



	CASE (AGE IF KNOWN)	OFFENCE	AMOUNT	PLEA	ORIGINAL SENTENCE	APPEAL	RECORD	FACTS
4.	<b>Little</b> (2006) 168 A Crim R 237 <a href="#">[2006] NSWCCA 406</a>	Manuf lge comm qty methylamphet  Supply lge comm qty methylamphet  3 x Firearm and weapon offences  Sched: 26 firearms off	19kg	PG (15%)	22y NPP 16y 6m  22y NPP 16y 6m  3y 6m / FT 15m  (all concurrent)	AD		L manufactured methylamphetamine and supplied to co-offender over two years – co-offender led drug distribution for motorcycle club On appeal: no error in guilty plea discount for Little
5.	<b>El Azzi</b> <a href="#">[2004] NSWCCA 455</a>	2 x Conspiracy to manufacture lge comm qty methylamphet	See facts	VG	7y NPP 5y 3m	Conviction AD	Police corruption offence	Involved in attempt to manufacture in two different locations – senior participant – intended to make 30kg from chemicals obtained – chemicals would have only produced 12 ½ kg Ex-police officer – protective custody
6.	<b>Lau</b> <a href="#">[2010] NSWCCA 43</a>	Manufacture lge comm qty methylamphet	Potential to produce 8.869kg	PG	12y NPP 9y	AA 12y NPP 8y		<b>SNPP 15 years</b> Employed as “cook” – arrived in Australia from China only a few weeks before arrest. Appeal allowed on basis of parity – finding of special circumstances.
7.	<b>Reardon</b> <a href="#">[2012] NSWCCA 46</a>	Knowingly take part in manufacture lge comm qty methylamphet	5.877kg	PG (25%)	15y NPP 10y 9m	AD	record	<b>SNPP 15 years</b> Few facts - Police found chemicals and clandestine laboratory - motivated by greed Total sentence with three other offences: 16y NPP 11y
8.	<b>DW</b> <a href="#">[2012] NSWCCA 66</a>	Conspiracy to manufacture lge comm qty amphetamine  Possess prohibited pistol  Sell prohibited firearm	4kg	PG (50%)	4y NPP 2y 6m  18m NPP 9m  FT 18m  <u>Total</u> 4y 8m NPP 3y 2m	Crown AD	Breached parole – similar offences	<b>SNPP 15 years</b> Started planning with informer and undercover police officer to manufacture 4kg – possessed and sold shortened rifle Significant assistance

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9.	<b>Greenaway</b> (51) <a href="#">[2013] NSWCCA 270</a>	Manufacture lge comm qty methylamphet  Possess precursor	5.8kg	PG (20%)	15y 6m NPP 11y 7m 15d  4y (concurrent)	AD		<b>SNPP 15 years</b> Planned and organised operation - appellant a central part of the organisation – at least in mid-range – value between \$500k - \$2.7 million
10.	<b>Eckersley</b> <a href="#">[2013] NSWCCA 219</a>	Knowingly take part in manufacture lge comm qty methylamphet  Knowingly take part in manufacture lge comm qty MDMA  Supply lge comm qty methylamphet  Sched: 4 drug offences	See facts	PG	12y NPP 8y  18y NPP 11y  12y NPP 8y  <u>Total:</u> 21y NPP 14y	AD		<b>SNPP 15 years</b> 'Very significant and managerial organisational' role in two distinct manufacturing ventures – one laboratory held records relating to sale of \$617,000 drugs and 2.145kg methamphet – second laboratory held raw product for 250,000 tablets – offences extended over 12 months
11.	<b>LB</b> (31) <a href="#">[2013] NSWCCA 70</a>	Knowingly take part in manufacture lge comm qty methylamphet  Knowingly take part in manufacture lge comm qty ecstasy  Sched: Possess precursor 2 x Supply		PG (40% plea and assist on appeal)	5y NPP 3y  9y NPP 5y  <u>Total:</u> 12y NPP 8y	AA 2y 7m NPP 1y 8m  4y 3m NPP 3y 4m  <u>Total:</u> 10y 2m NPP 6y 10m	Property offences	<b>SNPP 15 years</b> Offences committed over 14m at two different premises Became heavily addicted to drugs – prior to arrest moved overseas and became drug free – voluntarily returned to Australia

