

DECISION SUMMARY



Date considered: 01 June 2023

Sentence

1. The offender is serving an indeterminate sentence, of which the minimum term in custody was 2 years 8 months.

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.

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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 panel had to consider whether, on the basis of evidence, it was satisfied that it was no longer necessary for the protection of the public that the offender remained confined. The panel was so satisfied. The offender has now had extensive access to the community through community work placements at National Top End (NTE) and now at the Open Estate (OE), through unescorted day releases, and through periods of home leave. They have navigated community access without issues. They have used their time constructively when on home leave and seemed to have well considered plans for release. Professionals working with the offender are satisfied that they have been fully compliant with the requirements of their temporary licence.
6. The offender clearly has a concerning and lengthy offending history. However, the evidence before the panel is that they appear to have successfully moved on from that lifestyle. They have been putting their learning from offence focused work into practice and have managed to avoid risky situations in the community.
7. The panel must have regard to the Risk Management Plan (RMP) which has recently been updated with a view to the offender's possible release, and those professionals involved in the offender's case now believe their risk to be

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manageable in the community. The panel found no reason to disagree with that view, and were satisfied that the test for release was met.

8. Accordingly, the Board directed release on licence conditions which it deemed lawful, necessary and proportionate to manage the offender's level of risk in the community.