

SUMMARY



Date considered: 05 August 2022

Sentence

1. The offender is serving an indeterminate sentence, of which the minimum term in custody was 12 years.

Test for release

2. Before it could direct release, the Board had to be satisfied that it is no longer necessary for the protection of the public that the offender should be confined.

Decision

3. The Board was 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 Tribunal considered that the offender displayed insight to the reasons for their recall and had put a lot of thought into their plan for their release back into the community.
6. The Tribunal are concerned about the serious nature of the index offence and the offenders subsequent offending but acknowledged that it did not involve further acts of violence. The Tribunal acknowledge that all recent social work reports and both the Prison Based Social Worker and Community Based Social Worker in their oral evidence are supportive of the offenders release. The offenders behaviours, engagement and compliance with supports within the custodial environment have evidenced their willingness to address their issues. The Tribunal considered that in all of the circumstances of the offenders case, it was no longer necessary for the protection of the public that they remained confined.
7. The Tribunal encourages the offenders to engage with all supports and services in the community.