

1 Title: How do parole board members in England and Wales construct decisions about
2 whether to release perpetrators of intimate partner violence from prison?

3

4 1. Abstract

5

6 **Background**

7 Existing research explores Parole Board decision-making, but not specifically for perpetrators
8 of Intimate Partner Violence (IPV), a special case due to the gendered and secretive nature of
9 IPV and the role of control in predicting reoffending.

10

11 **Aim**

12 To identify associations between case variables in England and Wales Parole Board decisions
13 regarding perpetrators of IPV and explore how these variables help construct the decision.

14

15 **Methods**

16 Logistic regressions regarding decisions in a sample of all 137 male prisoners who had
17 abused women and applied for release or progression to open conditions in England and
18 Wales from April 2018 to September 2019, developed into latent class analyses.

19 Thematic analyses of 6 interviews with Parole Board members about decision-making in IPV
20 cases.

21

22 **Results**

23 Release decisions were strongly predicted by the recommendations of Offender Managers,
24 Offender Supervisors and Psychologists, mediated by the Parole Board's confidence in their
25 ability. Decisions were also significantly associated with custodial behaviour and attendance

26 on courses, mediated by the Board's confidence in the prisoner's insight and honesty.

27 Thematic analysis was both consistent with these findings and provided a context in which
28 the associations could be understood.

29

30 **Conclusions**

31 The findings have implications for understanding the dynamic between professional decisions
32 and the Parole Board's decision; for the importance of Offender Managers demonstrating
33 their expertise and ability to manage risk; for Parole Board members' reflection and
34 development; for academic research into IPV; and for those who have experienced IPV and
35 are looking to understand parole decisions about their abuser.

36

37 **Key words:**

38 Parole Board decisions; decision-making; intimate partner violence; heuristics; systems
39 thinking

40

41		
42	1. Abstract	1
43	2. Background	4
44	3. Methods.....	8
45	4. Results.....	10
46	5. Discussion	16
47	6. Implications for policy and practice	19
48	7. References	20
49	8. Tables.....	25
50		
51		

52 2. Background

53

54 **How general parole decisions are made**

55 The term ‘parole’ comes from the French for ‘word of honour’, but parole decisions today
56 require much more than the prisoner’s word.

57 The Parole Board in England and Wales decides whether to: direct a prisoner’s release;
58 recommend that they progress from ‘closed’ to ‘open’ prison (allowing them more time in the
59 community); or direct that they remain in prison until a further statutory review or their
60 remaining term, whichever is shorter. The Board must be “satisfied that it is no longer
61 necessary for the protection of the public that [the prisoner] be confined” (Parole Board,
62 2019) in order to direct release or recommend progression. They are assisted by a dossier
63 containing relevant reports from professionals including: the Offender Supervisor (OS) who
64 oversees the offender’s time in prison; the Offender Manager (OM) responsible for the risk
65 management plan after release; Psychologists; and coordinators of relevant programmes.

66

67 Existing research has identified factors associated with general parole decisions, and how
68 these are constructed within a wider system of case-specific and external influences. The
69 factors can include prisoner characteristics such as their age and ‘parole readiness’ (Huebner
70 & Bynum, 2006), mental health (Caplan, 2010; Shingler & Needs, 2018, although Houser et
71 al., 2019, found minimal impact) and substance misuse (Bradford & Cowell, 2012). Other
72 relevant factors include the prisoner’s offending: the severity of the index offence (Caplan,
73 2010; Huebner & Bynum, 2006; Tzeng, 2014) and patterns of offending (Caplan, 2010); and
74 their subsequent time in prison: their ‘institutional behaviour’ (Caplan, 2010; Connor, 2016;
75 Huebner & Bynum, 2006) including whether they have completed perpetrator programmes
76 (Connor, 2016). The perceived effectiveness of the risk management plan is also an important
77 consideration (Bradford & Cowell, 2012), reflecting Padfield's (2017) emphasis on the ‘luck’

78 of having high-quality Offender Managers and a Parole Board willing to “take a chance” on
79 their plan. Decision-makers are also wary of ‘impression management’ among violent
80 offenders (Mills & Kroner, 2006) and sex offenders (Cochran & Comeau-Kirschner, 2016).
81 Overall, therefore, the parole decision involves an understanding of internal protections
82 against reoffending: ‘habit-based compliance’ and ‘normative compliance’ based on moral
83 values, as well as how reoffending is prevented by external incentives (‘instrumental
84 compliance’) and coercion (‘constraint-based compliance’) (Bottoms, 2001).
85 However, these factors have not been studied in the specific case of Intimate Partner
86 Violence (IPV), and more qualitative and quantitative research is needed to test these
87 associations (Padfield, 2017). The current mixed methods study explores how Parole Boards
88 in England and Wales make decisions about parole for a man imprisoned for IPV against a
89 female partner or ex-partner. These decisions warrant attention due to how the nature of IPV
90 offences predicts reoffending, and the gendered and secretive nature of most IPV.
91 This research considers the tensions decision-makers experience in these contexts: between
92 the broader legal framework and the minutiae of individual cases; and between public safety
93 and the right of the individual to fair treatment and the chance to reform (Kohler-Hausmann,
94 2019).

