

## **ITEM 3.2: GUIDELINE METHODOLOGY- AMENDMENTS TO “THE SENTENCING PROCESS” DRAFT GUIDELINE**

### **Purpose**

1. To update members in respect of amendments made to “The Sentencing Process” draft general guideline.

### **Background**

2. “The Sentencing Process” draft general guideline was discussed by the Council at the workshop of 5<sup>th</sup> October 2016. Section 2 of the draft guideline (the table following different stages) forms part of the materials being roadtested at present.
3. The amendments proposed by the Council at the October workshop to the draft guideline are reflected in **Paper 3. 2A**. The current working draft of draft guideline is attached at **Paper 3.2B**. For the sake of completeness, and for comparison, the version of “The Sentencing Process” draft guideline discussed at the October workshop is attached at **Paper 3.2C**.
4. A workshop to discuss “The Sentencing Process” draft guideline further is being scheduled to take place in February 2017.
5. Results of roadtesting, so far, are discussed at Item 3.3. As part of the roadtesting exercise, electronic exercises with individual members of the judiciary are being collated and followed up by interviews led by our Principal Research Officer, the results of which will be evaluated and fed back to members ahead of the February 2017 workshop.

### **Recommendation**

6. **Members are invited to:**
  - a) **note the amendments made to “The Sentencing Process”;**
  - b) **note that a workshop to discuss “The Sentencing Process” is scheduled to take place in February 2017;**
  - c) **note that members will be advised of the results of roadtesting with individual members of the judiciary ahead of the February 2017 workshop.**