

Possess Precursor for Manufacture Prohibited Drug

s.24A(1)(a) (NSW) Drug Misuse and Trafficking Act

s.24A(1)(a) possess precursor intended by offender for use in manufacture or production by offender or another person, of a prohibited drug

Maximum Penalty: 10 years - s.33AB(1)

	CASE (AGE IF KNOWN)	OFFENCE	AMOUNT	PLEA	ORIGINAL SENTENCE	APPEAL	RECORD	FACTS
1.	J Cousins (58) P Cousins (51) (2002) 132 A Crim R 444 [2002] NSWCCA 340	s.24A(1)(a)	39 packets – 71.28g	PG (20%) PG (20%)	3y 2m NPP 1y 8m 2y 8m NPP 1y 4m	AD	Nil relevant	Married couple undertook trip south from Queensland to purchase pseudoephedrine on behalf of third person – aware drugs would be used to manufacture methylamphetamines – not isolated incident – criminality not small Poor health – good prospects of rehabilitation
2.	Palin (28) [2007] NSWCCA 326	s.24A(1)(a)	500 cartons cold tablets 15 cartons Sudafed	PG (20%)	4y 6m NPP 3y	AA 3y NPP 2y	Minor drug offences	Offered to supply medication containing pseudoephedrine – no evidence as to amount of methylamphetamine that could have been produced – financial gain Drug and alcohol addiction
3.	Salama [2023] NSWCCA 141	s.24A(1)(a) s.24A(1)(a) Sched: 5 offences	See facts	PG (10%)	<u>Indicative:</u> 3y 10m 3y 6m <u>Aggregate:</u> 4y NPP 2y 4m	AD	Extensive including drugs, violence and robbery offences	Shared home with two co-offenders where drugs manufactured – enough ephedrine and hypophosphorous acid found to make large comm quantity methamphetamine – small amount of iodine also found – each offender had knowledge of manufacturing – co-offender gave offender task of overseeing second co-offender – towards mid-range Drug addiction – little insight On appeal: by pursuing each offender for different offences Crown created problems for sentencing judge – took into account material not tendered against offender – no lesser sentence warranted

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

Last Updated: June 2023

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