95

96 **The complexity of decision-making in criminal justice**

97 A decision to release is not only determined by a set of case characteristics.

98 Social psychological research on the relationship between internal and external factors

99 affecting a decision-maker (Hancock et al., 2018; Rothstein et al., 2006) includes the

100 interaction between conscious and unconscious decision-making (Greene & Dalke, 2020;

101 Soon et al., 2008), and the role of ‘heuristics’ or mental short-cuts (Fiedler & Sydow, 2015)

102 as applied to decisions in the courts (Dhami & Belton, 2017) and criminal justice more
103 broadly (Peer & Gamliel, 2013).
104 The mechanisms through which Parole Board members reach decisions are further
105 complicated by the ‘risk society’ (Kemshall, 2019) and ‘risk colonisation’ (Rothstein et al.,
106 2006). This involves the pressure to reduce organisational risk - i.e. blame for a prisoner
107 reoffending after release, such as in the Hanson or Rice cases (Harding, 2006) - being
108 conflated or confused with the aim to reduce societal risk, which includes balancing different
109 risks of societal harm.

110

111 **Special considerations regarding Intimate Partner Violence decisions**

112

113 Research on parole decisions about perpetrators of IPV is limited, and complicated by the
114 nature of IPV, which is arguably highly gendered (Anderson & Umberson, 2001; Johnson,
115 2006; Kimmel, 2002; Razera et al., 2017), occurs in private (creating greater uncertainty for
116 decision-makers), and overlaps numerous different offences. While the Government’s recent
117 introduction of the offence of ‘coercion and control’ (Myhill & Hohl, 2016) is specific to
118 IPV, other relevant offences including murder, rape, assault and false imprisonment are not,
119 though this is partly mitigated by the creation of a statutory definition of domestic abuse in
120 the current *Domestic Abuse Bill* (Parliament, 2020).

121 Domestic Violence Perpetrator Programmes (DVPPs) seek to reduce reoffending, and have
122 been linked to an increased likelihood of a release decision (Connor, 2016). However, while
123 individual trials suggest reduced abusive behaviour following attendance (Doyle et al., 2018;
124 Kelly & Westmarland, 2015; Strang et al., 2017), wider systematic studies have not identified
125 a significant difference in reoffending between abusers who have, and have not, attended
126 courses (Babcock et al., 2004; Gondolf, 2011; Haggård et al., 2017; Vigurs et al., 2016).

127 Further understanding of the role of DVPPs in release decisions is therefore needed, given the
128 lack of evidence for their effectiveness.

129 The ‘nature’ of IPV can predict future offending (Goldstein et al., 2016; Kingsnorth, 2006),
130 considered in this research in terms of: the Composite Abuse Scale (Hegarty et al., 2005)
131 which identified ‘Severe Combined Abuse’ as more dangerous to the survivor’s welfare than
132 physical, emotional, sexual abuse or harassment alone; and Johnson's (2006) typology that
133 distinguished ‘Intimate Terrorism’, involving an element of control over the victim, from
134 ‘Situational Couple Violence’ which lacks unilateral control. Intimate terrorism, victim-
135 blaming and minimisation correlate with self-reported repeat offending (Lila et al., 2008;
136 Scott & Straus, 2007), while control, power, jealousy and misogyny/patriarchal beliefs are all
137 found more commonly in clinical samples than general population IPV (Love et al., 2018).
138 Within the DASH (Richards, 2009) model of risk, the following variables predicted future
139 offending: prior violent history; alcohol and drug abuse; recent separation; and a victim’s
140 level of fear of their abuser (Almond et al., 2017).

141

142 This research fills gaps in two areas of the research:

- 143 1) which factors are most strongly associated, in England and Wales, with a Parole
144 Board decision to release a perpetrator of IPV (or progress them to open conditions),
145 and whether these factors overlap with those associated with IPV reoffending or
146 parole decisions more widely;
- 147 2) how these factors affect decisions: whether parole board members are conscious of all
148 the factors that influence their decisions, and why they place weight on specific
149 factors.

150 3. Methods

151

152 To explore associations between factors and decisions *and* the dynamics behind any
153 associations, this research includes quantitative and qualitative elements.

154 The cases include a range of crimes against a current or former intimate partner. The study
155 includes decisions about offenders on indeterminate, life and determinate sentences, either for
156 initial release or for release after recall.

157 This article reports midway findings from a project that received ethical approval from the
158 UCL Institute of Education Ethics Committee in October 2018 (no. Z6364106/2018/07/78),
159 and from the Parole Board’s Research Governance Group in May 2019.

160 The lead researcher is a male PhD student, – a point for reflection given the gendered nature
161 of the topic - a former social worker and expert witness with several years’ experience of IPV
162 cases in the criminal and family courts, providing background insights but also creating the
163 possibility of bias from prior assumptions about the topic.

164

165 **The Quantitative Element**

166

167 The analysis used 137 decision letters representing each eligible parole hearing from April
168 2018 to September 2019 that involved male perpetrators and female victims in open or closed
169 prisons (after excluding 5 cases involving female/transgender perpetrators and/or
170 male/transgender victims, or where the offender was in a psychiatric institution).

171

172 The variables were recoded into binary versions, allowing logistic regressions between each
173 candidate variable and the decision to release the prisoner (or progress them to open
174 conditions), and latent class analyses to identify groups of cases, before conducting further
175 logistic regressions between membership of those latent classes and the decision.

176

177 **The Qualitative Element**

178

179 Interviews were conducted from August to November 2019, with 20 Parole Board members
180 recruited through an appeal via the Parole Board Policy and Research Lead. This self-
181 selecting convenience sample (from the population of 246 members), comprised 8 former
182 probation officers, 3 members with backgrounds working with IPV cases, 4 psychologists, 2
183 judges and 3 lay members. Interviewees received a consent form, information sheet and the
184 topic guide in advance.

