



Judiciary of England and Wales

In the Crown Court at Leeds

Rex

-v-

Joe Metcalfe

10 November 2023

Sentencing Remarks

REPORTING RESTRICTIONS CONTINUE TO APPLY CARE MUST BE TAKEN

1. Joe Metcalfe, I have decided that the reporting restrictions in this case that were imposed because of your age should be lifted. This is in accordance with the important principle of open justice and though it may have some negative impact on you that principle should prevail now that you have been convicted of all the allegations you faced.
2. The provisions of the Sexual Offences (Amendment) Act 1992 continue to apply. Under those provisions, where a sexual offence has been committed against a person, no matter relating to that person shall during their lifetime be included in any publication if it is likely to lead members of the public to identify that person as the victim of the offence. This prohibition applies unless waived or lifted in accordance with section 3 of the same Act. I shall refer to the victim of the sexual offences concerned in this hearing as J. I make clear that reporting the school which she attended in 2022 could lead to her being identified.
3. On 30 March 2023 the jury found you guilty of preparing to commit acts of terrorism. The preparation included researching terrorist publications, writing a manifesto, carrying out internet research for items to use in a terrorist attack, making enquiries about how to obtain firearms, researching the Markazi Jamia mosque in Keighley on the internet, visiting the area of that mosque on 5 June 2022 and writing a detailed plan for carrying out a terrorist attack. There was cogent evidence that you had indeed done exactly what was alleged. The dispute in the trial was whether any of it was done with the intent to actually carry out a terrorist atrocity. Your girlfriend in 2022 J gave evidence that you had told her you planned to do it. You gave evidence yourself. You failed to persuade the jury that

this was all just make-believe, a fantasy and they were sure that you intended to attack mosques and kill the Muslim people worshipping there.

4. At the time you were just 15 years old and living at your family home in Haworth. You were arrested a few months short of your 16th birthday. You turned 17 in September this year.
5. The underlying facts are these. You were referred to the North East Counter Terrorism Prevent Team in December 2021 because your school had become concerned about your behaviour and things you were saying and writing. Between 11 March and 17 June 2022 you had thirteen meetings with a Prevent worker who you knew as 'Will'. You showed him a document you had written called a 'manifesto'. The jury was taken through the contents in detail.
6. This manifesto and the other material you had and viewed on the internet, showed that you were deeply interested in extreme right-wing ideology and right-wing terrorists. Over the months, between January and June 2022, you created images glorifying them and their crimes. You read white supremacist texts and replicated parts. You spent time watching online material which promoted neo-Nazis. You exposed yourself to lots of shocking racist, homophobic and antisemitic ideas and images. A particular terrorist you admired was Brenton Tarrant. Brenton Tarrant murdered 51 Muslims in an attack on a mosque in Christchurch, New Zealand in March 2019. At the time he was heavily armed and wore protective combat clothing. He live-streamed what he was doing and you watched the footage. He became a sort of hero to you, someone you wanted to emulate. You read his manifesto called The Great Replacement in which he justified his attack on the basis that white people were being replaced by non-white people and this was a reason for them to be attacked. You sent this manifesto to J with whom you were in a coercive and controlling relationship which I have to describe later on.
7. You also watched footage glorifying far right extremists like Ander Brevik who killed 77 people in Norway in 2011, Dylan Roof who carried out a shooting in a church in 2015, Nikolas Cruz who murdered 17 people in 2018 and Stephen Balliet who live streamed an attack on a synagogue in Germany in 2019. All of this content was freely available to you, a 15 year old with an internet connection and social media. Professor Paul Jackson gave evidence about this material and analysed the manifesto you had produced yourself. He concluded that the document identified Muslims as a specific threat to white Europeans, echoing the extreme right's great replacement theory, and that violence was needed in response. In the manifesto you stated you would not carry out the action needed because of your family, girlfriend and friends. However, you used the threat of carrying out a terrorist attack as part of your method to control J. You told her that if she split up with you, you would shoot up a mosque or "*run them over*" and kill yourself afterwards.
8. This radicalisation went on while you were living at home and, for most of the time, with both parents. Your father was a car dealer and your mother a care worker. They had their own personal problems and it seems that they did not or could not discipline or limit your online activities. It may be that they didn't know exactly

what you were looking at and doing. There is some evidence in the reports that you were aggressive, abusive and disparaging towards your mother who left the family home in May 2022.

