

Policy Title:	DRUGS, ALCOHOL AND SMOKING (STUDENTS)	
Related NAGs:	5 – Provide a safe physical and emotional environment	
Approved by:	Leadership Team	Board Meeting: September 2020
Contact:	Leadership Team	Review Date: September 2023

PURPOSE

This policy outlines the guidelines covering drugs, alcohol, and tobacco (or look-alike tobacco products) and regulated products, applicable to all students at Auckland Grammar School (the School), while under the authority of the School. This policy supplements the section *Drugs, Alcohol and Tobacco*, found in the Fundamental Rules segment of the Rules and Regulations of the School. The School reserves the right to amend, replace or revoke this policy at its complete discretion, on reasonable notice to students.

Under the *Health and Safety at Work Act 2015*, the School has a legal duty to ensure the safety of workers whilst at work and to ensure that the health and safety of other persons (including students, and visitors) is not put at risk. In addition, National Administration Guideline (NAG) 5 requires the Board of Trustees to “provide a safe physical and emotional environment for students”.

SCOPE

This policy is applicable to all students enrolled at the School.

POLICY STATEMENT

The Board of Trustees and staff of the School aim to provide a safe and healthy learning environment for all enrolled students. The Board works to achieve this through the provision and implementation of Rules and Regulations regarding substances, whether legal or illegal under the law of New Zealand.

The School is a smoke-free and regulated products (vaping) free environment at all times under the *Smoke-Free Environments and Regulated Products (Vaping) Amendment Act 2020*.

DEFINITION

For the purposes of this policy, the following definitions apply:

Alcohol

“Alcohol” includes any substance or beverage that contains ethyl alcohol including but not limited to beer, wine, pre-mix drinks and other spirits.

Drugs

“Drugs” include substances which are illicit, restricted, covered by the *Psychoactive Substances Act 2013*, and some substances which are currently legal, but which have the potential to cause impairment. These include, but are not limited to, cannabis and hashish, opiates (such as heroin and morphine) cocaine, amphetamine type substances (speed, “P”, ecstasy and party pills containing benzylpiperazine), synthetic THC, cathinone derivatives. The term also includes misuse of some prescription drugs (e.g. tranquillisers, sedatives, oxycodone, tramadol, zopiclone and anabolic steroids), other currently legal party pills and herbal highs (regardless of their legal status), and all drug-related paraphernalia.

Paraphernalia

"Paraphernalia" means any equipment, product, accessory, or material that is modified or used for making, using, or concealing drugs, tobacco or alcohol, including (but not limited to), for example, vaping equipment, e-cigarettes, pipes and bongs.

Tobacco and Regulated Products

“Tobacco and Regulated Products” include, but are not limited to, cigarettes, vapes and e-cigarettes.

Substances

“Substances” include :

- a) Drugs;
- b) Alcohol; and
- c) Tobacco and Regulated Products

A disciplinary committee of the Board of Trustees is authorised, in its sole discretion, to determine, in any particular case before it, whether an item is considered a Drug, Alcohol, a Tobacco Product, or Paraphernalia, and whether such item is therefore prohibited under this policy.

FUNDAMENTAL RULES - DRUGS, ALCOHOL AND TOBACCO & REGULATED PRODUCTS

Students are **under the authority of the School** while:

- a) present at School during an official school day;
- b) representing the School at any time whether it be in sport, cultural pursuits or any other activity;
- c) attending any School-related event, social function or activity identifiable as a student of the School;
- d) on a School trip, whether or not a parent or guardian is also present;
- e) on the way to and from School;
- f) at any time they are wearing School uniform; and
- g) identifiable as a student of Auckland Grammar School (including, but not limited to in an on-line environment).

DRUGS

The Board of Trustees prohibits any student from:

1. consuming, selling, purchasing, supplying, being in possession of, or being under the influence of, Drugs, whether or not lawful under the law of New Zealand, while on the School's property or under the authority of the School.