185 Six interview transcripts were selected at random for analysis, and double-coded by authors
186 independently as the first stage of an inductive-deductive-recursive cycle (Rubin & Rubin,
187 2011) in which data were recoded as themes emerged (including the quantitative analysis
188 themes).

189 4. Results

190

191 **Quantitative Data: Logistic Regressions**

192

193 Logistic regressions identified 17 factors (see Table 1) significantly associated ($p < 0.05$) with
194 a decision to release an offender or progress them to open conditions. Of particular note were
195 the associations between professional recommendations and decisions: prisoners were much
196 more likely to be released if their Offender Supervisor, Psychologist and/or Offender
197 Manager recommended it. Other factors strongly associated with a decision to release or
198 progress a prisoner included the Parole Board's impression of personal factors such as the
199 prisoner's honesty, insight, positive attendance on DVPPs, and working relationships with
200 professionals. There were also statistically significant associations between a
201 release/progression decision and 'structural' factors such as the effectiveness of the risk
202 management plan, the imminence of risk (more so than the level of risk) and the offender's
203 links in the community.

204

205 [table 1 here]

206

207 Collinearity testing identified no redundancy: no two variables had a Variance Inflation
208 Factor (VIF) greater than 7.5, short of the suggested cut-off for redundancy of 10 (O'Brien,
209 2007).

210

211 **Quantitative data: latent class analyses of significant factors**

212

213 Latent class analysis of the ‘professional input’ categories (see Table 2) showed a significant
214 association between the recommendations of the OM, OS and psychologist, and the Board’s
215 decision.

216

217 [table 2 here]

218

219 Only 1 of 45 prisoners were released/progressed where professional opinion opposed it,
220 compared to 77 out of 90 prisoners where professionals mostly supported release –
221 professional recommendations therefore seemed to be a necessary condition for release,
222 although not always sufficient. This was made clearer in a three-class model, which split the
223 latter class into two: one where 64 of 65 were released, and another intermediate class where
224 only about half (13 of 25) were released. This smaller category was distinguished by higher
225 levels of perceived risk and by lower confidence in the effectiveness of the risk management
226 plan, despite professional support for release.

227 In other words, Parole Boards were inclined to release/progress prisoners on the
228 recommendation of professionals, provided they had confidence in those professionals’
229 expertise and their ability to manage the risk.

230 Further latent class analyses identified best-fit models for those factors associated with the
231 prisoner’s ‘journey’ from offending to the hearing (Table 3) and with the prisoner’s life after
232 release (Table 4). Both sets of categories were significantly associated with different
233 likelihoods of release, though accounting for less variance in outcome than the ‘professional
234 input’ model (Table 2).

235

236 [table 3 here]

237

238 [table 4 here]

239

240 **Qualitative data: thematic analysis of interviews**

241

242 Initial coding from 6 transcripts produced 5 overarching themes as follows:

243

244 **1. The Parole Board member within the decision**

245 Interviewees reflected on how their decision-making was influenced (consciously and
246 subconsciously) by their backgrounds - "*we see the world through the prisms of our past*
247 *experiences*" (Interviewee #02) - and by the tensions between personal feelings, their
248 theoretical knowledge, and the legal tests: "*occasionally something just gets under your skin,*
249 *and you can't legislate for it happening*" (Interviewee #03)

250

251 **2. Offender journey**

252 Interviewees discussed how they considered the path the offender has followed: from
253 previous patterns of offending and the index offence, through their experience of prison, and
254 the evidence for change. This included exploring the role of controlling behaviour in previous
255 offences, and the degree to which the offender showed remorse and took responsibility for
256 their actions.

257 They considered the tension between real and apparent change: "*whether they've taken*
258 *responsibility of their offending... tangible evidence that they've shifted in attitudes*"
259 (Interviewee #04) or "*whether he just paid lip service*" (Interviewee #01).

260 Interviewees were not impressed by attendance on courses (DVPPs), but by its effects, e.g.
261 "*whether you can see evidence that the [DVPP]'s made any difference to how the person*
262 *talks about things*" (Interviewee #03).

263

264 **3. Looking ahead to life after release**

265 All the interviewees said they considered the quality of risk management plans post-release
266 and the prisoner's overall circumstances, i.e. "*what are they coming out to?*" (Interviewee
267 #01). They considered the offender's age; social/community resources; behaviour in the
268 community, how much time has elapsed; and their relationships with their community and
269 potential partners.

270 They were not only concerned with the presence of a factor but the nuanced role it played: for
271 example, whether their close-knit family could be said to be "*protective*" or just "*supportive*"
272 (Interviewee #05); or whether a close relationship with professionals suggested an
273 encouraging degree of compliance, or a concerning degree of dependence that lacked what
274 Bottoms (2001) called 'habit-based' or 'normative' compliance. They emphasised the
275 manageability and "*imminence of risk*" (Interviewee #01): whether the risk is easily
276 identified in advance and whether the offender can self-manage or be trusted to disclose
277 problems. For example: "*you're more likely to take a punt on release if you're confident that*
278 *the risk management plan is 'on it' and ready to recall if necessary*" (Interviewee #04).

