

SUMMARY



Date considered: 09 May 2022

Sentence

1. The offender is serving an extended sentence of 6 years, comprised of a custodial term of 4 years and an extended period of supervision on licence of 2 years.

Test for release

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

Reasons for decision

4. In reaching its decision, the Board 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 Tribunal had some concerns about the offender's ability to resist pressure from negative peers and was of the view that this will continue to be a significant challenge for them in the community.
6. The Tribunal noted that the offender had insight into the fact that substance misuse is a significant risk factor for them in relation to reoffending and they therefore intend to avoid it. They previously attended their supervision appointments in the community and currently comply with the regime in custody. The Tribunal considered therefore that there was evidence to support the proposition that the offender would comply with the requirements of supervising professionals in the community. The Tribunal considered that, given their history, it is very important that the offender maintains a strong relationship with services in the community and consistently attends their appointments.
7. Whilst the Tribunal had concerns, it was nevertheless satisfied that the likelihood of the offender causing serious harm, if they were released, is currently low. This is because they will be managed on a very robust licence. They will also meet

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professionals, all of whom will recognise any negative change in their presentation and report it. In the light of this and the professionals' support for release, the Tribunal was satisfied that the test for release was met, and it therefore directed it.

8. The offender will be released on the licence conditions, which are lawful, necessary and proportionate to manage their risk.