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Carly Maxwell
Director, Committees
Parliament of NSW
Macquarie Street
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Dear Ms Maxwell

Thank you for your letter of 24 October 2012, enclosing a transcript of the evidence I gave to the Legal Affairs Committee inquiry into law reform issues regarding synthetic drugs.

I have reviewed the transcript and have noted no inaccuracies.

Further, while giving evidence I requested that one question be taken on notice. My answer to that question is as follows:

In relation to the listing of Kronic, could you step us through the process that was required to do that?

Section 44 of the *Drug Misuse and Trafficking Act 1985* (DMTA) states that Schedule 1 may be amended by Regulation. This allows the list of prohibited substances to be quickly amended should the need arise. The Government developed a proposal to add the following seven synthetic cannabinoids to Sch 1 in mid-June 2011:

- 1-Butyl-3-(1-naphthoyl)indole (JWH-073)
- 5-(1,1-Dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol (CP 47, 497)
- 5-(1,1-Dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol (Cannabicyclohexanol or CP 47, 497 C8 Homologue)
- 2-(2-Methoxyphenyl)-1-(1-pentylindol-3-yl)ethanone (JWH-250)
- 1-[2-(4-Morpholinyl)ethyl]-3-(1-naphthoyl)indole (JWH-200)
- 1-Pentyl-3-(4-methyl-1-naphthoyl)indole (JWH-122)
- 1-Pentyl-3-(1-naphthoyl)indole (JWH-018)

The Government announced on 28 June 2011 that these substances would be included in Schedule 1 of the DMTA. An amending Regulation was prepared and commenced by publication on the NSW Legislation website on 8 July 2011. Publication of Regulations can take place within hours of approval by the Governor, or can be delayed should notification or training be necessary before commencement.

Thank you for bringing these matters to my attention.

Yours sincerely

Penny ~~Mosgrave~~
Director
Criminal Law Review