279

280 **4. Confidence in other professionals**

281 Interviewees described shifting levels of confidence, scepticism and trust in experts such as
282 psychologists and OMs and how their evidence stands up to scrutiny. For example, there
283 were cases where "*a panel wonders whether the OM would be strong enough when being*
284 *challenged*" (Interview #4). Further, there appeared to be a wariness of release
285 recommendations where professionals place more weight on an offender's custodial
286 compliance than future risk, e.g. "[they're] *well behaved in prison, very compliant, so you'll*
287 *get the OM and OS saying 'release them' because they're looking at current behaviour*"

288 (Interviewee #5). They also described the need for confidence in probation officer’s ability to
289 create and implement an effective risk management plan, and the tension between
290 consistency and integrity – they found similar conclusions encouraging *unless* one expert’s
291 conclusions were simply adopted uncritically by others. In this sense, interviewees
292 consistently perceived that the psychologist tended to be given “*an exalted role of*
293 *importance*” (Interviewee #1)

294

295 **5. Environmental pressures in the hearing and beyond**

296 The hearing structure itself plays a role, with interviewees usually feeling less risk-averse
297 when meeting an offender than when reading the relevant information. For example:

298 “*I’d never accept releasing on the papers... there have been many, many times when I’ve*
299 *changed my mind after hearing from the prisoner*” (Interviewee #01)

300 “*more often than not [the prisoner’s presence] makes release a bit more likely*” (Interviewee
301 #04).

302 Interviewees also acknowledged external influences: pressures to release (especially for IPPs)
303 but also pressure from media/public against release (particularly after high-profile cases such
304 as Worboys). They argued: “*it’s really nuanced decision-making, which can be hard to*
305 *convey and explain*” outside the hearing (Interviewee #04).

306 They identified dissonance between the legal and substantive impacts of information where
307 they were legally prohibited from including something in their deliberations but were still
308 aware of it, e.g. the inclusion of a victim impact statement – “*if I’m hearing that, you can’t*
309 *not be affected*” (Interviewee #04) or the involvement of children: “*it shouldn’t legally make*
310 *any difference to our job*” (Interviewee #02) yet “*you can’t ‘un-know’ things that are in a*
311 *dossier*” (Interviewee 04).

312

313 These five overarching themes converged with the quantitative associations, as explored
314 further in the next section.

315 5. Discussion

316

317

318 This study helps to identify factors associated with a decision to release IPV perpetrators, and
319 to shed some light on the mechanisms by which these factors lead to a decision. The
320 recommendations of the OS, OM and psychologist were the strongest predictors, especially
321 when the recommendation was *against* release/progression.

322 The association between recommendations and decisions could also reflect a tendency for
323 decision-makers to absorb assumptions from previous decision-makers (Peer & Gamliel,
324 2013), or even the “chumminess” bemoaned by Padfield (2017). There was the risk that the
325 psychologist’s report may become reified, and unduly influence the OM and OS (who read
326 the report before giving their own recommendations) – a perception shared by prisoners
327 (Shingler & Needs, 2018). Alternatively, the association may reflect that the OM, OS and
328 psychologist are influenced by the same factors as the Parole Board.

329

330 Our finding that prisoners who had completed DVPPs with ‘positive’ or ‘neutral’ feedback
331 were 5.3 times more likely to be released (see Table 1) than those who had not (either
332 through non-attendance or unsatisfactory attendance) was consistent with prior research
333 (Connor, 2016). However, both the latent class analysis and thematic analysis suggested that
334 offenders with good custodial behaviour and attendance on courses were much less likely to
335 be released if they did not also impress the Board with their insight and honesty.

336

337 The results were also consistent with previous findings (Caplan, 2010; Huebner & Bynum,
338 2006; Tzeng, 2014) identifying associations between the nature and severity of the offence(s)
339 and the Parole Board’s decision. However, this association did not relate to the type of
340 offence but to the nature of IPV involved, using Johnson's (2006) distinction between

341 offenders who exert control over their victims ('intimate terrorism') and those whose
342 behaviour is chaotic and not involving control ('situational couple violence'). The latter
343 group were over 6 times more likely to be released than the former (see Table 1). This
344 reflects interviewees' perceptions that someone whose violence is linked to visible risk
345 factors (e.g. alcohol and drug misuse, unstable mental health, disengagement from networks)
346 can be more easily recalled before becoming violent, compared to someone with a controlling
347 personality.

348

349 However, the quantitative data did not reflect the consistent emphasis by interviewees, or the
350 findings of previous research (Almond et al., 2017; Caplan, 2010) on previous IPV offending
351 or substance abuse. While offenders with no prior offending or substance misuse were more
352 likely to be released, the difference was not statistically significant for the current sample
353 size.

354

355 Offenders were much more likely to be released if they were serving indeterminate or life
356 sentences and had served a longer sentence, but the latent class with the highest chances of
357 release were those who also had robust risk management plans, a good record of behaviour in
358 the community and broadly positive community networks in place. The interviewees
359 consistently emphasised risk manageability rather than risk level, consistent with the relative
360 effect sizes of these factors (and the significance of the quality of risk management plans) in
361 the logistic analyses.

362 This is not only consistent with broader findings around the importance of 'parole readiness'
363 (Huebner & Bynum, 2006) and the risk management plan (Bradford & Cowell, 2012) but
364 resembles the 'willingness to take a chance' identified as a more random variable by Padfield

365 (2017). These findings suggest that what seems like a ‘punt’ based on the offender’s
366 characteristics may be driven by the reassurance provided by the quality of the OM’s plan.