9. You joined chat groups on the Telegram messaging service. As you know this is an encrypted, cloud-based cross platform instant messaging service which allows users to share media as well as exchange messages with individuals and groups. You engaged with groups discussing extremist white supremacist ideology such as one called 'Eternal Siege' giving yourself racist user handles. You were using Telegram chat groups when you committed four offences of disseminating a terrorist publication and one offence of encouraging terrorism. You pleaded guilty to those offences on 27 January 2023. Count 2 was committed on 31 March 2022 when you shared a 31 second video which included clips of extreme right wing propaganda including promotion of a proscribed international neo-Nazi terrorist network called the Atomwaffen Division, the burning of the Tanakh (the Hebrew Bible) and individual right wing terrorists including Brenton Tarrant and Anders Brevik.
10. Count 3, was the same day. You sent a 28 second video clip which contained part of Brenton Tarrant's live-stream footage of the atrocity he committed.
11. Count 4, on 1 April you shared a compilation video of footage and re-enactment of an attack in which three people died from stabbing in a school in Sweden committed by a 21 year old called Anton Pettersson. Brenton Tarrant mentioned Pettersson in his own manifesto and wrote Pettersson's name on one of the guns he used.
12. In one of the Eternal Siege chats on 21 May 2022 you posted that you still wanted to bomb a mosque. When another user asked if this was to be a '*Brenton Tarrant*' recreation you replied it was and you would rather "*shoot it up*" but "*unfortunately guns are illegal*".
13. You also pleaded guilty to Count 6, possession of a bladed article. You posted an image of a knife to the Eternal Siege Telegram group. It was from your phone and was on the phone when you were arrested. You had hand-written extreme right-wing phrases and ideas on the knife including '88' (which stands for '*Heil Hitler*'), '14' (which is a reference to the extremist slogan, "*We must secure the existence of our people and a future for white children*") and "*this is for Brenton Tarrant.*" You accepted you had carried that knife in public.
14. Count 7, on 31 May you posted a message to the Eternal Siege group. It included the following encouragement of terrorism, "*If we all attack tonight. Think of the message we will send. All those attacks at once. The Islamists will shit themselves....Everyone throw your phones after or get rid of it before.*"
15. Also that day you posted "*I could burn a mosque down*". When someone responded, "*Great idea.*" You posted, "*I need to steal a car then boys.*", "*I'm going to steal one now.*" You said you could run Muslims over and a little later you said "*I could steal my Dad's car*". You also said "*I think I might wait until Eid and run them all over outside a mosque.*"

16. Count 5, sometime on 4 or 5 June you posted a video to Snapchat, another multimedia instant messaging app. The video was over 3 ½ minutes long and contained clips from terrorist attacks and school shootings. Snapchat has a facility which deletes posts after a time and this video was set to be visible to your contacts for 24hours.
17. You were carrying out a lot of research on the internet on other subjects too. The things you looked up included mosques in Keighley and you investigated how to acquire clothing, equipment and weapons similar to those of Brenton Tarrant. You made contact with a gun seller to find out how a gun might be sent to the UK in secret although that enquiry did not get very far.
18. All this time you lied to 'Will' your Prevent worker. You attempted to persuade him that you were turning away from extremist ideas and moderating your views. This was deliberate manipulation and, as I will explain, he is not the last person you have lied to about your state of mind.
19. Alongside the progression into extremism you were exploiting your girlfriend J. She was two weeks younger than you and it was her first intimate relationship. You attended the same school. In a separate trial you were convicted of three charges of rape (which represent at least five rapes) and one charge of controlling and coercive behaviour towards her. This all happened between January and June 2022 alongside your terrorist offences. I summarise these offences briefly starting with the overall abusive conduct towards her. J said that the relationship was fine at first and became sexual in late January. By February you began to control her. You told her she was not allowed to speak and if she said something you did not like you hit her. You would make her apologise over and over again. If you were not satisfied by her attitude you would let her know and if she refused to apologise you would grab her face. A video was later found on J's phone which shows you biting her nose and threatening her when she complained. You said, "*It's my nose, actually I own you fat cunt.*" You had a habit of grabbing her around the neck and putting her in a chokehold. She had lots of bruises (once she counted 37) and became embarrassed changing at school. I have seen the video and a number of photographs of the bruises you caused that girl who fell under your influence.
20. You manipulated her into saying and communicating racist things, and making Nazi salutes which you recorded. You told her that if you broke up you would commit a terrorist act. When she did break up with you, you called her 74 times in one day.
21. She had a urinary tract infection that made sex painful but you refused to stop. You also refused to stop on other occasions when sex hurt her and she asked you to. Sometimes she told you that it was really hurting her but you continued until you were finished. She did not understand that this was rape at the time. J both loved you and lived in fear that you were going to assault her. Her mental health deteriorated, she lost weight and self-harmed. She thought it was normal for you to treat her like that and be jealous of her other friends. She let you disrupt her social media account and thought that when you went through her Snapchat and removed people you didn't like, that was alright. J's friends noticed you calling

