On August 1, 2011 the *Misuse of Drugs Act 1981 (MDA 1981)* was amended to reflect legislative changes related to the possession of cannabis and the legal consequences of such.

The legislation relates to the scheme of issuing *Cannabis Intervention Requirement (CIR)* which succeeded the previous Cannabis Infringement Notice (CIN) scheme.
ELIGIBILITY CRITERIA

FOR MINOR CANNABIS RELATED OFFENCES:

• Adult offenders are eligible if they have never:
  • Previously been issued a CIR as an adult
  • Been convicted of a minor cannabis related offence as an adult

• Juvenile offenders over 14 years are eligible if they have never:
  • Had more than 1 previous CIR
  • Been convicted of a minor cannabis related offence
<table>
<thead>
<tr>
<th>Year</th>
<th>Metro Issue</th>
<th>Metro Completion</th>
<th>Regional Issue</th>
<th>Regional Completion</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>906</td>
<td>599</td>
<td>512</td>
<td>305</td>
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<td>Year 2</td>
<td>1191</td>
<td>851</td>
<td>620</td>
<td>374</td>
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<td>Year 3</td>
<td>1431</td>
<td>1050</td>
<td>727</td>
<td>466</td>
</tr>
<tr>
<td>Year 4</td>
<td>1652</td>
<td>1323</td>
<td>706</td>
<td>514</td>
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<tr>
<td>Year 5</td>
<td>1722</td>
<td>1335</td>
<td>790</td>
<td>562</td>
</tr>
</tbody>
</table>

METRO v REGIONAL

- Metro Issue: 66%, 71%, 73%, 80%, 78%
- Metro Completion: 60%, 60%, 64%, 72%, 71%
- Regional Issue: 60%, 60%, 64%, 72%, 71%
- Regional Completion: 60%, 60%, 64%, 72%, 71%

Western Australia Police
- Monitoring first 1000 individuals that completed a CIS
- Monitoring 550 individuals that did not complete their CIS (this gave us the same end time)
INDIVIDUALS WHO COMPLETED CIR

<table>
<thead>
<tr>
<th>Category</th>
<th>Number in Sample</th>
<th>Number Re-offended</th>
<th>Re-offense Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Male Adult Indigenous</td>
<td>32</td>
<td>10</td>
<td>31%</td>
</tr>
<tr>
<td>Male Adult Non-Indigenous</td>
<td>590</td>
<td>138</td>
<td>23%</td>
</tr>
<tr>
<td>Male Juvenile Indigenous</td>
<td>13</td>
<td>3</td>
<td></td>
</tr>
<tr>
<td>Male Juvenile Non-Indigenous</td>
<td>129</td>
<td>18</td>
<td></td>
</tr>
<tr>
<td>Female Indigenous</td>
<td>40</td>
<td>9</td>
<td></td>
</tr>
<tr>
<td>Female Non-Indigenous</td>
<td>196</td>
<td>52</td>
<td></td>
</tr>
</tbody>
</table>
INDIVIDUALS WHO DID NOT COMPLETE CIR

Number in Sample
Number Re-offended

- Male Adult Indigenous: 40, 66 (60%)
- Male Adult Non-Indigenous: 261, 103 (39%)
- Male Juvenile Indigenous: 24, 5
- Male Juvenile Non-Indigenous: 36, 7
- Female Indigenous: 64, 24
- Female Non-Indigenous: 99, 39

Western Australia Police
COMPARISON - ADULT MALES

Attended CIS
- Indigenous Males: 31%
- Non-Indigenous Males: 23%

Did not attend CIS
- Indigenous Males: 60%
- Non-Indigenous Males: 39%
• The ODIR was introduced in 2004 initially known as the All Drug Diversion scheme. It was not widely utilised throughout the agency primarily until 2015

• The ODIR is only available to adults who meet the criteria (police policy), unlike the Cannabis Intervention Requirement (CIR) scheme which was legislated in August 2011

• There are a lot of similarities in the ODIR to mirror the CIR, especially changes that took place in May 2015

• Applies primarily to first time offenders;
2015 POLICY CHANGES

• WHAT WE DID
  • put onus on individual to make their booking (May 2015 onwards)
  • Increased the number of days allowed to complete
  • Added in a few extra drugs eg, steroids, mushrooms

• WHAT WE FOUND
  • Frontline engaging
  • Increase in issuing
  • Good response from Counsellors
2015 POLICY CHANGES

• Have we got it right
  • 2015 issued 347 notices, 2089 individuals were eligible
  • Savings available to the agency – 500 extra
    • 6600 hours (Shanahan)
  • Benefits to the community

• What are the barriers
  • Attitudes of Police Officers – believe individuals don’t complete, soft option
  • Under issuing
  • Officers not wanting to split charges
  • OIC’s can’t monitor the expiation
# ODIR SCHEME DATA

<table>
<thead>
<tr>
<th>YEAR</th>
<th>ISSUED</th>
<th>COMPLETED</th>
<th>PROSECUTED</th>
<th>WITHDRAWN</th>
<th>ATS</th>
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<td>4</td>
<td>63</td>
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<tr>
<td>2005</td>
<td>73</td>
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<td>15</td>
<td>7</td>
<td>51</td>
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<tr>
<td>2006</td>
<td>36</td>
<td>24</td>
<td>8</td>
<td>4</td>
<td>28</td>
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<tr>
<td>2007</td>
<td>68</td>
<td>47</td>
<td>18</td>
<td>3</td>
<td>52</td>
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<td>50</td>
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<td>16</td>
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<td>2014</td>
<td>79</td>
<td>61</td>
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<td>2015</td>
<td><strong>347</strong></td>
<td>242</td>
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<td>19</td>
<td>194</td>
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<tr>
<td>2016</td>
<td><strong>562</strong></td>
<td>339</td>
<td>184</td>
<td>39</td>
<td>495</td>
</tr>
</tbody>
</table>
2015 POLICY CHANGES

• What do we know
  • Expiation has always been high – 70%
  • Issuing for ATS – 88%
  • Anecdotal 30-50% remain in treatment
  • Individuals initially seek harm minimisation, end up seeking cessation
  • Approx. 70% professionals – lawyers, teachers, office workers (wake-up call)
  • Approx. 30% include homeless, unemployed (get jobs, back on track)
  • Small percentage aren’t ready to commit to 3 sessions
  • First time offenders receiving $1500 fines with convictions
Easy to complete
Both forms follow same format
Recently updated (continuous improvement)
Similar to Traffic Infringement forms
OTHER DRUG INTERVENTION REQUIREMENT
ISSUING BY GENDER SINCE 2015

MALE 60%
FEMALE 40%

Western Australia Police
WHERE TO FROM HERE

• Suggested policy change due to the Ice Taskforce review and what is required in the community;
  • Allow individuals to receive 2 ODIR’s
  • Increase the weight to any amount under the presumption deeming weight
  • Include ‘loaded’ syringes
  • Amend the prior conviction preclusion criteria so that precluding offence convictions, committed when a juvenile, are not taken into consideration if they occurred 3 or more years prior
  • Include juveniles – requires legislation change
Lesley Boyd  
Drug Diversion Coordinator  
Alcohol & Drug Coordination Unit  
WA Police  
Ph: 08 9454 1454