367

368 **Strengths and Limitations of the research**

369 The analysis, like the research itself, is provisional: the finished project will involve a larger
370 quantitative dataset (by extending the timeframe earlier than April 2018) where these
371 conclusions can be tested, and further rounds of thematic coding and analysis across all 20
372 interview transcripts. There are gaps in the research: it does not allow firm conclusions about
373 the causal direction underpinning these associations since it only considers each case as a
374 ‘snapshot’ after the hearing has concluded; and it does not analyse the significance of the
375 prisoner’s ethnicity or whether they have children (neither of which were routinely included
376 in the decision letters).

377 Further research could use a longitudinal approach to unpick the causal direction of some of
378 these associations, exploring in more depth whether individual views form in parallel, one-
379 after-the-other, or through their interaction in the hearing.

380 However, the research demonstrates the feasibility of a mixed-methods design for a subset of
381 parole decisions, while producing statistically significant results despite the smaller sample. It
382 also allows discussion of convergent themes across different types of data (we found no
383 divergences) and the focus on decisions about male perpetrators of IPV in England and Wales
384 is novel.

385 Ultimately, the research contributes to the field by demonstrating significant correlations
386 between key aspects of a case (most significantly, the recommendations of other
387 professionals) and the Parole Board’s decision, at the same time as providing a qualitative
388 context in which these associations can be better understood.

389 6. Implications for policy and practice

390

391 This research extends the study of parole decision-making to the special case of IPV
392 offenders. The findings support previous research around the influence of professionals on a
393 decision-making process, and overlap with research on parole decisions across all offenders
394 (custodial behaviour, attending programmes, honesty) and with research on factors that
395 predict IPV: the prisoner's insight and the absence of controlling behaviour.

396

397 The findings have implications for the recommendations of the Offender Manager, Offender
398 Supervisor and especially the Psychologist, and whether these exercise a de facto 'veto' over
399 a prisoner's release: while Parole Boards can release a prisoner over professional objections,
400 in practice they very rarely do. Arguably this could amount to an informal dynamic where,
401 effectively, prisoners must first secure professional recommendations for release/progression
402 before seeking the Parole Board's final approval.

403 The findings have implications for Offender Managers: whether the Board accepts their
404 recommendations is closely linked to their perceived expertise and ability to manage the
405 offender's risk.

406

407 The findings are useful for academic research into IPV offenders, for the future training of
408 criminal justice professionals, and for Parole Board members' reflection and development.

409 They also have implications for people who have experienced IPV who seek deeper
410 understanding of why a perpetrator was, or was not, released: for example, how perpetrators
411 of intimate terrorism are less likely to be released, and how attendance on programmes and
412 other 'lip service' is insufficient to secure release.

413

414 7. References

415

416 Almond, L., McManus, M., Brian, D., & Merrington, D. P. (2017). Exploration of the risk
417 factors contained within the UK's existing domestic abuse risk assessment tool
418 (DASH): Do these risk factors have individual predictive validity regarding
419 recidivism? *Journal of Aggression, Conflict and Peace Research*, 9(1), 58–68.
420 <https://doi.org/10.1108/JACPR-01-2016-0211>

421 Anderson, K. L., & Umberson, D. (2001). Gendering violence: Masculinity and power in
422 men's accounts of domestic violence. *Gender & Society*, 15(3), 358–380.

423 Bottoms, A. (2001). *Community Penalties: Change and Challenges*. Taylor & Francis.

424 Bradford, S., & Cowell, P. (2012). *The decision-making process at parole reviews*
425 *(indeterminate imprisonment for public protection sentences)*. 10.

426 Caplan, J. M. (2010). Parole Release Decisions: Impact of Positive and Negative Victim and
427 Nonvictim Input on a Representative Sample of Parole-Eligible Inmates. *Violence and*
428 *Victims*, 25(2), 224–242. <https://doi.org/10.1891/0886-6708.25.2.224>

429 Cochran, E. P., & Comeau-Kirschner, C. (2016). The language of parole: Sex offenders'
430 discourse strategy use in Indeterminate Sentence Review Board hearings. *WORD*,
431 62(4), 244–267. <https://doi.org/10.1080/00437956.2016.1248669>

432 Connor, D. P. (2016). How to Get Out of Prison: Views from Parole Board Members.
433 *Corrections*, 1(2), 107–126. <https://doi.org/10.1080/23774657.2015.1125767>

434 Dhami, M. K., & Belton, I. K. (2017). On getting inside the judge's mind. *Translational*
435 *Issues in Psychological Science*, 3(2), 214–226. <https://doi.org/10.1037/tps0000115>

436 Doyle, K., Levto, R. G., Barker, G., Bastian, G. G., Bingenheimer, J. B., Kazimbaya, S.,
437 Nzabonimpa, A., Pulerwitz, J., Sayinzoga, F., Sharma, V., & Shattuck, D. (2018).
438 Gender-transformative Bandedereho couples' intervention to promote male
439 engagement in reproductive and maternal health and violence prevention in Rwanda:

440 Findings from a randomized controlled trial. *PLOS ONE*, 13(4), e0192756.
441 <https://doi.org/10.1371/journal.pone.0192756>

442 Fiedler, K., & Sydow, M. von. (2015). *Heuristics and biases: Beyond Tversky and Kahneman*
443 *'s (1974) judgment under uncertainty*.

