



JUDICIARY OF
ENGLAND AND WALES

Snaresbrook Crown Court

12 August 2013

R
-v-
Neil Wilson

Sentencing remarks of His Honour Judge Peters QC

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 3 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 have 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.

I therefore vary the original sentence by revoking the Community Order and will impose additional suspended terms of imprisonment for counts 3-4 and for the York indictment (5 counts) and impose a supervision requirement for 2 years together with, as before, a requirement that you attend and complete a Sex Offender Treatment Programme. The other orders remain as before. The addition of the suspended sentences for counts 3 and 4 is commensurate with the reduction in the supervision element from 3 to 2 years.

Neil Wilson the sentence of the Court is therefore as follows:-

Count 2, sexual activity with a child the sentence is 8 months suspended for 2 years, this is the same sentence as last Monday.

Count 3 indecent photographs 4 months imprisonment suspended for 2 years.

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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.

On the York indictment 5 counts of possessing extreme pornographic images 4 months imprisonment suspended 2 years.

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

Therefore the total sentence thus far is 12 months imprisonment suspended for 2 years. As I said to you last week if you commit any offence in the next 2 years then in addition to any sentence you will receive for the new matter, this sentence of 12 months will be activated and added.

You will be subject as part of the suspended sentence order to a supervision requirement for 2 years which requires you to attend regular interviews with your appointed probation officer.

You will be required to complete the Northumbria Sex Offender Treatment Programme of 100 days. This has to be completed within the 2 years.

This is 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 two sessions are missed without an acceptable reason approved by the probation officer, you will be in breach and you will be returned to Court which will have wide powers including prison. The same strictures will apply if you fail without good reason to attend appointments with your probation officer.

The original Sexual Offences Prevention Order remains in force, save that I have added smartphone to the original order.

You are:

1. Not to delete your computer and/or any smartphone internet history nor use any programme to delete such history permanently.
2. To allow a police officer to examine your computer and data storage device
3. Not to work with children under the age of 16 unless inadvertently through normal everyday life or with the express permission of the Public Protection Unit where you are managed.

You should already have signed the Sex Offenders Register.

As a registered sex offender you fall under authority of the Multi Agency Protection Arrangements in North Yorkshire.

As such while you are subject to the suspended sentence order your probation officer will:

1. Maintain a risk management plan that will be subject to MAPPA scrutiny.
2. Liaise with local police to ensure you comply with the requirements of the Suspended Sentence, Sex Offenders Prevention Order and Sex Offender Registration.