

Legislation Home Background Reports

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23. Under the Parole Board (Scotland) Rules 1993 and 1995 (SI 1993 No. 2225 (S.235) and 1995 No. 1273 (S.99)) a home background report must be included in every dossier relating to a case referred to the Board.

Under rule 5 of the Parole Board [Scotland] Rules 1993

7. Up to date reports by those involved in supervising, caring for, or counselling the prisoner on the prisoner's circumstances [including home background] and behavior and on his suitability for release or, as the case may be, re-release on licence

Document Disclosure

24. Under the Parole Board (Scotland) Rules 1993 and 1995 there is a requirement on the Secretary of State to disclose to the prisoner the dossier which he refers to the Board. This is subject to exclusions. Fuller details are to be found in Chapter 10 on Disclosure.

Criminal Justice [Scotland] Act 2003

132. No licence condition may be included on release or subsequently inserted, varied or cancelled except in accordance with the recommendation of the Parole Board. [Applies to all long term prisoners including those subject to Extended Sentences] by way of exception to this the Scottish Ministers may include conditions in a licence on the release of a person on compassionate grounds, where the Parole Board was not consulted prior to release.