444 Goldstein, D. A., Cantos, A. L., Brenner, L. H., Verborg, R. J., & Kosson, D. S. (2016).
445 Perpetrator Type Moderates the Relationship Between Severity of Intimate Partner
446 Violence and Recidivism. *Criminal Justice and Behavior*, 43(7), 879–898.
447 <https://doi.org/10.1177/0093854815616841>

448 Greene, J., & Dalke, I. (2020). “You’re still an angry man”: Parole boards and logics of
449 criminalized masculinity. *Theoretical Criminology*, 1362480620910222.
450 <https://doi.org/10.1177/1362480620910222>

451 Hancock, K., Brown, P., Hadgis, A., Hollander, M., & Shrider, M. (2018). Parole Board
452 Personality and Decision Making Using Bias-Based Reasoning. In D. D. Schmorrow
453 & C. M. Fidopiastis (Eds.), *Augmented Cognition: Users and Contexts* (pp. 255–272).
454 Springer International Publishing. https://doi.org/10.1007/978-3-319-91467-1_21

455 Harding, J. (2006). Some reflections on risk assessment, parole and recall. *Probation Journal*,
456 53(4), 389–396. <https://doi.org/10.1177/0264550506069363>

457 Hegarty, K., Bush, R., & Sheehan, M. (2005). The Composite Abuse Scale: Further
458 Development and Assessment of Reliability and Validity of a Multidimensional
459 Partner Abuse Measure in Clinical Settings. *Violence and Victims; New York*, 20(5),
460 529–547. <http://dx.doi.org/10.1891/088667005780927548>

461 Houser, K. A., Vîlcică, E. R., Saum, C. A., & Hiller, M. L. (2019). Mental Health Risk
462 Factors and Parole Decisions: Does Inmate Mental Health Status Affect Who Gets
463 Released. *International Journal of Environmental Research and Public Health*,
464 16(16), 2950. <https://doi.org/10.3390/ijerph16162950>

- 465 Huebner, B. M., & Bynum, T. S. (2006). An Analysis of Parole Decision Making Using a
466 Sample of Sex Offenders: A Focal Concerns Perspective*. *Criminology*, 44(4), 961–
467 991. <https://doi.org/10.1111/j.1745-9125.2006.00069.x>
- 468 Johnson, M. P. (2006). Conflict and control: Gender symmetry and asymmetry in domestic
469 violence. *Violence against Women*, 12(11), 1003–1018.
- 470 Kelly, L., & Westmarland, N. (2015). *Domestic violence perpetrator programmes: Steps*
471 *towards change. Project Mirabal final report.*
- 472 Kemshall, H. (2019). *Risk in Probation Practice*. Routledge.
- 473 Kimmel, M. S. (2002). “Gender Symmetry” in Domestic Violence: A Substantive and
474 Methodological Research Review. *Violence Against Women*, 8(11), 1332–1363.
475 <https://doi.org/10.1177/107780102237407>
- 476 Kingsnorth, R. (2006). Intimate Partner Violence: Predictors of Recidivism in a Sample of
477 Arrestees. *Violence Against Women*, 12(10), 917–935.
478 <https://doi.org/10.1177/1077801206293081>
- 479 Kohler-Hausmann, I. (2019). *Malcolm Feeley’s Concept of Law* (pp. 36–54).
480 <https://doi.org/10.1017/9781108234979.003>
- 481 Lila, M., Herrero, J., & Gracia, E. (2008). Evaluating Attribution of Responsibility and
482 Minimization by Male Batterers: Implications for Batterer Programs. *The Open*
483 *Criminology Journal*, 1(1). <https://benthamopen.com/ABSTRACT/TOCRIJ-1-4>
- 484 Love, H. A., Spencer, C. M., May, S. A., Mendez, M., & Stith, S. M. (2018). Perpetrator Risk
485 Markers for Intimate Terrorism and Situational Couple Violence: A Meta-Analysis.
486 *Trauma, Violence, & Abuse*, 1524838018801331.
487 <https://doi.org/10.1177/1524838018801331>

488 Mills, J. F., & Kroner, D. G. (2006). Impression Management and Self-Report Among
489 Violent Offenders. *Journal of Interpersonal Violence*, 21(2), 178–192.
490 <https://doi.org/10.1177/0886260505282288>

491 Myhill, A., & Hohl, K. (2016). The “Golden Thread”: Coercive Control and Risk Assessment
492 for Domestic Violence. *Journal of Interpersonal Violence*, 0886260516675464.
493 <https://doi.org/10.1177/0886260516675464>

494 O’Brien, R. M. (2007). A Caution Regarding Rules of Thumb for Variance Inflation Factors.
495 *Quality & Quantity*, 41(5), 673–690. <https://doi.org/10.1007/s11135-006-9018-6>

496 Padfield, N. (2017). *Parole Board Oral Hearings 2016-2017 - Exploring the Barriers to*
497 *Release: Stage Two of an Exploratory Study* (SSRN Scholarly Paper ID 3081039).
498 Social Science Research Network. <https://doi.org/10.2139/ssrn.3081039>

499 Domestic Abuse Bill 2020, HL Bill 124, Parliament, House of Commons, 2019–2020 (2020).
500 https://publications.parliament.uk/pa/bills/lbill/58-01/124/5801124_en_1.html

501 Parole Board. (2019). *The Parole Board Decision-Making Framework*. 28.

502 Peer, E., & Gamliel, E. (2013). Heuristics and Biases in Judicial Decisions. *Court Review*, 49,
503 114–119.

504 Razera, J., Gaspodini, I. B., Falcke, D., Razera, J., Gaspodini, I. B., & Falcke, D. (2017).
505 Intimate Partner Violence and Gender A/Symmetry: An Integrative Literature
506 Review. *Psico-USF*, 22(3), 401–412. <https://doi.org/10.1590/1413-82712017220302>

507 Richards, L. (2009). *Domestic abuse, stalking and harassment and honour based violence*
508 *(DASH, 2009) risk identification and assessment and management model*.

