

PRESENTERS



Michelle Stapleton, Wakefields Lawyers, Wellington

Michelle joined the Wakefields Lawyers team in 2019, with a specialised background working in private client work, trusts, estates and succession planning, as well as relationship property matters. She provides a high standard of service to her clients. Michelle is also experienced in property matters, including residential and commercial conveyancing, and financing transactions for private and corporate clients. She graduated from Queen Mary, the University of London with an LLB in 2005 and completed her Master's Degree from the University of Auckland in 2010.



Miles Stratford, Meth Solutions, Auckland

Miles has a professional background that began in the risk and insurance space. Starting as a specialised marine underwriter in London in the 90's, he shifted into the corporate risk and insurance space when he moved to New Zealand in 1997. The risk management mindset developed during this time, has underpinned the work Miles has done with Safe & Healthy Solutions, which provides meth test reports under the MethSolutions and CPINZ brands. He is co-founder and director of MethSolutions. MethSolutions is a MethRisk management business that helps reduce the harm caused to people by MethAffected property. MethSolutions, works B2B to help organisations reduce their MethRisk exposure and B2C helping property owners manage the risk methamphetamine presents to their asset.

CONTENTS

1. METHAMPHETAMINE CONTAMINATION OF PROPERTY – A RISK REQUIRING CONSCIOUS DECISION MAKING AND MANAGEMENT	1
CONTEXT	1
METHAMPHETAMINE IN NEW ZEALAND	1
<i>What meth is</i>	2
HOW METH CONTAMINATION OF PROPERTY ARISES	3
<i>Contamination by use</i>	3
<i>Contamination by manufacture</i>	3
<i>Meth residues over time</i>	3
WHY METH CONTAMINATION OF PROPERTY CAN BE A PROBLEM	4
<i>Meth is a hidden environmental contaminant</i>	4
<i>Meth can affect health of occupants</i>	4
<i>The costs to clean up can be high</i>	5
<i>Emotions can run high</i>	5
AT WHAT LEVEL DOES METH BECOME A PROBLEM?.....	5
<i>When does meth get onto a LIM Report?</i>	7
HOW WIDESPREAD AND SIGNIFICANT IS METH CONTAMINATION IN PROPERTY?.....	8
CONSCIOUS METH RISK MANAGEMENT	9
<i>To test or not to test?</i>	9
WHAT APPROACH TO TESTING SHOULD BE ADOPTED	11
<i>Qualification or risk – screening assessments</i>	11
<i>Approaches to meth testing assessments</i>	13
WHO SHOULD GET A TEST DONE?.....	13
2. WHY PROPERTY LAWYERS AND EXECUTIVE SHOULD ENGAGE WITH THE RISK OF METHAMPHETAMINE	15
TOXICOLOGY CLAUSE	15
BUSINESS RISK FOR CLIENTS	15
BUSINESS RISK FOR PRACTITIONERS	16
ACTING FOR THE VENDOR.....	16
THE RESPONSIBILITIES OF THE TENANT.....	17
TESTING STANDARDS	17
<i>Quantum of recovery from tenants</i>	18
<i>Acting for the purchaser</i>	18
3. METH RISK MANAGEMENT SCENARIOS.....	21
SCENARIO ONE – VENDOR SUPPLIED SCREENING ASSESSMENT, TRANSFERRED TO THE PURCHASER	21
SCENARIO TWO – VENDOR SUPPLIED SCREENING ASSESSMENT, NOT TRANSFERRED TO THE PURCHASER	21
SCENARIO THREE – PURCHASER OBTAINED SCREENING ASSESSMENT, PRE-PURCHASE	22
SCENARIO FOUR – PURCHASER OBTAINED SCREENING ASSESSMENT, POST-PURCHASE	22
COMPLEXITIES	22
OWNER OCCUPIED PROPERTY.....	22
DECEASED ESTATE.....	23
RECENTLY REDECORATED	23
COMMERCIAL/WORKPLACE PROPERTY.....	23
4. APPENDIX A	25
LAB TEST REPORTS	25
FIELD COMPOSITE LAB REPORT	26
LAB COMPOSITE REPORT STAGE ONE.....	27
FIELD LAB COMPOSITE REPORT STAGE TWO	28
INDIVIDUAL ANALYSIS/DETAILED SITE INVESTIGATION	29