

## DECISION SUMMARY



**Date considered:** 29 June 2023

### **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 panel 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 panel was satisfied on this matter, and directed release subject to licence conditions.

### **Reasons for decision**

4. In reaching its decision, the panel 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 on licence in November 2021 and recalled to custody just over one year later. Since their return to custody, they have engaged positively.
6. Prior to the offender's recall to custody, they were engaging with supervision and appeared to have managed well aside from some difficulties for which they were issued with a warning letter. The offender was subsequently found not guilty at court in relation to the matter which led to their recall. The offender evidenced an understanding of the poor decision making which led to their recall. In considering release, the panel have taken account of the fact that the offender did not resort to violence whilst in the community and the risk of serious harm assessment reveals that the risk is not considered to be imminent.
7. Both the prison-based and the community based social workers are supportive of the offender's release at this juncture. A robust risk management plan is in place for them in the community. The community based social worker opined that the offender is aware of what is expected of them in the community. The offender expressed an understanding of the changes they must make going forward in order to succeed in the community.

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8. In all of the circumstances, the panel unanimously agrees with the recommendations expressed by both social workers and directs the offender's release subject to licence conditions.

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