509 Rothstein, H., Huber, M., & Gaskell, G. (2006). A theory of risk colonization: The spiralling
510 regulatory logics of societal and institutional risk. *Economy and Society*, 35(1), 91–
511 112.

512 Rubin, H. J., & Rubin, I. S. (2011). *Qualitative Interviewing: The Art of Hearing Data*.
513 SAGE.

514 Scott, K., & Straus, M. (2007). Denial, Minimization, Partner Blaming, and Intimate
515 Aggression in Dating Partners. *Journal of Interpersonal Violence*, 22(7), 851–871.
516 <https://doi.org/10.1177/0886260507301227>

517 Shingler, J., & Needs, A. (2018). The role of psychological risk assessment in Parole Board
518 decision making: An exploration of the perspectives of psychologists, indeterminate
519 sentenced prisoners and Parole Board members. *Prison Service Journal*, 237, 36–40.

520 Soon, C. S., Brass, M., Heinze, H.-J., & Haynes, J.-D. (2008). Unconscious determinants of
521 free decisions in the human brain. *Nature Neuroscience*, 11(5), 543–545.
522 <https://doi.org/10.1038/nn.2112>

523 Strang, H., Sherman, L., Ariel, B., Chilton, S., Braddock, R., Rowlinson, T., Cornelius, N.,
524 Jarman, R., & Weinborn, C. (2017). Reducing the harm of intimate partner violence:
525 Randomized controlled trial of the Hampshire Constabulary CARA Experiment.
526 *Cambridge Journal of Evidence-Based Policing*, 1(2–3), 160–173.

527 Tzeng, S. (2014). Applying DEMATEL to Investigate the Relationship Between Factors
528 Affecting Parole Boards' Decision-Making in Taiwan. *The Prison Journal*, 94(1),
529 118–136. <https://doi.org/10.1177/0032885513512096>

530 Weiss, B. A., & Dardick, W. (2016). An Entropy-Based Measure for Assessing Fuzziness in
531 Logistic Regression. *Educational and Psychological Measurement*, 76(6), 986–1004.
532 <https://doi.org/10.1177/0013164415623820>

533

534

535

8. Tables

536

537 Table 1: Factors associated with a decision to release or progress an offender

Factor	Released / progressed when present	Released / progressed when absent	Odds ratio	p	Nagelkerke R ² (highest first)
Offender Supervisor supports release/progression	71 of 81	1 of 37	255.5	<0.001	0.713
Psychologist supports release/progression	32 of 40	0 of 20	n/a	n/a	0.682
Offender Manager supports release/progression	71 of 82	3 of 47	94.6	<0.001	0.670
Positive honesty/openness	27 of 28	17 of 53	57.2	<0.001	0.485
'Robust, effective' risk management plan (compared to cases with concerns about the plan) *	65 of 71	6 of 21	27.1	<0.001	0.453
Positive insight/remorse into offence (compared to 'lack of insight/remorse')	31 of 34	8 of 35	34.5	<0.001	0.426
Positive insight/remorse into offences and behaviour (compared to 'mixed' insight/remorse)	31 of 34	14 of 26	8.8	0.003	0.426
Good working relationship with professionals	56 of 79	3 of 26	18.7	<0.001	0.334
'Medium' or 'low' imminence of harm**	65 of 90	8 of 37	9.4	<0.001	0.268
'Protective' social and community links (compared to 'mixed' or 'concerning' links)	22 of 26	17 of 41	7.8	0.001	0.239
Indeterminate / life sentence (rather than determinate sentence)	58 of 80	17 of 56	6.0	<0.001	0.218
Completed perpetrator programme with positive or neutral feedback	49 of 65	26 of 71	5.3	<0.001	0.194
Coded as Situational Couple Violence (rather than Intimate Terrorism)	28 of 33	45 of 100	6.8	<0.001	0.164
Positive or mixed reports from community releases (rather than serious	30 of 39	20 of 48	4.7	0.01	0.164