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12.	<b>IL (No 4)</b> (45) <a href="#">[2014] NSWSC 1801</a>	Manufacture lge comm qty methylamphet  4 x Possess weapons offences	Over 6kg	VG	<u>Indicative</u> 10y  6m / 9m / 12m  <u>Agg Sentence:</u> 11y 6m NPP 7y 6m		nil	<b>SNPP 15 years</b> Female permitted associate to use premises to refine methamphetamine – some further involvement in process – subordinate position – financial reward – associate killed when bathroom exploded – joint possession of guns belonging to associate found in house and car Good character
13.	<b>James</b> <a href="#">[2017] NSWCCA 287</a>	Manufacture lge comm qty methylamphet  Unauth possess pistol  Unauth possess pistol  Poss unauth firearm  Sched: 5 offences	See facts	PG (25%)	9y 6m NPP 5y 3m  3y NPP 1y 8m  1y 6m NPP 1y  FT 1y  <u>Total:</u> 10y NPP 5y 9m	Crown AA 10y 6m NPP 6y 10m  3y NPP 1y 8m  3y NPP 1y 6m  FT 1y  <u>Total:</u> 12y 3m NPP 8y	Priors for drug possession, larceny and assault	<b>SNPP 15 years (drug) / 4 years (firearm)</b> Manufacturing of methylamphetamine in garage at premises occupied by offender - 12.84kg drugs found of high level purity – 208.36g methylamphetamine found in house – 2.088kg of pseudoephedrine, 30kg of hypophosphorous acid and 20.23kg of iodine also found – sophisticated and large operation - Colt .45 calibre pistol with seven live ammunition rounds found in garage - .22 calibre pistol and 6 millimetre Airsoft calibre KHC repeating rifle found in safe – firearms offences below mid-range Remorse – good prospects of rehabilitation – drug user - involved in drug offences to satisfy drug debt On appeal: calculation error and manifestly inadequate – erred in imposing different sentences for essentially same firearms offences
14.	<b>Wan</b> (43) <a href="#">[2017] NSWCCA 261</a>  Co-offender: KWOK	Manufacture lge comm qty methylamphet  Supply lge comm qty methamphet	144.6kg  15.9kg	PG (25%)	18y NPP 12y  12y NPP 9y  <u>Total:</u> 21y NPP 15y	AD	Priors in Hong King – not as serious	<b>SNPP 15 years</b> Methamphetamine imported in wax blocks – flew out from Hong Kong to assist in extraction of drugs from blocks and arranging supply to buyers – significant and trusted role – sole liaison in Hong Kong – offence upper range of seriousness – not isolated – sophisticated system of drug trafficking Isolation in custody

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15.	<b>Kwok</b> (56) <a href="#">[2018] NSWCCA 200</a>  Co-offender WAN	Manufacture lge comm qty methy lamphet  Supply lge comm qty methamphet	144.6kg  15.9kg	PG (25%)	22y NPP 14y  15y NPP 11y 3m  <u>Total:</u> 25y NPP 17y	AD	Priors in Hong King – theft, fraud, blackmail, administer stupefying drug	<b>SNPP 15 years</b> Involved with co-offenders - Methamphetamine imported in wax blocks – role of offender was sourcing items required for manufacture, overseeing and supervising cooking process, purchasing sundry items and liaising with others to inform when drug ready for supply – found in taxi cab with co-offender and drugs for supply
16.	<b>Greentree</b> <a href="#">[2018] NSWCCA 227</a>	Manufacture lge comm qty methy lamphet  Accessory after fact manufacture lge comm qty methy lamphet  Possess proh firearm  Sched: 3 offences	5kg	PG 15%	7y NPP 5y  2y 6m  3y NPP 1y 2m  <u>Total</u> 10y NPP 7y	AA 6y 3m NPP 4y 5m  2y 1m  2y 5m NPP 1y 8m  <u>Total</u> 8y NPP 5y 6m		<b>SNPP 15 years</b> Involved with co-offender (brother) - large amounts of ingredient chemicals for production (“precursors”) and equipment found on property - sufficient to manufacture quantity of methy lamphetamine greater than 5kg - manufacturing process not underway but manufacture of at least commercial quantity had taken place - arrangements being put in place for manufacture of further large commercial quantity - operation to be embarked upon of substantial size and sophistication - within mid-range objective seriousness Special circumstances – first time custody – drug rehabilitation On appeal: judge wrongly assumed commercial quantity was 500g when it was 1kg.
17.	<b>Grogan</b> <a href="#">[2019] NSWCCA 51</a>	Manufacture lge comm qty methy lamphet  Supply lge comm qty methamphet  s.193B	see facts	PG	10y NPP 6y 6m  8y NPP 5y 6m  2y 6m  <u>Aggregate:</u> 14y NPP 10y	AD		<b>SNPP 15 years</b> Involved in sophisticated drug syndicate – active member – live in caretaker at laboratory site – involved in manufacture – purchased equipment – collected pseudoephedrine – delivered drugs – 27.241kg oil and 4.059kg blocks found on site – liquid waste indicated at least 2.359kg manufactured – police seized \$1,197,980 cash in connection with offences – just below mid-range

