

## SUMMARY



**Date considered:** 05 October 2022

### **Sentence**

1. The offender is serving an extended sentence of 6 years, comprised of a custodial term of 3 years and an extended period of supervision on licence of 3 years.

### **Test for release**

2. Before it could direct release, the Tribunal 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 Tribunal was not satisfied on this matter, and directed release subject to licence conditions.

### **Reasons for decision**

4. In reaching its decision, the Tribunal 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's social workers do not recommend release on the basis that they require to undertake programme work to meet their unmet treatment needs. The Tribunal was of the view that the offender is unlikely to be offered programme work in custody. Furthermore, the offender presented well and demonstrated insight in the hearing into their risk. The offender demonstrated a good understating of what will be required of them on licence. When the offender was recalled to custody there was no suggestion that their behaviour caused or would lead to serious harm. The Tribunal was not satisfied that there was evidence that the offender poses a significant risk of serious harm, especially taking into account that they are unlikely to be offered the programme work before their sentence end date. The Tribunal accordingly released the offender on licence conditions.