concerns about community behaviour)					
'Model prisoner' or only minor arbitrations in custody	60 of 87	11 of 36	5.1	<0.001	0.159
Each year elapsed since offence	n/a	n/a	1.1	0.01	0.125
'Medium' or 'low' risk of harm to future partner**	20 of 25	54 of 105	3.8	0.013	0.073
Open prison (rather than closed estate)	13 of 15	57 of 105	5.5	0.030	0.070
Non-significant factors:					
<i>Lacking problematic or addictive substance use</i>	<i>6 of 7</i>	<i>45 of 84</i>	<i>5.2</i>	<i>0.135</i>	<i>0.044</i>
<i>Offender did not kill victim</i>	<i>53 of 104</i>	<i>22 of 32</i>	<i>0.5</i>	<i>0.080</i>	<i>0.031</i>
<i>No prior IPV convictions</i>	<i>40 of 64</i>	<i>35 of 71</i>	<i>1.7</i>	<i>0.124</i>	<i>0.023</i>
<i>Not coded as Severe Combined Abuse (Hegarty)</i>	<i>35 of 56</i>	<i>40 of 80</i>	<i>1.7</i>	<i>0.150</i>	<i>0.020</i>
<i>Victim statement provided</i>	<i>17 of 25</i>	<i>58 of 111</i>	<i>1.9</i>	<i>0.157</i>	<i>0.020</i>
<i>Decision made on papers</i>	<i>0 of 14</i>	<i>50 of 86</i>	<i>n/a</i>	<i>n/a</i>	<i>0.020</i>
<i>3-person panel***</i>	<i>31 of 50</i>	<i>18 of 36</i>	<i>1.6</i>	<i>0.269</i>	<i>0.019</i>
<i>Offender did not sexually abuse victim</i>	<i>61 of 106</i>	<i>14 of 30</i>	<i>1.5</i>	<i>0.292</i>	<i>0.011</i>
<i>No prior violent convictions</i>	<i>11 of 24</i>	<i>64 of 111</i>	<i>0.6</i>	<i>0.293</i>	<i>0.011</i>
<i>Each additional year of age</i>	<i>n/a</i>	<i>n/a</i>	<i>1.0</i>	<i>0.440</i>	<i>0.011</i>
<i>Each year remaining on sentence</i>	<i>n/a</i>	<i>n/a</i>	<i>1.1</i>	<i>0.580</i>	<i>0.008</i>
<i>Psychologist on the panel***</i>	<i>18 of 35</i>	<i>57 of 101</i>	<i>1.2</i>	<i>0.231</i>	<i>0.000</i>
<i>Judge on the panel***</i>	<i>9 of 15</i>	<i>66 of 121</i>	<i>1.2</i>	<i>0.231</i>	<i>0.000</i>
<i>Acknowledging offence (rather than denial)</i>	<i>74 of 122</i>	<i>6 of 20</i>	<i>1.3</i>	<i>0.132</i>	<i>0.000</i>
<i>No concerns re: suspected manipulation</i>	<i>73 of 121</i>	<i>7 of 21</i>	<i>1.3</i>	<i>0.132</i>	<i>0.000</i>

538 *excluding cases where the Board felt the offender could not be managed under any plan

539 **: various measures used

540 ***: where known

541

542

543 Table 2: latent classes based on professional input

Latent Class		“Recommended for Release”		“Opposed to Release”
		“Highly Recommended”	“Risky but Recommended”	
Effective risk management plan		94.9%	68%	38.3%
Offender Manager recommended release/progression		100%	82.6%	4.9%
Offender Supervisor recommended release/progression		100%	100%	0%
Psychologist recommended release/progression		100%	100%	4.8%
Medium/Low level of harm*		40.5%	0%	9.8%
Medium/Low imminence of harm*		95.8%	63.9%	46.5%
3-class model	Released / progressed	64 of 65	13 of 25	1 of 45
	Odds ratio of release/progression relative to “Opposed” group ($R^2=0.774$)	894.7 $p<0.001$	47.6 $p<0.001$	n/a
2-class	Released / progressed	77 of 90		1 of 45
	Odds ratio of release/progression relative to “Opposed” group ($R^2=0.673$)	217.1 $p<0.001$		n/a

544 3-class model: Bayesian Information Criterion (BIC) =655; Entropy=0.775 ‘moderate’

545 (Weiss & Dardick, 2016)

546 2-class model: BIC=644; Entropy=0.94, ‘high’

547 *: various measures used

548

549 Table 3: latent classes based on the prisoner's 'journey' and reflections on offending

Class	'Resistant'	'Lip Service'	'Engaging'
'Situational Couple Violence' rather than 'Intimate Terrorism' (Johnson 2006)	0%	23.1%	38.6%
Completed perpetrator programme satisfactorily	8.9%	38.7%	75.8%
'Model prisoner' or only minor arbitrations in custody	24.9%	61.8%	96.8%
Working well with professionals	0%	85.3%	100%
Positive honesty/openness	7%	0%	83.3%
Positive insight/remorse	0% good 0% mixed 100% problematic	0% good 52.2% mixed 47.8% problematic	86.7% good 13.3% mixed 0% problematic
Released / progressed	2 of 25	30 of 65	43 of 49
Odds ratio of release/progression relative to 'Resistant' offenders (R ² =0.423)	n/a	10 p<0.001	90.9 P<0.001

550 BIC=891; Entropy=0.785 ('moderate')

551

552

553 Table 4: latent classes for ‘looking ahead’ to the offender’s life after release

Class	‘Recent unstable’	‘Unstable’	‘Historic, settling’	‘Stable’
Years elapsed since index offence (mean)	4.2	11.3	21.8	13.6
Indeterminate or life sentences (rather than determinate)	13.2%	82.3%	100%	100%
Good or mixed behaviour on community releases (rather than problematic)	31.2%	24%	49.7%	100%
Effective risk management plan	66.7%	59.1%	100%	100%
Protective social and community resources	31.2%	14.5%	42.4%	74.6%
Released / progressed	20 of 58	20 of 36	8 of 13	27 of 29
Odds ratio of release/progression relative to ‘Recent Unstable’ offenders ($R^2 = 0.273$)	n/a	2.4 $p=0.047$	3.0 $p=0.079$	25.6 $p<0.001$

554 BIC=1398; Entropy=0.829 (‘high’)