her horrible names and saw her bruises which J said were from ‘playfighting.’ They described your relationship as toxic. Her mother noticed that J was losing weight and would sit crying in her room. You tried to alienate J from her mother and succeeded, until J’s mother managed to stop you seeing each other in late in May. I have heard from both of them today how deeply your behaviour damaged J and how hard the criminal process has been on her and her family, but she is strong, she is moving on with her life and the relationship between mother and daughter is healing.

22. You revealed to ‘Will’ some of your views about females. You said that you had watched a lot of violent pornography and to you females were sex objects. You said you believed that girls enjoyed being choked.
23. I return to the chronology of your preparation for terrorism. In the early hours of Sunday 5 June 2022, shortly after J had split up with you, you took your father’s car without permission and drove to near the Markazi Jamia Mosque in Keighley. You stopped outside the mosque for three minutes watching. No one was coming in or out and you left. You drove away towards J’s home, remaining in the area for about 15 minutes before driving away and crashing the car.
24. During the journey to the mosque you drove fast and filmed yourself on your mobile phone describing what you were doing. Serbian folk songs played in the background. In making the exultant recordings and choosing that music to listen to you were copying the terrorist Brenton Tarrant.
25. Eventually, you crashed the car away from the mosque. You called J, still trying to manipulate her by saying you had tried to commit suicide and been badly hurt when in fact you walked away from the car. J’s first thoughts were that you had done what you had promised, attacked a mosque after she split up with you. Eventually you were spoken to by the police after the car was found and you told an officer that you wanted to kill “*a load of Muslims*”.
26. As your preparation developed you created a document which you called, ‘The Plan.’ In it you said you were going to kill J and then go to the Markazi Jamia mosque, armed and disguised as a policeman and execute Muslims. After you had spent 5 to 7 minutes there you would continue to another target, the Keighly Muhammedi Mosque. The plan was written the day before your final meeting with ‘Will’ which took place on 17 June. Professor Jackson described ‘The Plan’ as “a plausible outline for a terrorist attack.” All of this preparation was reflected in Count 1 on the terrorism offences indictment.
27. You were finally arrested on 21 June. You were assessed by medical professionals and they found no symptoms of any psychosis or other mental ill health. You were fit to be detained and fit to be interviewed.
28. You were captured on video cameras in the custody suit making Nazi salutes. You told the police that you had ADHD and depression and that you had taken your father’s car and tried to kill yourself. You denied any intention of carrying out a terrorist attack. You said everything the police had discovered was just fantasy or joking and a desire to fit in. The enquiries about guns were because you were interested in clay pigeon shooting and you claimed not to remember researching

mosques. The note you had made about killing J was a revenge fantasy. You'd never manipulated, controlled, assaulted or raped her. I note however, that in your evidence at the terrorism trial where you were asked about some of the features of your relationship with J you admitted that you had assaulted her and caused the 37 bruises and you agreed that you had told her you would commit a terrorist attack if she ever left you.

