

DECISION SUMMARY



Date considered: 19 April 2024

Sentence

1. The offender is serving an extended sentence of 106 months, comprised of a custodial term of 58 months and an extended period of supervision on licence of 48 months.

Test for release

2. Before it could direct release, the panel 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 panel was not 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 July 2022 and returned to custody in November 2023. The offender began to struggle in the community and misuse substances.
6. Since their recall to custody, the offender has made positive progress. They have actively addressed their substance misuse difficulties by attending and engaging with the substance misuse team.
7. In evidence, the offender demonstrated an insight into the circumstances which led to their recall to custody. They have made every attempt to address their areas of risk and needs and would appear to have realistic goals for the future in terms of how they will approach life in the community. It was clear from the offender's evidence that they have reflected at length on their past mistakes and is committed to living a substance and offence free life in the future. Significantly, they have not been involved in any further violence since the index offence.
8. In all of the circumstances, the panel unanimously agrees that the legal test is met and directs the offender's release subject to licence conditions.