

## **R v Jackson 2009 (Court of Appeal) Unreported**

### **Reduction in sentence s73 SOCPA 2005**

Jackson was arrested on suspicion of burglary and theft. He made full and frank admissions and asked for 23 further offences to be taken into consideration. Prior to being sentenced Jackson assisted the police in a separate murder investigation. The Judge passed sentence regarding the burglary offences but was not aware that Jackson was due to give evidence in court on another trial. The Judge gave him credit for his guilty plea and his admissions and he was then asked to review the sentence in the light of the assistance given by Jackson in the murder enquiry. The judge declined on the basis that the other trial had yet to finish.

The trial resulted in a conviction for murder and then Jackson argued that his sentence for the burglaries was excessive because at the relevant time the sentencing judge had not been aware of the assistance he had given. He had given information to the police in the murder investigation and then given evidence for the prosecution. He argued that he was entitled to a substantial reduction in his sentence.

His appeal was allowed and the original sentence quashed and a much reduced one submitted utilising Section 73 SOCPA 2005.