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18.	<b>Nguyen</b> (34) <a href="#">[2019] NSWCCA 213</a>	Manufacture lge comm qty methy lamphet	706.8g	PG (25%)	7y 6m NPP 5y 7m 15d	AD	record for drug offences	<b>SNPP 15 years</b> Drug found in clandestine laboratory in backyard of family home - 415.8g pure methylamphetamines – additional drug found in admixture - offence committed over a couple of days - minimal planning and sophistication - acting alone - no evidence of profit but would have been pressured to share or supply – well below mid-range Drug addiction – immediate admissions – remorse – prospects for rehabilitation guarded
19.	<b>Bell</b> (28) <a href="#">[2019] NSWCCA 271</a>	Manufacture lge comm qty methy lamphet  Sched: 4 x possess precursors	30.4kg (pure)	PG (25%)	13y 4m NPP 10y	AA 13y 4m NPP 9m	nil	<b>SNPP 15 years</b> Drugs manufactured on rural property – well planned, large scale and sophisticated operation – drugs found on property – offender leased property, erected fence and had some involvement in operation at direction of others – offences committed for financial gain – mid-range Some remorse – good prospects of rehabilitation – psychological condition – young family – prior good character On appeal: parity – special circumstances
20.	<b>El Kheir</b> <a href="#">[2019] NSWCCA 288</a>	Manufacture lge comm qty methy lamphet  3 x possess precursors	2.6 kg (pure)	Not indicated	10y 6m NPP 7y  FT 2y (concurrent)	AD		<b>SNPP 15 years</b> Manufacture with co-offenders – purchased items for manufacture process - sophisticated and large manufacturing operation, considerable planning and organisation.

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21.	<b>Oncu</b> <a href="#">[2020] NSWCCA 260</a>	Manufacture lge comm qty methylamphet  Unauthorised possess of firearm  Sched: Possess ammunition	30.5kg	PG (20%)	8y NPP 5y 6m  4y NPP 2y  <u>Agg:</u> 9y 6m NPP 6y 6m	AA 8y NPP 5y  3y NPP 1y 6m  <u>Total:</u> 9y NPP 6y	Minor including driving offence and common assault	<b>SNPP 15 years</b> Involved in manufacture of drugs in large shed built in outer suburb of Sydney – drugs manufactured over 6 weeks – substantial operation stopped by arrest – not principal but important role – mid-bottom half of objective seriousness - .357 Magnum calibre Ruger SPIOIO revolver with obliterated serial number found at property with ammunition Gambling and depressive disorder – sought to repay financial debts – out of character - hardship to family relevant but not exceptional – good prospects of rehabilitation – remorse On appeal: error made in relation to SNPP for firearm offence – took into account good conduct in custody and on bail for two years
22.	<b>Cutajar</b> <a href="#">[2020] NSWCCA 273</a>	Manufacture lge comm qty methamphet  Possess prohibited firearm  Sched: 2 firearm offences	15.98kg	PG (25%)	11y NPP 7y  12m (concurrent)	AD	Nil	<b>SNPP 15 years</b> Manufacture at premises with co-offender - more than mere “unskilled storeman” - involved in negotiating prices - committed offence to clear debt. Good rehabilitation prospects – supportive family.
23.	<b>Mori</b> (29) <a href="#">[2021] NSWCCA 32</a>	Manufacture lge comm qty methamphet  Supply cocaine  Possess precursor	33.43kg  20.58g  4.577kg	PG 20%  11%  25%	12y NPP 8y  2y 8m NPP 18m  4y 6m NPP 27 9m  <u>Total:</u> 12y 6m NPP 8y 6m	AD	Nil	<b>SNPP 15y</b> Canadian national came to Australia – hired holiday cabin and set up clandestine drug lab – lab being used to recrystallise methamphetamine - methamphetamine and cocaine found at cabin – phenylpropanolamine found in storage unit – not principal nor cook – not sophisticated operation Paying off drug debts – mental health issues – isolation due to being foreign national