29. I have thought carefully about the degree to which you were capable of carrying out a terrorist attack. Sadly it is not unknown for individuals to carry out some degree of terrorist action alone and some of those individuals have been young. If you had carried out the attack you planned there would certainly have been serious injury caused. Although you didn't carry it out on the date that you went to the mosque late at night, the jury did convict you of intending to carry it out. You had the means, access to any vehicle your father used and you planned it carefully, over several months. You were, and remained at the time of the trial stuck in a racist and extremist mind-set. I have looked for any evidence that you have really turned your back on those views and although everyone has the potential to change, I am not convinced there is any yet. I am aware of your ability to manipulate people and situations but I bear in mind that you are still young and you will mature over the next decade. You may well emerge as a calm, reasonable and generally tolerant adult if appropriate rehabilitative work is done with you, as long as, and this is important, you let yourself engage with it.
30. You were sixteen by the time of the trial and adjustments were made to the court's process to ensure that you were able to concentrate on the proceedings and play as full a part as possible. In the same way, special considerations apply when the court has to sentence a young person for such serious offences. You gave evidence so I had an opportunity to assess you, particularly your residual attitudes and your maturity in March this year. You have no previous convictions so you have never been sentenced by a court before.
31. I have close regard to the Sentencing Council's Sentencing Children and Young People Guideline which states the overarching principles I must apply. The main aim of the youth justice system is to prevent offending by young people and the totemic principle to be applied by every court dealing with a young person is the primacy of regard to his welfare. To satisfy that aim in the sentence I pass I have listened very carefully to what has been said on your behalf and the evidence given by Dr Malik who is the principal psychiatrist treating you.
32. The court recognises that every young offender is distinct. Sentences for someone of your age and characteristics must be suitably tailored. There is no case with even similar, let alone identical features as this one but, as ever, the seriousness of the offences will be the starting point. The court has also to consider the effect the sentence is likely to have on you, both positive and negative, as well as any underlying factors contributing to your criminal behaviour.
33. I have read a great deal about you. The judgment of HHJ Phillips KC and the magistrates who heard your appeal against your convictions on the rape indictment provides a full summary but I have previously seen the recorded evidence of your

victim. Victim Personal Statements from J and her mother have emphasised the persistence of your abuse towards her. Psychiatric reports from Dr Rafiq dated 16 September 2022, 13 December 2022 and 10 November 2023 and from Dr Malik dated 25 January 2023, 9 March 2023 and 3 November 2023 provide a comprehensive body of material about the way you present and your mental state over time, which I have absorbed together with psychological reports from Dr Wright dated 1 December 2022 and 21 December 2022. A statement from your grandmother Eileen Lockey dated 17 March 2022 and a brief email from your father sent to your solicitors and dated 8 November 2023 do little to colour in detail about your family life or give insight into the origin of your attitudes.

34. The pre-sentence report from the Youth Justice Service dated 7 November 2023 is comprehensive and informative. I have read the many helpful written submissions of the defence and prosecution. You have written a personal letter to me apologising and reiterating that you didn't intend to commit any terrorist atrocity.
35. From the material provided I note the following in particular.
 - i. You first came to the notice of children's Social care in Bradford in 2016 because of concerns about domestic violence between your parents and perpetrated by your older brother towards your mother. This must have affected your perception of healthy relationships. Neither of your parents attended the Crown Court trial. I asked for a response to your convictions from your parents and as I have said your father has written a brief email which does not display any insight. I am pleased he is at court today to support you.
 - ii. In 2022 concerns were escalated when you began to display increased levels of aggression towards others including your mother and you began to express extreme racist views. You began smoking cannabis. There was a noted deterioration in your mental health which may have been connected to your drug abuse.
 - iii. You began to express suicidal thoughts and you were made the subject of a child in need plan in April 2022.
 - iv. At some point before this you were diagnosed with ADHD by an online assessment paid for by your father. You were prescribed medication but you didn't keep taking it.
 - v. The psychologist assessed you as being of low average general intelligence, abnormally suggestible and compliant and likely to display a strong need for external support and attention. I have no doubt these aspects made the fellowship of other extremists attractive to you. But you were someone who had other avenues for support including the children's services and 'Will'. Although Dr Wright's opinion is that you were capable of being groomed on the internet there is no evidence that your terrorist mind-set was the product of grooming by others. Having heard and seen the evidence in the trial including your own evidence I agree with the observation in the pre-sentence report that you have never provided any indication that your views and behaviour were incited by anybody else.

