

SUMMARY



Date considered: 29 August 2022

Sentence

1. The offender is serving an indeterminate sentence, of which the minimum term in custody was 9 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 Board note the detail of the offenders recall to custody, having spent approximately three and a half years back in the community. They have now been back within the prison environment for approaching eight years.
6. The Board acknowledge that both the community based social worker and the prison based social worker in their reports, support the proposition that the offender can be safely managed in the community and it is no longer necessary for the protection of the public that they remain confined. The Board agree with their conclusion. The offender has now been at the Open Estate for approximately fifteen months and has successfully undertaken many Unescorted Day Release. The Board consider that balanced against the offenders significant and serious offending history and the risk assessments, there is a significant and robust risk management plan and licence conditions to both support the offenders reintegration back into the community and to protect the public.
7. The Board acknowledged the offender for the presentation of their position in oral evidence and note that they know the likely consequences of any breach of their licence conditions could return them back to custody. The Board encourages the offender to engage with all supports and services to help them to safely remain within the community.