

SUMMARY



Date considered: 18 February 2022

Sentence

1. The offender is serving an extended sentence of 10 years, comprised of a custodial term of seven years and an extended period of supervision on licence of three years.

Test for release

2. Before it could direct release, the Board had to consider whether it remains necessary for the protection of the public from serious harm that the offender should be confined.

Decision

3. The Board was not satisfied on this matter, and directed release subject to licence conditions.

Reasons for decision

4. In reaching its decision, the Board considered:
 - a) the circumstances of the index offence, and any offending history;
 - b) formal risk assessments prepared on the offender;
 - c) the offender's conduct since sentence, and intentions if released;
 - d) all relevant information in the dossier; and
 - e) the evidence heard at the hearing.
5. The offender was released at their earliest date of liberation several years ago. It was reported that until the date of their recall, they had been engaging with all agencies involved in their community supervision. They had been generally stable, albeit their community integration was not always without issue.
6. In evidence, the offender accepted responsibility for the circumstances which led to their recall. They explained that a string of events leading up to their recall to custody culminated in their struggling, and resulted in poor decision making by breaching a condition of their licence.
7. The supervising officer did not consider the offender to pose an imminent risk of significant harm, and was supportive of release. This recommendation was shared by prison-based social work. The Board unanimously concurred that the legal test for release had not been met in this case. Accordingly, release was directed on licence conditions considered necessary for the safe management of the offender's risks in the community.