

Volatile Substance Abuse Prevention Act 2005

Part 4 Division 3

Ntaria (Hermannsburg) Locality Volatile Substance Management Plan

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1. Background

The plan has been developed in accordance with the requirements of the Volatile Substance Abuse Prevention Act 2005 (the Act) and represents the express wishes of residents within the area including the Ntaria (Hermannsburg), Police and Ntaria (Hermannsburg) Community Council (now and the MacDonnell Shire Council. The plan outlines actions that will be taken, and penalties attached to the supply and possession of volatile substances within the declared area.

Please note that consultation was initiated with the Ntaria (Hermannsburg) Community Council. Upon the Shire changes becoming operational on 1 July 2008 the ongoing consultation incorporated this structure.

2. The management area to which the plan relates

SCHEDULE

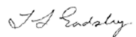
VOLATILE SUBSTANCE ABUSE MANAGEMENT AREA NTARIA LOCALITY

All that parcel of land near Ntaria in the Northern Territory of Australia being that Part of NT Portion 2079 (Ntaria Aboriginal Land Trust) bounded by lines described as follows:

Commencing at the intersection of Meridian of East Longitude 132 degrees 46 minutes 10 seconds with Parallel of South Latitude 23 degrees 55 minutes 50 seconds; thence east by the said Parallel to intersect Meridian of East Longitude 132 degrees 47 minutes 16 seconds, thence south by the said Meridian to intersect Parallel of South Latitude 23 degrees 56 minutes 51 seconds; thence west by the said Parallel to the intersection of Meridian of East Longitude 132 degrees 46 minutes 10 seconds; thence north by the said Meridian to the point of commencement, including all public roads within the above described area.

All coordinates quoted being on the Geocentric Datum of Australia 1994.

Technical description for proposed Volatile Substance Abuse Management Area at Ntaria.


Certifying Officer

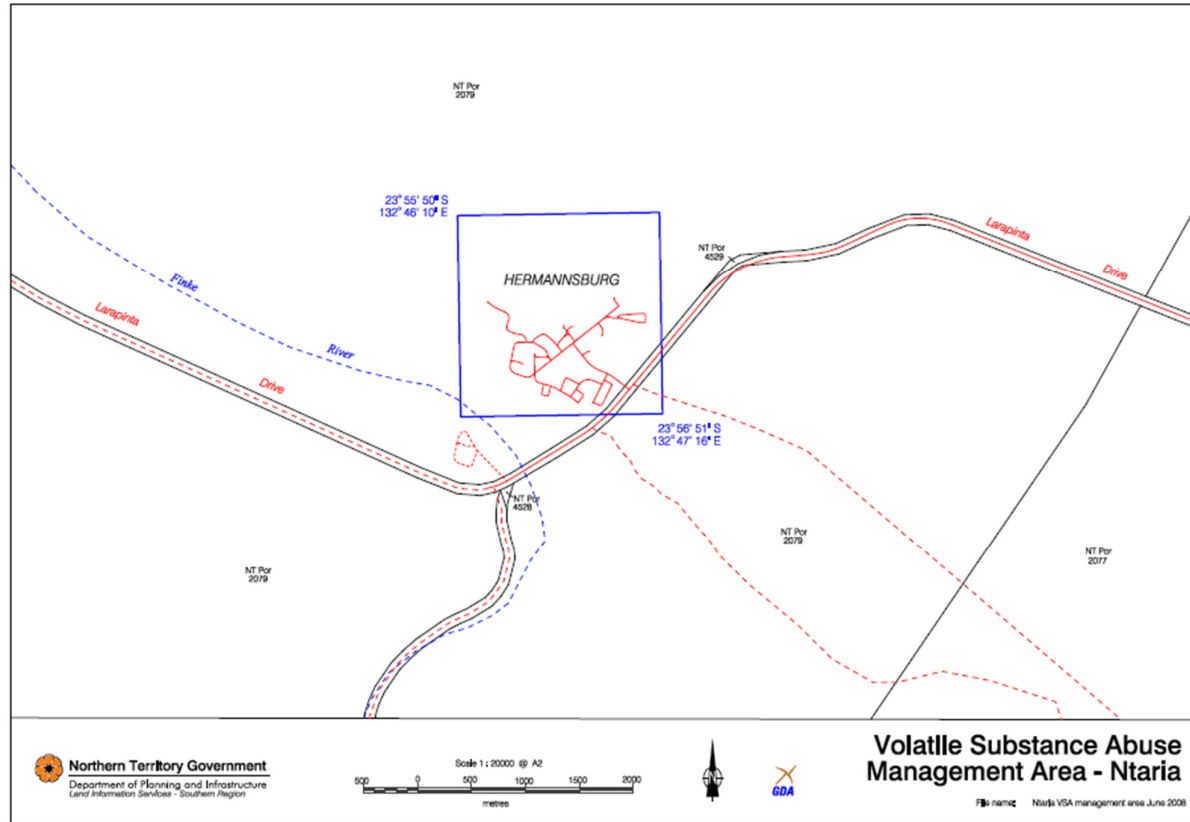
Phone 89519241


Approved

Date 3/06/2008

This technical description is certified correct as at this date

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3. Practices and procedures relating to the management of the possession, supply and use of volatile substances and maximum penalties for breaches of the plan