- vi. You have reported drinking regularly, up to a quarter bottle of vodka a day, consistent use of cannabis and occasional cocaine.
- vii. You have at different times described psychotic symptoms such as auditory hallucinations. When you did so in the community they were never verified by professionals. When you did so at the secure unit where you were remanded, you later denied them and explained what you said as a ruse to get yourself away from secure accommodation into the hospital ward. The psychiatric opinion is that if there are any psychotic elements to your mental ill health they may be due to cannabis. There is no medical support for psychosis having played any part in your offending.
- viii. However, you are currently being treated with anti-psychotic and anti-depressant medication. Dr Malik has given evidence at this hearing. The prescribing of anti-psychotic medication is by way of a safety measure in case you have some psychotic condition although none has been diagnosed despite your sustained stay in the Gardner Psychiatric Unit in Manchester where you have been since September 2022. The depression is linked to your current circumstances. Irrespective of that Dr Malik's view is that you should take that medication whether in detention or in a therapeutic setting. He makes no proposal for a Mental Health Act disposal and you have no mental disorder which requires treatment in hospital.
- ix. The facts of the offences as well as the content of a number of the reports suggest that you are able to manipulate those around you and it is clear that you continue to do so.
- x. In the very recent pre sentence report I am told that you have converted to Islam. Through the youth worker's report you have told the court, *"I'm really sorry about what I have done, and I will never do it again. I'm no longer a threat to anyone. I'm Muslim. I'll never go near Telegram ever again. It was a horrible thing that I did."*
- xi. The court has also been told that when you were originally remanded into youth detention and placed at a secure unit you expressed extreme racist and homophobic views, going so far as to share information with other residents about your distribution of images from terrorist attacks and beheadings on social media. Because of the hallucinations and suicidal ideas you reported, concerns about you intensified and you were admitted to the Gardner Unit for assessment.
- xii. At the Unit concerns have been raised about your behaviour. I have read a number of instances of scheming and inappropriate behaviour from you. I will give a few examples only. You stole a mobile from the nurses office and uploaded pictures and videos to social media having gained access to it. You had an MP4 player brought in from home by your father which contained explicit videos. You incited other patients on the ward to cause harm to Dr Malik your treating psychiatrist. You have made sexist and abusive comments. You have been violent to such an extent that another patient, your target, had to be moved off the ward for his own safety

overnight.

xiii. You maintain your denials of rape and preparing for acts of terrorism. You have said that you fabricated a “fantasy” to share with your Prevent worker which has been misinterpreted. You also told Miss Sosoli, your youth worker, that you expected a “*bad reaction*” and worry on a “*large scale*” and although you had no intention of causing any harm you craved enjoyment from the role you would have played in creating panic. When you were challenged about searching the internet for information on the internal layout of the mosque in Keithley if it was all fantasy you said you didn't know why you did that. You refused to acknowledge the connection between this research and naming the very same mosque in the plan. You completely denied making any inquiries about obtaining a firearm.

xiv. You said to the youth worker that your views were formed because of the content you were accessing daily and you appreciated seeing the violence and creating a buzz by sharing videos. Her assessment is that you accessed Telegram to seek out those who reinforced and shared your extreme right wing views. Having had time to reflect on your actions you reported to her that you were careless and reckless and you now consider Brenton Tarrant hateful. However, Miss Sosoli writes, “*it is difficult to assess the authenticity of Joe’s views, because he is very conscious of the severity of his offences and how professionals have been monitoring his views and interactions. Joe’s U-turn in views appear to be a defence mechanism which I would assess is to mislead the court.*”

xv. You refuse to accept the truth of your convictions of the offences against J too. You struggle to demonstrate empathy and are unable to identify the impact of your behaviour on J. As Miss Sosoli points out it it's not unusual for young people to deny harmful sexualised behaviour because of shame and denial does not necessarily affect the effectiveness of offence focused work but given your current attitude a comprehensive analysis of those offences is hampered.

xvi. The outcome of all this is that despite being in a therapeutic setting for over a year, you have not yet commenced any meaningful rehabilitative work. This is a great shame and means the court has less confidence in the prospects for reform for you than I had hoped for when adjourning sentence after the trial in March.

36. This information and material paints a troubling picture. I do not know weather the racist, extremist and violent attitudes your offences demonstrate originated from home life and the influence of parents and grand-parents, at least one of whom you have admitted expressed racist views. I cannot judge the degree to which they were, inevitably, reinforced by your use of the internet. You did not have a happy home environment but despite the support provided to you through school, social services and, significantly the Prevent programme and ‘Will’, you inhabited a narrow life in which you found companionship and significance in groups of (mostly) male followers of far-right extremist ideas.

Rather than accept the help offered you went in the other direction and decided to take action if you could. The unhealthy aspects of your parenting have contributed to your disaffection and misogyny. Although I accept your suggestibility and craving for attention, whatever it is attributable to, has had some impact on your culpability I conclude that the contribution was not substantial.

