

APPLYING FOR PAROLE –

Decision by Date and Parole Eligibility Date Considerations

When You Can Apply:

The earliest you may apply for parole is 180 days prior to your parole eligibility date (PED).

Parole Eligibility Date:

Your PED is the date that is set by the court at your sentence or is otherwise determined by the *Corrective Service Act 2006* (CSA).

The most accurate way of identifying your PED is to refer to your Sentence Calculation or contact Sentence Management.

Decision by Date:

The Board is required to determine your application within 120 days of receipt of your application or 150 days if your matter is deferred for further information.

Section 192 of Corrective Services Act:

The Board will endeavour to consider a prisoner's application at or about the time recommended by the court i.e. the PED.

However, section 192 of the CSA states that when deciding whether to grant a parole order, the Board is not bound by the recommendation of the sentencing court if there is further information about the prisoner that was not before the sentencing court.

For example, the sentencing court may not have been advised of:

- Poor custodial behaviour – incidents and/or breaches whilst in custody e.g. reports of assaulting another or substance abuse concerns;
- A psychological or psychiatric report; or
- Outstanding rehabilitation needs including programs.

When your application will be considered by the Board:

While the Board, as a matter of practice, is working toward considering matters as close to your PED as possible, there are occasions where this may not be able to be achieved, particularly in circumstances where a breach of your parole order has resulted in your return to custody.

To assist the Board you are encouraged to:

- Submit your parole application at the earliest opportunity;
- Complete all recommended courses; and
- Maintain appropriate behaviour in custody.