

## **HOW LONG WILL THE CLIENT HAVE TO SERVE? – THURSDAY 28<sup>th</sup> NOVEMBER 24**

The above used to be a **REALLY SIMPLE QUESTION TO ANSWER** – the vast majority of clients were given Ordinary Determinate Sentences whereby they served half of their sentence and were eligible for release on licence for the remaining half.

The exception to the above being Dangerous Offenders who had to apply to the Parole Board for early release once they had served two-thirds of the determinate part of their sentence.

We could all get our heads around that!

It is far more complex now

The aim of this 1-hour zoom presentation is to bring you up to date with the changes that have occurred in the last couple of years in this area.

Colin will look at 20 custodial sentences and consider the release provisions – **HE WILL PROVIDE YOU WITH ALL THE RELEVANT SECTIONS OF THE AMENDED LEGISLATION – THIS IS TRICKY STUFF!**

**HAVE A LOOK AT THE 20 CUSTODIAL SENTENCES BELOW AND SEE WHETHER OR NOT YOU WOULD KNOW HOW LONG THE CLIENT WILL HAVE TO SERVE**

### **20 CUSTODIAL SENTENCES**

1 – Your adult client (18+) at the Crown Court has just been given a sentence of 6 years for robbery – assuming he is not released early under the Home Detention Curfew Scheme – how long will he have to serve?

2 – Still dealing with the above scenario – how long will he have to serve if he qualifies for early release under the Home Detention Curfew Scheme?

3 – Your adult client (18+) at the Magistrates' Court has just been given a sentence of 12 months for assault occasioning actual bodily harm (new increased powers for those convicted on or after 18th November 2024) – assuming he is not released early under the Home Detention Curfew Scheme, how long will he have to serve?

4 – Still dealing with the above scenario – how long will he have to serve if he qualifies for early release under the Home Detention Curfew Scheme

5 – Your youth client (17 or below) has been given a term of 9 years Detention under Section 250 of the Sentencing Act 2020 for an offence of rape – how long will he have to serve?

6 – Your youth client (17 or below) has just been given a term of 6 years Detention under Section 250 of the Sentencing act 2020 for an offence of rape – how long will he have to serve?

7 – Your adult client (18+) at the Crown Court has just been given a sentence of 6 years for wounding with intent to cause grievous bodily harm – assuming he is not released early under the Home Detention Curfew Scheme – how long will he have to serve?

8 – Still dealing with the above scenario – how long will he have to serve if he qualifies for early release under the Home Detention Curfew Scheme?

9 – Your adult client (18+) has just been given a sentence of 12 years with an 8-year extension of the licence for an offence of rape – having been sentenced under the **Dangerous Offender** provisions – at what point in that sentence will he be entitled to apply to the Parole Board for consideration of early release on licence?

10 – Your adult client (18+) has just been given a sentence of 12 years with a 1-year automatic licence having been sentenced as an **Offender of Particular Concern** for an offence of penetration of a child aged 12 – at what point in that sentence will he be entitled to apply to the Parole Board for consideration of early release on licence?

11 – What is **Section 132** of the **Police, Crime, Sentencing and Courts Act 2022** all about?

12 – Your adult client (18+) has just been given a term of imprisonment of 30 months – assuming he is not released early under the Home Detention Curfew Scheme, at what point will he be eligible for release?

13 – Still dealing with the above scenario – what percentage of the sentence will he actually serve if he qualifies for early release under the Home Detention Curfew Scheme?

14 – Your youth client (17 – 12) has been made the subject of a Detention and Training Order for a period of 24 months – how long will he serve?

15 – Still dealing with the above scenario – might he be eligible for release at the 40% stage the sentence? – might he be eligible for even earlier release under the Home Detention Curfew Scheme?

16 – Your adult client (aged 18) has just been given a sentence of Detention in a Young Offender Institution for a period of 4 months following a guilty plea to driving whilst disqualified – how long will you serve?

17 – Still dealing with the above scenario – how long will he serve if he is eligible for early release under the Home Detention Curfew Scheme?

18 – Which offenders are ineligible for consideration of release at the 40% stage of their sentence?

19 – Which offenders are ineligible by Statute for consideration of early release under the Home Detention Curfew Scheme?

20 – Which offenders are presumed to be ineligible for consideration of early release under the Home Detention Curfew Scheme?

**IMPORTANT**

**PLEASE LET US KNOW THE EMAIL ADDRESS OF THE PERSON TO WHOM WE SHOULD SEND THE INVOICE IF IT IS TO SOMEONE OTHER THAN YOURSELF**