW: CDPP advice on ACT cannabis legislation [SEC=OFFICIAL]
Attachments: Fwd: Letter from Richard Glenn Drugs of Dependence (Personal Cannabis Use) Amendment Bill 2018 [SEC=OFFICIAL]

Categories: ACT/AGD corro

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

CDPP

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From: Paul Karp <paul.karp@theguardian.com>

Sent: Thursday, 26 September 2019 8:17 AM

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

Subject: CDPP advice on ACT cannabis legislation

Hi,

I've seen an [ABC report](#) that Sarah McNaughton gave some advice about the CDPP position on the ACT's new law to decriminalise cannabis.

Could I please ask:

- For a copy of the two sets of advice referred to in that story?
- Why is it no longer the CDPP's position that the ACT law provides a defence to the Commonwealth offence of possessing cannabis?
- What are the "legal complexities" that were not initially appreciated at first - leading to the first set of advice being rescinded?
- How did the CDPP become aware of these legal complexities?
- Is there any practical guidance you can give to ACT residents considering coming into possession of cannabis after January 2020 about whether that is legal and whether they might be prosecuted?

Thanks for considering! This is for a feature to run over the weekend but I might write news as well depending on what you're able to tell me.

Cheers,

Paul

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Paul Karp

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