ALCOHOL

The Board of Trustees prohibits any student from:

1. consuming, selling, purchasing, serving, supplying, being in possession of, or being under the influence of, Alcohol, whether or not lawful under the law of New Zealand, while on the School's property or under the authority of the School.
2. Entering licensed premises while under the authority of the School.

TOBACCO AND REGULATED PRODUCTS

The Board of Trustees prohibits any student from:

1. consuming, selling, purchasing, supplying, being in possession of or being under the influence of Tobacco (or look-alike tobacco products) and Regulated Products, whether or not lawful under the law of New Zealand, while on the School's property or under the authority of the School.

PARAPHERNALIA

The Board of Trustees prohibits any student from:

1. being in possession of or using Paraphernalia while under the authority of the School.

RESPONSIBILITIES

Students are responsible for:

- adhering to this policy and the School Rules pertaining to Substances;
- removing themselves from the presence of others who are using Substances in breach of this policy;
- co-operating with, and assisting with, the School's enforcement of this policy.

The Headmaster is responsible for:

- communicating and applying the School Rules.

The Board of Trustees is responsible for:

- convening a disciplinary committee to hear cases relating to potential breach/es of this policy referred to it by the Headmaster;
- displaying 'no smoking or vaping' notices on all School-owned properties.

BREACH/ES OF THIS POLICY

Grounds for finding a breach of this policy

A student may be found by the School to have breached this policy as a result of any or all of the following:

- An interview with the student and/or his or her parents or guardians;
- Substances or Paraphernalia for such, being found in the possession of the student or in his or her locker or belongings;
- Information supplied about a student by teachers, other students, parents or others with knowledge of the student;
- The student being found in the presence of others using drugs, alcohol, tobacco and regulated products, e-cigarettes or paraphernalia for such.

The School may, in its discretion, treat information supplied about a student's use, possession or supply of Substances or Paraphernalia as confidential. Where information about a student's use, possession or supply of Substances or Paraphernalia is supplied by another student, the identity of that student may be kept confidential by the School.

Consequences of breach of policy

Where a student is found by the School to be in breach of this policy:

- The student's parents or guardians will be contacted.
- Any breach of this policy may lead to disciplinary action up to and including the exclusion or expulsion of the student, in accordance with the School's disciplinary policy in *accordance with the Ministry of Education Guidelines for Stand Downs, Suspensions, Exclusions and Expulsion*
- [include if applicable: The School may require a student to take part in a rehabilitative programme, the content of which will be determined by the School, the student and the student's parents or guardians.]
- The School may contact the Police, if it considers this to be necessary.

Support Available to students

Students who wish to request assistance with substance use issues may speak confidentially to a counsellor about the available school and external resources available to them.

Students who wish to access support to address Substance use may take part in a rehabilitative programme, the content of which will be agreed between the student, the School and potentially the student's parents or guardians.

Such programme may include:

- An assessment of the student's Substance use issues by an appropriate professional;
- Attendance at counselling and at other courses or programmes designed to address Substance use.

Where a counsellor has been consulted by a student regarding substance use issues, that consultation will be kept confidential unless the Student Services team forms the view that it is necessary to disclose information regarding the student because there is a serious danger in the immediate or foreseeable future to the student or another individual (including to the health or safety of the student or another individual).

- In those circumstances, the *counsellor* may disclose information to the students' parents or guardians, the Headmaster or his representative, or to such other third parties as is considered necessary to address the danger.
- A student's withdrawal from or non-compliance with an agreed rehabilitative programme may be relevant to an assessment by the School as to whether there is a serious danger in the immediate or foreseeable future to the student or another individual.

RELATED DOCUMENTS

Crimes Act 1961

Smoke-Free Environments and Regulated Products (Vaping) Amendment Act 2020

Rules and Regulations of the School

School's Search & Seizure Procedures

Education and Training Act 2020

Human Rights Act 1993

Health and Safety at Work Act 2015