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24.	<b>Lewis</b> (39 at offence, 42 at sentence) <a href="#">[2021] NSWCCA 108</a>  Co-offender: TSIMINGOS	Manufacture lge comm qty methylamphet	13.059kg	VG	12y NPP 9y	AD		<b>SNPP 15y</b> Joint criminal enterprise – operation resulted in explosion – took no part in actual manufacturing when overcome by fumes – role of ‘worker’ took part in preparatory acts and acts centred on manufacturing process - persuaded property owner to lend property, knew of cooking kit, took items to property for use in manufacture, crushed material for manufacture, assisted in taking injured co-offender from explosion site, covered tracks by having vehicle detailed to remove evidence of explosion. Not a drug user - promise of reward to support material lifestyle / financial pressures.
25.	<b>Tsimingos</b> <a href="#">[2021] NSWCCA 107</a>  Co-offender: LEWIS	Manufacture lge comm qty methylamphet	13.059kg	PG (25%)	9y NPP 6y 9m	AA 8y 3m NPP 6y 2m	Nil	<b>SNPP 15y</b> Joint criminal enterprise – operation resulted in explosion in which offender seriously injured, suffering burns and shrapnel punctures resulting in extra-curial punishment – not involved in planning or organisation of offence – purchased some items and continuing role in manufacture until explosion – slightly less involved than co-offenders. Prior good character - offending “inexplicable and an aberration” – remorse. CCA: allowed on parity ground - prospects of rehabilitation and most unlikely to reoffend.
26.	<b>Mitchell</b> <a href="#">[2021] NSWCCA 306</a>	Manufacture lge comm qty methylamphet  Supply lge comm qty methylamphet  s.193B(2) Proceeds crime  Sched: 1 offence	27kg (23kg oil - 4kg in block form)		<u>Indicative</u> 17y NPP 13y  15y NPP 12y  5y  <u>Aggregate</u> 20y NPP 15y	AD	Supply drugs	<b>SNPP 15y</b> Syndicate – at apex of organisation - sophisticated clandestine laboratory at syndicate’s premises - “wholesale” in nature - manufacturing then supplying large quantities of methylamphetamine oil to others to convert to crystal form for distribution - supply offence involved extensive supply of methylamphetamine over several months, generating substantial sums of money. Objective seriousness above mid-range.

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27.	<b>P. Martin</b> (52 at offence – 57 at sentence)	Manufacture lge comm qty methy lamphet  Sched: 2 x Possess precursor	44kg  10kg pseudo 2kg ephedrine	PG (15%)	29y 9m NPP 22y 3m	AA 23y 9m NPP 17y 9m	Nil significant	<b>SNPP 15y</b> Father and son - two large, sophisticated and clandestine laboratories found in public bushland adjoining PM's property – both laboratories destroyed by fire – subsequent search in nearby area located drugs – both offenders principals – sourced material to make laboratories – constructed and stocked laboratories and involved in several stages of drug manufacture PM – difficult childhood – psychologically vulnerable – lengthy delay on remand – remorse – positive prospects of rehabilitation – unlikely to re-offend JM – seriously injured in accident and at risk of losing sight - lengthy delay on remand – remorse – positive prospects of rehabilitation – unlikely to re-offend On appeal: manifestly excessive
	<b>J. Martin</b> (26 at offence – 31 at sentence)  <a href="#">[2021] NSWCCA 316</a>	Manufacture lge comm qty methy lamphet  s.203E <i>Crimes Act</i> – arson  Sched: 2 x Possess precursor	44kg  10kg pseudo 2kg ephedrine	PG (total 20%)	28y NPP 21y  4y 6m  <u>Total:</u> 30y NPP 23y	22y 4m NPP 16y 9m  4y 6m  <u>Total:</u> 24y 4m NPP 18y 9m	nil	
28.	<b>Smith (a pseudonym)</b> (33) <a href="#">[2022] NSWCCA 123</a>	Manufacture lge comm qty methy lamphet  Manufacture lge comm qty pseudoephedrine  Import comm qty precursor  Supply lge comm qty methy lamphet  Sched: Supply methamphet Proceeds of crime offence	9.6kg  5.6kg  1,310kg ephedrine  734g  29.4g	PG (25%)  Combined (45%)	6y 7m NPP 4y 5m  4y 4m NPP 2y 10m  6y 7m NPP 4y 4m  3y 10m NPP 2y 6m  <u>Aggregate:</u> 12y 4m NPP 8y 2m	AD	Nil	<b>SNPP 15y</b> Involvement in criminal group which imported prohibited precursors and manufactured methylamphetamine – drugs and equipment located in applicant's bedroom at family home - applicant recruited and paid co-offender to assist in manufacture - responsible for "crystallising" and "packaging" - significant role involving use of premises in manufacturing process, obtaining ingredients, recruitment of co-offender and engaging directly in manufacturing process - significant level of planning. Drug abuse to cope with mental health issues. CCA: sole ground of appeal was parity on manufacture methy lamph offence - no disparity established