37. The author of the pre-sentence report concludes that you present a high risk of further offending at present. She goes on to consider the risk you pose of causing serious harm to others by the commission of further serious specified offences. Although reaching a firm view is difficult for all the reasons I have summarised she states that until specific offence focused work is undertaken and completed you pose a high risk of causing serious harm to others through further harmful sexual behaviour and future acts of terror.
38. Dr Malik has confirmed that assessment from his experience as your treating psychiatrist and Mr Moulson KC does not dispute it.
39. I have reminded myself of the detail of all the sentencing guidelines I have been referred to. In particular I bear in mind that you were and still are, not an adult. Children are more impressionable than adults as a rule and sometimes they offend as a result of the influence of others but while I can see that you enjoyed engaging with others who shared your views and you encouraged each other, yours is not a case in which others led you astray.
40. Children may also have been affected by events in their young lives which have caused them to be alienated from society and from normal relationships. I conclude that this is partly true in your case. I do not discern any lack of maturity and I treat you as a young person with the expected, average maturity for your age at the time and now. When custody is inevitable, as sadly it is here, punishment is a less prominent consideration than when a court deals with an adult. It has some part to play but is not a primary consideration. There is plenty of time for you to mature and achieve a healthier approach to people unlike yourself. However, it is clear to the court that you have not committed yourself to reform yet.
41. I have applied paragraphs 4.2 to 4.7 of the guideline for sentencing young people, when assessing the seriousness of the offences and paragraphs 4.9 & 4.10 when assessing your age and maturity. The jury concluded that you genuinely intended to carry out an act or acts of terrorism. The test the prosecution has to meet in such trials is a high one and the sentence I pass must be faithful to that verdict. I am satisfied that these offences cross the custody threshold and that no other sentence is appropriate. I start in considering the length of any sentence I impose on you by considering the age at which you committed the offences which was of course, 15.
42. I have applied paragraph 2.5 to 2.7 of the guideline when assessing dangerousness for the purpose of the Sentencing Act 2020. After reflecting on all the material before me, I am driven to the conclusion that you are a dangerous young offender. This means that you are someone who today poses

a significant risk of causing serious harm to others by committing specified criminal offences in the future. In my judgement the risk you pose cannot be reduced and managed in the community until you complete specialist, therapeutic intervention which, by its nature will need to be completed in a supervised specialist or custodial setting.

43. Preparing acts of terrorism and Rape are both listed in Schedule 19 Sentencing Act 2020. I have considered whether detention for life pursuant to s.258 Sentencing Act, a sentence of last resort is justified by the gravity of your offending and, although it has been necessary to reflect on it with care I am satisfied it is not required or justified in your case. The proper outcome in this case is an extended sentence in accordance with ss. 254 and 255 of the Act. Such a sentence is necessary to protect the public from you and it will give you support and guidance for an increased period of time. The cruel and abusive relationship into which you drew J, using it to rape her will be reflected in the custodial element of the sentence I pass on Count 1 preparing acts of terrorism. I have taken account of the guideline that assists courts in assessing the impact on culpability of mental ill health and developmental disorders. As is clear I find some minimal reduction in your culpability (how much you are to blame) in such mental ill health as I can be sure you suffer. It should be apparent throughout that I have tempered all sentences significantly for totality to ensure that the final sentence is just and proportionate.
44. The Terrorism sentencing guideline does not apply to those under the age of 18 but it is a helpful indication of relevant considerations. The offence of preparing acts of terrorism would fall into category B2 for an adult because you were acting alone, but for apprehension a terrorist act was likely to have been carried out and multiple deaths would have been risked but not very likely to have been caused because you were unlikely to get access to a firearm and a car as a weapon would have been unlikely to cause many deaths. I tell you, in passing, that for an adult committing his first crime such an offence as you were found guilty of would lead to a sentence of life imprisonment with a minimum term to be served of fifteen years. There is no guideline for such offences committed by young people. The fact that you were in communication with other extremists and failed to respond to official warnings and efforts to deflect you through the Prevent programme are aggravating features. I reflect the offences of dissemination of terrorist material and encouraging terrorism in the lead offence.
45. I do not sentence you on the basis that you were reckless as to the effect of the dissemination or encouragement or that you were doing so only for attention or approval. The verdict of the jury on count 1 prevents me from doing so as Mr Moulson accepts. I am sure that at the time, you intended that your dissemination would encourage others to carry out acts of terrorism. I also bear in mind the mitigation of your somewhat neglectful home life, the fact you had not been convicted of any crime before and that this will be your first sentence of custody in reaching a notional determinate sentence after trial of 16 years

