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IN THE CROWN COURT AT SNARESBROOK

T20120568
75 Hollybush Hill
Snaresbrook
London
E11 1QW

Monday, 12 August 2013

Before:

HIS HONOUR JUDGE NIGEL PETERS QC

R E G I N A

-v-

NEIL WILSON

**MR THOMSON appeared on behalf of the Prosecution
MS BLANE appeared on behalf of the Defendant**

SENTENCING

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(Official Shorthand Writers to the Court)

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Monday, 12 August 2013

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I have had the matter listed before me today as part of the sentence, not that part relating to sexual activity with a child, requires correcting. It was not appreciated by the parties that I could not pass a community order with a supervision requirement for three years to run alongside a suspended sentence on the same indictment, or, indeed, another indictment, sentenced on the same occasion. In amending the sentence, I sought to ensure that all parts of the order will be complied with by the defendant and that any breach will be brought before a court and consideration given to further penalty, including immediate imprisonment.

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I therefore vary the original sentence by revoking the community order and will impose additional terms of imprisonment, suspended, for Counts 3 and 4, and for the York indictment, six counts, and impose a supervision requirement for two years together with, as before, a requirement that you attend and complete a sex offender treatment programme. The other orders remain as

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before. The addition of the suspended sentences for Count 3 and 4 is commensurate with the reduction in the supervision element from three to two years.

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I will now repeat and pass sentence on you, Neil Wilson. You can remain seated.

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Neil Wilson, the sentence of the court is therefore as follows.

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On Count 2, sexual activity with a child, the sentence is eight months' imprisonment, suspended for two years. That is the same sentence as last Monday. On Count 3, indecent photographs, four months' imprisonment, suspended for two years; on Count 4, indecent photographs, four months' imprisonment, suspended for two years.

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I should add Count 1 was not proceeded with, the defendant, having previously pleaded not guilty on 24 June 2013. I was not the judge that day. The prosecution, on that occasion, indicated their acceptance of the pleas and requested that Count 1 would be left on the file.

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On the York indictment, six counts of possessing extreme pornographic images, four months' imprisonment, suspended for two years.

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Counts 3 and 4 and the York indictment will be concurrent to one another and will together be consecutive to Count 2.

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Therefore, the total sentence thus far is 12 months' imprisonment, suspended for two years.

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As I said to you last week, if you commit any offence in the next two years, then in addition to any sentence you will receive for the new matter, this sentence of 12 months will be activated and added.

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You will subject, as part of the suspended sentence order, to a supervision requirement for two years, which requires you to attend regular interviews with your appointed probation officer.

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You will be required to complete the Northumbria Sex Offender Treatment Programme of 100 days. This has to be completed within the two years. This is meant, and is meant to be, an intensive course of treatment. You must attend every session. If sessions are missed you will have to catch up before resuming the programme. If

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two sessions are missed without an acceptable

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reason approved by your probation officer, you will be in breach and you will be returned to court and that court will have wide powers, including imprisonment.

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The same strictures apply if you fail, without good reason, to attend appointments with your probation officer.

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The original sexual offences prevention order remains in force, save that I have added smartphone to original order, and I therefore spell out what the sexual offences prevention order is.

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You are not to delete your computer or any smartphone, any internet history or use any programme to delete such history permanently; to allow a police officer to examine your computer and data storage device on request; not to work with children under 16 unless inadvertently through normal everyday life or with the express permission of the Public Protection Unit where you are managed; you should already, since last Monday, have signed the Sex Offenders' Register.

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As a registered sex offender you fall under the authority of the multi-agency protection arrangements for North Yorkshire. As such, while

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you are subject to the suspended sentence order, your probation officer will maintain a risk management plan that will be subject to the multi-agency protection arrangements scrutiny and two, liaise with local police to ensure that you comply with the requirements of the suspended sentence, the sex offenders prevention order and the sex offenders registration.

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Those are my rulings in the matter.

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Copies are now available; initially, please, to counsel in the case. I do not know whether you have any further observations, either of you?

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MR THOMSON: No.

MS BLANE: No, thank you.

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JUDGE PETERS: I mean, obviously I am now going to retire. If there are, then you can have the matter called on as soon as possible. But copies will now be available from the usher for members of the press. Count 1 is lying on the file, as I have indicated.

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(Hushed conversation)

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JUDGE PETERS: Mr Thomson, is it five or six counts in York?

MR THOMSON: Five counts.

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JUDGE PETERS: Five counts in York. Sorry. Well, we will amend that, then. Can we amend the copies, I am sorry, where it says on the first page ... let me

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show you. It is five there. I am sure the press have got that, but the copy needs to be amended to five counts. Thank you very much.

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Thank you very much.

(10.17am)

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We hereby certify that the above is an accurate and complete record of the proceedings, or part thereof.

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Signed: Wordwave International Limited.

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