

Supply Ephedrine
Large Commercial Quantity
s.25(2) (NSW) Drug Misuse and Trafficking Act

s.25 (2) supply, or knowingly takes part in supply of not less than commercial quantity of prohibited drug

Large Commercial Quantity: 5 kg

Maximum penalty: Life

where large commercial quantity s.33(3)

Standard Non-Parole Period 15 years

offence committed on or after 1.2.2003

<u>Case</u> <u>(age if known)</u>	<u>Offence</u>	<u>Amount</u>	<u>Plea</u>	<u>Priors</u>	<u>Sentence</u>	<u>Appeal</u>	<u>Facts</u>
<u>Chu</u> (59) [2016] NSWDC 324 (Berman SC DCJ) Co-offender: WAT	Supply lge comm	156.53kg	PG (25%)	Nil	10y NPP 7y		SNPP: 15 Years Part of syndicate importing ephedrine into Australia to be on-supplied – with co-offender rented storage unit – completed storer's details section of agreement – in charge of making sure drugs arrived safely - promised payment of \$10,000 - lesser role that co-offender although more than a mere labourer Financial gain to support family

This table has been prepared by the Public Defenders as a guide. Individual cases should be read if they are to be relied upon.

Case (age if known)	Offence	Amount	Plea	Priors	Sentence	Appeal	Facts
Wat (65) [2017] NSWCCA 62 Co-offender: CHU	Supply lge comm	218,764.5g	PG (25%)	Nil	15y NPP 10y	AA 12y NPP 9y	SNPP: 15 Years Part of syndicate importing ephedrine into Australia to be on-supplied - travelled from Hong Kong - registered company that received consignment of pots imported from China containing drugs – kept at storage unit which offender and co-offender attended daily – role as senior executive vital to scheme - planning and financial gain - sophisticated, well-organised operation, conducted by transnational crime syndicate – offered equivalent of AU\$50,000 Financially motivated - good character - unlikely to re-offend - good prospects of rehabilitation CCA - parity with co-offender
Huang (28) [2017] NSWCCA 312	Supply lge comm	14.935kg	PG (25%)	Modest	10y NPP 7y	AA 7y 6m NPP 5y 3m	SNPP: 15 Years Met with undercover officer on several occasions to arrange supply – actual drugs produced – offending involved planning and sophistication – to receive little financial gain Became involved because of drug addiction – remorse – citizen of China
Lin (24) [2018] NSWCCA 13	Supply lge comm	14.94kg	PG (25%)		8y NPP 5y	AA 6y NPP 4y 1m	SNPP: 15 Years With 3 co-offenders supplied to undercover police officer - supply took place in two stages - 5kgs followed by further 10kgs in backpack a few minutes later – drugs vehicle provided by offender – offender involved only in latter transaction – low level role Drug abuse.

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