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29.	<b>Qin</b> <a href="#">[2022] NSWCCA 137</a>	Manufacture lge comm qty methylamphet  Supply comm qty methylamphet  Sched: Participate criminal group	11.58kg  497g	PG (10%)	<u>Indicative</u> 14y 4m NPP 9y 7m  9y NPP 6y  <u>Aggregate</u> 16y NPP 10y 8m	AA To backdate sentence 3 years	Manufacture drugs, import drugs. In custody serving sentence for drug offences.	<b>SNPP 15y</b> Drugs and manufacturing materials found in residential apartment where applicant lived with co-offender – role was not principal but more than mere labourer – had key to unit but did not have possession of key to internally locked door in laboratory unit – participated in manufacture - conducted significant and sophisticated research concerning manufacturing process. CCA: Sentence backdated to commence 3 years earlier - sentencing judge's finding of special circumstances not reflected in sentence – resulted in manifestly excessive sentence – where already serving custodial sentence for other drug matters.
30.	<b>SF</b> <a href="#">[2022] NSWCCA 216</a>	Manufacture lge comm qty methylamphet  Participate criminal group [s.93T(1)]	24kg	PG	7y NPP 4y 6m  2y (concurrent)	AA 7y NPP 4y 2m  2y (concurrent)		<b>SNPP 15y</b> One of eight persons in joint criminal enterprise - directly involved in manufacture on multiple occasions at storage-type units - played, not an indispensable role, but important and significant role – would have received not insubstantial financial reward. Background from war-torn country - employed, strong work ethic - unlikely to reoffend - good prospects rehabilitation. CCA: failed to give effect to stated intention to take into account Covid-19 pandemic Special circumstances: need for treatment of depression, PTSD and gambling disorder, and continuing impact of Covid-19 pandemic on applicant's conditions of incarceration

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31.	<b>Sadiq</b> (27) <a href="#">[2023] NSWCCA 25</a>	Knowingly take part in manufacture lge comm qty methylamphet  Knowingly take part in manufacture lge comm qty MDMA  Sched: Proceeds of crime	9.870kg  5.759kg  \$2,005	PG (10%)	<u>Indicative:</u> 9y  7y 2m  <u>Aggregate:</u> 11y NPP 6y	AD	Nil significant	<b>SNPP 15y</b> Precursor, equipment and drugs found in residential property after explosion – offender purchased equipment and at least present at manufacture ready to assist – important role – mid-range Born in Afghanistan – experienced family trauma resulting in PTSD and substance disorder – sexual abuse and head trauma – reduction in moral culpability
32.	<b>Aljubouri</b> <a href="#">[2023] NSWCCA 29</a>	Manufacture lge comm qty methylamphet  Sched: Proceeds of crime: s.193B(2)	5,820g	PG	7y 6m NPP 4y	AD		<b>SNPP 15y</b> Involved in manufacture with four co-offenders - responsible for leasing storage units for waste products and transporting substantial sum of cash related to manufacture - occasionally attended unit where drug manufactured and knew quantity considerably over 500g On appeal: rejected disparity ground

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