- custody.
46. By way of discrete mitigation pursuant to the relevant guideline is the susceptibility you had to try to please others which affects culpability to some extent and leads to a modest reduction of 2 years before a reduction for your age. This means that without including the sexual and controlling offences the custodial part of the sentence on count 1 would have been 7 years detention. For counts 2 to 5 and count 7 there are concurrent determinate sentences of 15 months on each count which takes into account your guilty pleas albeit on a limited basis which I have rejected. There is no separate penalty on Count 6, possession of a bladed article.
 47. I have in mind the guideline for sentencing young people for sexual offences. The primary difference between adults and young people in this area is the need to consider maturity and age. I bear in mind that you exposed yourself to age-inappropriate violent pornography which is part of the background to your abuse of J and you threatened, degraded and humiliated her as well as deliberately damaging her relationship with her family as part of your manipulation of her. You have expressed no remorse, demonstrated no insight and have taken next to no steps towards rehabilitation. These are disturbing aspects. If you were older the starting point would have been 8 years custody for a single offence, as this is a B2 offence for the adult guideline. The fact there was more than one instance of rape, that you targeted J for her vulnerability and sought control her behaviour would increase the gravity. By way of mitigation would be character, lack of maturity and age.
 48. I apply the same process of building the sentence as above. As I have to pass an extended sentence for preparing acts of terrorism I will include it as an uplift of 3 years to the custodial part of that sentence and order concurrent determinate sentences of 3 years on each charge of rape and 1 year for coercive and controlling behaviour.
 49. The maximum extension to a licence for a terrorism offence is 10 years. I intend to impose an extended licence of six years.
 50. You should stand up Joe Metcalfe. The crimes you committed were so serious that I have decided that I must pass a sentence which will affect you for many years. As I have said the sentence is called an extended sentence. There are two parts to this sentence. The first part is a custodial term. This means that when this hearing ends today you should go to a secure place although I am told that arrangements may be made for you to go back to the Gardner Unit for a handover. I do not have any power to order that transfer but those who have been responsible for your care have told me they are going to arrange that.
 51. If the sentence started today then the longest time you would be in detention is 10 years from today. The provisions of s.27 Counter-Terrorism and Sentencing Act 2021 apply to the release provisions for terrorist prisoners. Because you have been remanded for 500 days that period must come off and so the custodial part of the sentence is ten years less 500 days. When you are released the second part of the sentence starts. You will be on extended licence until the whole sentence of 16

years is served. This means that there are rules that you will have to follow when you are released. You will be told the rules when you are released. If you break those rules you may have to go back into custody. The extended licence period is six years. This sentence should mean that you have the opportunity to work with those who are able to guide you and rehabilitate you as you enter adulthood. You have to do the work. It is up to you.

52. You are subject to Notification requirements under the Terrorism Act 2008 for 10 years. You are also subject to Notification requirements under the Sexual Offences Act 2003 which will last indefinitely. I order forfeiture of the items listed on the schedule provided which are mainly telephone and computer equipment, in accordance with s.23A Terrorism Act 2000.
53. I do not make a Parenting Order in this case. You are currently in the care of the Social Services and you will become 18 in ten months time. It is apparent to me that your father minimises your behaviour and will provide little effective guidance at the moment.
54. I have been asked to consider making a Sexual Harm Prevention Order and I have read the draft provided. I am not persuaded that, given the sentence I have passed, a SHPO is necessary or proportionate. I do however, make the restraining order sought, in the terms drafted, until further order. It is clear from your behaviour towards J and her mother that you are capable of using all sorts of clever methods of trying to get at them and their family including the use of social media. The order is necessary to protect them from harm.
55. The victim surcharge is to be levied and I stay count 8 on the Terrorism indictment.
56. This has been a complex sentencing process. If anything I have said needs correcting the parties must inform the court as soon as possible, the case will be relisted and the amendment made.
57. Allowing for the 500 days the sentence is one of 14 years, 32 weeks and 4 days of which 8 years, 32 weeks and 4 days are the period of detention and the extended licence is six years.

The court commends the work of Acting Detective Inspector Paul Morrison, Acting DS Malinowska and DC Melanie Clarke for their outstanding work in a difficult and sensitive investigation with two significant components. The words for the commendation will be taken from the Prosecution Note I have been provided with. It will be written up and provided to the officers.

Mrs Justice Cheema-Grubb DBE