Supply and Use	Rules	Actions for people to undertake	Law Enforcement	Penalty under Section 52
Supply of fuel that may be used to inhale (sniff).	Supply of fuel within the management area for the purpose of inhaling is prohibited.	Any person/s suspected of supplying fuel that may be used to inhale, to any person in the area may be in breach of this part of the plan and will be identified to Police.	Police will keep the identity of any person who provides information related to a breach or suspicion of a breach of the management plan confidential at all times.	200 penalty units or imprisonment for 2 years.
Supply of aerosol paint and/or glue that may be used to inhale (sniff)	Supply of aerosol paint and/or glue within the management area that may be used to inhale is prohibited	<p>Any person/s suspected of supplying aerosol paint and /or glue that may be used to inhale, to any person in the management area may be in breach of this part of the plan and will be identified to Police.</p> <p>The Ntaria Supermarket and the Finke River Mission Store are permitted to stock and supply aerosol paint and glue in accordance with the following conditions</p> <ul style="list-style-type: none"> a) A register is kept of any sales of these items, which will include; recording name/s of purchaser, date of purchase, reason for purchase. b) Only staff have authorised access to the above mentioned items. <p>Persons, other than identified local businesses suspected of supplying (giving or selling) spray paint and/or glue that may be used to inhale to any person in the area may be in breach of this part of the plan and will be identified to Police.</p>	<p>Police will keep the identity of any person who provides information related to a breach or suspicion of a breach of the management plan confidential at all times.</p> <p>It is a crime to supply (give or sell) fuel, spray paint and/or glue for the purpose of inhaling (sniffing) and is punishable by law (see penalty).</p>	<p>200 penalty units or imprisonment for 2 years.</p> <p>Unlawful supply of volatile substances.</p> <p>A person must not supply a volatile substance to a second person if the first person knows or ought to know the second person intends:</p> <ul style="list-style-type: none"> a) to inhale the volatile substance; or b) b) to supply the volatile substance to a third person for inhalation by the third person or any other person.

NOTE: While use of inhalants is not punishable by law, police and other authorised persons may take appropriate actions under Division 2 – Powers of search and seizure and Division 3 – Powers of apprehension.

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Possession and use	Rules	Actions for people to take	Law enforcement	Penalty under Section 53
<p>Possession and use of aerosol paint, glue and/or fuel that may be used to inhale (sniff).</p>	<p>No person in the area will possess aerosol paint, glue or fuel other than described in the <i>actions for people to undertake</i> (see column over).</p>	<p>The management plan prohibits the use of high octane fuel in vehicles and/or machinery in the declared management area. Person/s suspected of possessing high octane fuel that may be used to inhale for use in vehicles and/or machinery may be in breach of this part of the management plan. Person/s suspected of breaching the management plan will be identified to the Police.</p> <p>The only exception to the above action may be when a vehicle or machinery cannot operate using low aromatic fuel. Permission to possess high octane fuel can only be given on the following conditions;</p> <p>a) The person wishing to possess high octane fuel will need to inform the Shire Services Manager in writing of their need for the fuel, how it will be secured and who will have access to it. This will be kept on record.</p> <p>Any vehicle visiting Ntaria management area possessing high octane fuel and staying for a period longer than 6 hours will be required to top up with low aromatic fuel.</p> <p>If this is not possible due to hour of arrival visitors will need to ensure that their vehicle is secured behind a lockable fence and top up occurs at the next available opportunity.</p> <p>All contractors, and other agencies and individuals in the area who possess aerosol paint, glue or fuel that may be used to inhale for work or commercial purposes are required to secure such aerosol paint and/ or glue from unauthorised access at all times. These substances will need to be locked in a secure storage unit and accounted for at all times.</p> <p>Any contractor, other agency or individual who are suspected of failing to ensure the security of aerosol paint, glue and fuel that may be used to inhale (sniff) may be in breach of this part of the management plan and will be identified to Police.</p>	<p>Police will keep the identity of any person who provides information related to a breach of the management plan confidential at all times.</p> <p>It is a crime to possess fuel, aerosol paint or glue that may be used for the purpose of inhaling (sniffing) that contravenes the rules and actions for people to take under this management plan and is punishable by law (see penalty).</p>	<p>100 penalty units or imprisonment for 6 months for possession</p> <p>(A person must not contravene a management plan)</p>

4. Communication of management plan

Signs

The MacDonnell Shire will be responsible for signs to be erected at entrances and exits of the declared management area under the Act.

Contractors and other visitors

Other communication strategies to ensure visitors and contractors are aware of the Management Plan actions and penalties will also be the responsibility of the Ntaria Service Centre. The Shire Services Manager will inform all contractors in writing of their legal requirements under the Management Plan.

The Ntaria Supermarket will inform all visitors to their camping ground of their legal requirements under the management plan.

5. Amendment or replacement of management plan

In accordance with Division 3, section 51 of the *Volatile Substance Abuse Prevention Act 2005* the management plan may be amended or replaced:

1. A minimum of 10 residents of a management area, or a community council for a council area within which there is a management area or part of a management area, may:
 - a) prepare an amendment to the management plan for the management area; or
 - b) prepare a new management plan to replace the management plan for the management area.
2. Apply to the Minister for Health through the Department of Health for the proposed amendment to, or replacement of, the management plan.

6. Where to obtain a copy of the management plan

Copies of this plan may be obtained during business hours from the following places:

- a) **MacDonnell Shire Services Delivery Centre**
Ntaria (Hermannsburg)
- b) **MacDonnell Shire Council**
1st floor Alice Plaza
Alice Springs NT 0870
- c) **Alcohol and Other Drug Services Central Australia (ADSCA)**
2 Stuart Terrace
Alice Springs NT 0870