

Volatile Substance Abuse Prevention Act 2005

Part 4 Division 3

Milingimbi Community Area Volatile Substance Management Plan

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1. Background

This management plan for the Milingimbi has been developed in accordance with the requirements of the Act and represents the express wishes of residents within the area including the Local reference Group, Community Advisory Board, East Arnhem /Shire, Milingimbi CEC, MOPRA, NT Police, Arnhem Land Progress Association (ALPA) and other interested persons.

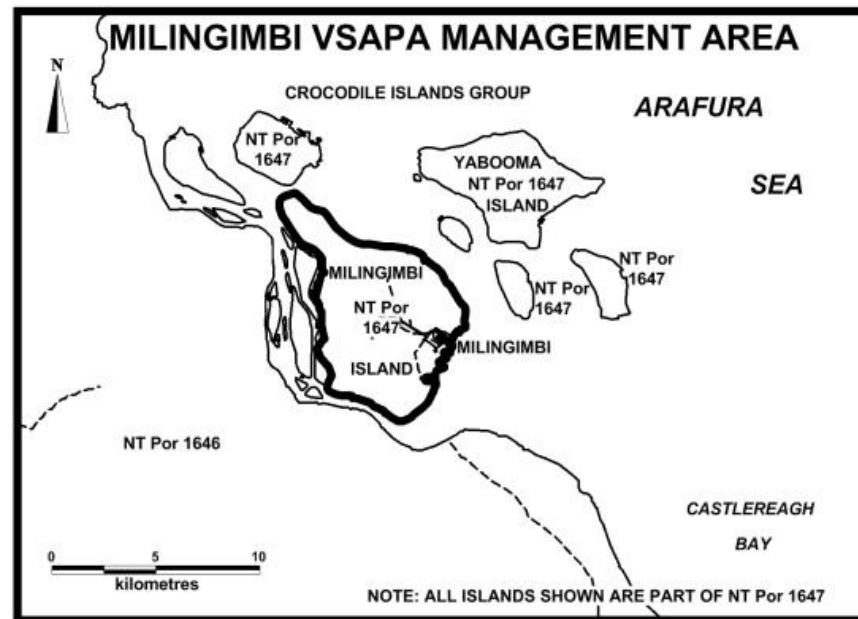
The plan details community management of the possession, supply and use of volatile substances, specifically 'sniffable fuels' and is complimentary to and not in derogation of the provisions of the Act.

The Milingimbi Community does not permit the passive observation/supervision of volatile substance misuse, therefore any entity including an individual conducting business or living within the Milingimbi management area must comply with the practices and procedures of this management plan.

2. The management area to which the plan relates

Volatile Substance Abuse Management Area Milingimbi Locality

All that parcel of land near Milingimbi in the Northern Territory of Australia being that Part of NT Portion 1647 bounded by lines described as follows: All that parcel of land near Milingimbi in the Northern Territory of Australia, being that part of NT Portion 1647 known as Milingimbi Island and extending to the Low Water Mark of that island.



3. Monitoring and management

The Milingimbi Local Authority Group shall undertake to implement, administer, review and revise the Milingimbi VSA Management Plan as necessary

4. Practices and procedures relating to the management of the possession, supply and use of volatile substances

Substance	Practices	Procedures	Enforcement	Penalty
<p>Possession and use of fuel that may be used to inhale a volatile substance.</p>	<p>No person in the management area will possess petrol other than indicated in the procedures.</p>	<p>Only low aromatic unleaded fuel (e.g. Opal), diesel and aviation fuels, LP Gas, electricity/batteries are permitted as motor fuels within the Milingimbi management area ('sniffable petrol is prohibited).</p> <p>East Arnhem Regional Council will erect signs visible to all traffic into and exiting from the management area advising the public of the management area, restrictions in place and penalties for breach of the plan.</p> <p>All persons applying to the East Arnhem Regional Council or Northern Land Council for a permit to enter any land encompassed within the management area will be advised of the management plan and where to obtain or inspect a copy of the plan.</p> <p>All contractors within the Milingimbi community will provide the NT Police representative at Milingimbi a full inventory of all volatile substances and amounts stored on site, and will allow the NT Police representative to inspect the storage facility to be used for storage of volatile substances</p> <p>Any 'shipping container' used as storage for volatile substances must be fitted with a 'lock shroud'. All volatile substances will be stored in appropriate shipping containers overnight.</p> <p>Volatile substances are not to be stored within vehicles, or 'tool boxes' in vehicles overnight. During 'normal work hours' any volatile substances stored in vehicles must be kept secured at all times.</p> <p>Any contractor who is suspected of failing to ensure the security of equipment requiring fuel that may be used to inhale a volatile substance for its operation and / or the fuel itself may be in breach of this part of the management plan and will be notified to Police by the person/s with the suspicion of a breach.</p> <p>All contractors and residents will comply with reasonable direction from NT Police representative regarding the security, storage, and disposal of any volatile substances, or tools/equipment which may be used to access volatile substances.</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>100 penalty units or imprisonment for 6 months for contravening a management plan</p>

Milingimbi Community Area Volatile Substance Management Plan

Substance	Practices	Procedures	Enforcement	Penalty
Possession and use of paint and/or glue that may be used to inhale a volatile substance	No person in the area will possess paint and/ or glue other than described in the procedures.	<p>East Arnhem Regional Council and Marthakal Homelands Association will ensure that all contractors, and other agencies and businesses in the area who possess paint or glue that may be used to inhale a volatile substance for work or commercial purposes and secured from unauthorised access at all times.</p> <p>Any contractor, other agency or business who is suspected of failing to ensure the security of paint or glue that may be used to inhale a volatile substance may be in breach of this part of the management plan and will be notified to Police by the person/s with the suspicion of a breach</p>	Police will keep the identity of any person who provides information related to a breach of the management plan confidential at all times	100 penalty units or imprisonment for 6 months for contravening a management plan
Supply of fuel that may be used to inhale a volatile substance	No person will supply petrol that may be used to inhale a volatile substance to any person for any purpose in the management area.	<p>The agency responsible for the supply of fuels for the local fuel bowzers will ensure that only fuel that cannot be used for inhalation is available for sale in the area (e.g. low aromatic fuel and diesel).</p> <p>Any person/s suspected of supplying fuel that may be used to inhale a volatile substance to any person in the area may be in breach of this part of the plan and will be notified to Police by the person/s with the suspicion of a breach.</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>200 penalty units or imprisonment for 2 years for 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) inhale the volatile substance; or b) to supply the volatile substance to a third person for inhalation by the third person or any other person.

5. Amendment or replacement of management plan

In accordance with Division 3, section 51 of the Volatile Substance Abuse Prevention Act 2006 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. Section 50 applies (with the necessary changes) in relation to an amendment to or replacement of a management plan but, if the Minister considers that an amendment is of a minor nature, the Minister need not hold the meeting referred to in section 50(4).