

TRIAL JUDGE 'HEAD SENTENCE SENTENCING STANDARDS, APPLIED TO HEAD SENTENCE + NPP, IN 2002 RE-SENTENCING (IN MY FAVOUR), NEW NPP PURSUANT TO "1992" SENTENCING STANDARDS ONLY.

## 70—Duration of parole for life prisoners

(1) A prisoner serving a sentence of life imprisonment who is released on parole will, unless the release is cancelled or suspended, or the sentence is extinguished, remain on parole—

(a) in the case of a prisoner released on parole prior to the commencement of the *Prisons Act Amendment Act 1981*—for the remainder of the sentence unless the Governor, on the recommendation of the Board, approves a day on which the parole of the prisoner is to expire, in which case the parole of the prisoner expires on that day; and

(b) in any other case—for the period recommended by the Board and approved by the Governor.

(2) On the expiry of the parole of a person pursuant to subsection (1), the sentence of imprisonment will, subject to this Part, be taken to have been wholly satisfied.

## 71—Variation or revocation of parole conditions

- (1) Where a person has been released on parole from a sentence other than a sentence of life imprisonment, the Board may, on the application of that person or of its own motion, vary or revoke a condition to which the parole is subject.
- (2) Where a person has been released on parole from a sentence of life imprisonment, the Board may, on the application of that person or of its own motion, recommend to the Governor that a condition to which the parole is subject be varied or revoked, and the Governor may, on receiving such a recommendation, order accordingly.
- (3) The Board cannot exercise its powers under this section of its own motion in relation to a person released on parole unless it has given reasonable notice of its intention to do so to that person and has considered any submissions made by the person on the matter.
- (4) The Board cannot make an order or recommendation under this section in relation to a person who is under the supervision of a community corrections officer unless it has obtained and considered a report from that community corrections officer.

## 72—Discharge from parole of prisoners other than life prisoners

- (1) The Board may, on the application of a person who has been released on parole (not being a person serving a sentence of life imprisonment), make an order discharging the person from parole.
- (2) The Board cannot make an order under this section in relation to a person who is under the supervision of a community corrections officer unless it has obtained and considered a report from that community corrections officer.
- (3) Where a person has been discharged from parole pursuant to this section, the sentence, or sentences, of imprisonment will, subject to this Part, be taken to have been wholly satisfied.