

## DECISION SUMMARY



**Date considered:** 24 June 2024

### Sentence

1. The offender is serving an indeterminate sentence, of which the minimum term in custody was 11 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 involved in an incident which resulted in murder. They have shown themselves to be capable, in the past, of causing serious harm. They have not, however, been involved in any serious incidence of violence since the index offence.
6. The offender appears to present no issues in custody. There are no concerns about their conduct or behaviour. The offender has spent their time in custody constructively, engaging in learning that will assist them on their release. They have also undertaken a lot of work on their recovery.
7. The panel notes that social workers are not currently supportive of release and express the view that the offender requires a significant period of testing in less secure conditions. The panel noted that the offender had struggled to cope in the community in the past, having been recalled to custody on 4 occasions.
8. The panel has taken into account the work done by the offender on their recovery since their last recall. The offender showed good insight and demonstrated that they have given careful thought to what they need to do to be successful in the community. The offender has a good understanding of the challenges they will face and has a plan and strategies for managing their risks.

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9. Having regard to the legal test, the panel was satisfied that it is not necessary for protection of the public that the offender should be confined and therefore directed release on licence conditions.

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