

## **Supervised Release Order – Identify Designated Authority**

### **Designation of Supervising Authority**

378. The Secretary of State is obliged to designate the appropriate authority in respect of supervision of the SRO. This must take place no later than 30 days before the prisoner's date of release. The Secretary of State may designate:

378.1 the local authority for the area where the prisoner proposes to reside after release;

378.2 the local authority for the area where the place from which the prisoner is to be released is situated; or

378.3 the justices for the petty sessions area where the prisoner proposes to reside after release (for those returning to England or Wales).

379. In practice the Governor must ascertain the prisoner's proposed release address not less than 4 months prior to the prisoner's earliest date of liberation, and must make arrangements with the relevant local authority or probation service for supervision of the order. In particular, the supervising authority must provide the Governor with written instructions in respect of the prisoner's first contact with his/her supervisor following release.

380. Under section 15(1) to (3) of the 1993 Act the Secretary of State may, on application of the person released subject to the order or his/her Supervising Officer, vary the designated authority or justices for the purposes of the order. If the Secretary of State agrees to change the designation he will determine the date from which the new designation is to take effect. The Secretary of State is also obliged to inform the person subject to the order, the authority first designated in respect of that order and the authority subsequently designated, of the change and the date of the change. A copy of the SRO must be sent by the Secretary of State to the second designated authority. (Where the prisoner is still in custody when the need to designate a different authority is identified, provided there are still 30 days to run before the date of release, the Governor may substitute a new designation in place of the original. Otherwise, a new designation may be made only in pursuance of an application under section 15(1) following the prisoner's release.) Applications under section 15(1) should be sent to The Scottish Office Home Department, Parole & Miscarriages Review Division.