## **EDITORIAL**



The Criminal Justice Act 1991: a landmark in legislation or a wasted opportunity? On the eve of implementation, this issue of CJM brings you a series of articles from distinguished commentators in the field, plus, this time some pithy observations from key 'informed sources', within both voluntary and statutory sectors. Very many thanks to all who contributed.

Andrew Ashworth, a leading campaigner for reform of sentencing practice, considers it to be an open question whether the Act will, in practice, achieve a reduction in prison population.

Rob Allen, from the Home Office describes the main steps being taken by the executive to bring the hopes embodied in the legislation into reality and (separately) provides information about the national standards intended to promote best practice in the Probation Service, thereby raising both effectiveness and judicial confidence.

**Paul Cavadino**, outlines the Act's ambitions but also highlights the degree to which its success depends upon factors beyond its legislative scope.

Robert Harris, focuses upon the Act's perceived political and other prime objectives of securing proportionality in sentencing practice and simultaneous reduction in the prison population.

Alan Peggie, Roger Shaw and Bill McWilliams, all with a probation service background, raise issues of utmost significance to the Act's concerns. Roger Shaw writes from experience of research into current probation practice with the dangerous offender, a type of criminal singled out by the 1991 Act for special treatment. Allan Peggie raises issues about consequences of the unit fine system that may have been overlooked while Bill McWilliams mourns what he sees as the passing of the historic ideal which gave birth to the concept of Probation.

Julia Braggins

## **CONTENTS**

CONTENTS		
CRIMES OF VIOLENCE		
The Criminal Justice Act 1991	Andrew Ashworth	3
Implementing the Criminal Justice Act 1991	Rob Allen	5
Reflections on the Criminal Justice Act 1991 The Criminal Justice Act 1991: Objectives	Paul Cavadino	7
and Opportunities	Robert Harris	8
Unit Fines and Poor Defendants: A Just Solution?	Alan Peggie	13
Probation Supervision of the Dangerous Offender	Roger Shaw	14
Death for Probation?	Bill McWilliams	16
SOUNDBITES		
His Honour Mr Justice Brooke, Chairman, Ethnic M	inorities Advisory Committee	17
Ian Bynoe, Legal Director MIND		17
Bob Chronnell, Chief Crown Prosecutor, North London Area		4
Frances Crook, Director, Howard League		17
John Harding, Chief Probation Officer, Hampshire		17
Ieuan Miles, Secretary, Central Council of Probation Committees		17
Tim Newell, Governor, HMP Grendon		17
Joe Pilling, Director General, HM Prison Service		17
Mrs Joyce Rose, Chairman, Magistrates Association		17
Stephen Shaw, Director, Prison Reform Trust		17
Vivien Stern, Director, NACRO		17
Chief Superintendent Peter Stevens, Youth Affairs Branch, Metropolitan Police		17
Bill Weston, Secretary ACOP		17
Martin Wright, Policy Development Officer, Victim Support		17
ISTD BULLETIN: NEWS & REVIEWS		
ISTD News	Julia Braggins	9
Eve Saville Memorial Lecture		10
Visits & Events		
A day with Geese Theatre	Carolyn Howell	
	David Hurwich	11
Conference review	Dr Christopher Cordess	12
RESOURCES	*	
A Guide to the Guides	Paul Kiff	18
ISTD Publications		19
<del></del>	<del></del>	

Each issue of CJM focuses on a special area of criminological interest. CJM 10 will consider **YOUTH JUSTICE**. Contributions are welcome, and will be considered for inclusion if sent to Julia Braggins, ISTD, by NOVEMBER 30th 1992.

## **CRIMINAL JUSTICE MATTERS**

Number Nine, Autumn 1992. Copyright 1992 ISTD.

Criminal Justice Matters is published by the

INSTITUTE FOR THE STUDY AND TREATMENT OF DELINQUENCY,

King's College London, Chelsea Campus, Manresa Rd., London SW3 6LX Tel: 071-333-4890 Fax: 071 333 4888
ISTD Director: Julia Braggins; Part-time secretary: Irene Frost

Editorial Board: Julia Braggins (Editor), Yolande Burgin, Francis Charlton, Peter Dalrymple, David Kidd-Hewitt, Paul Kiff, Roger Matthews.

Views expressed in Criminal Justice Matters are those of the contributors and are not necessarily those of ISTD.

Design: Baker Tamborini Creative Services. Typesetting: Amberwood Graphics. Printing: Anglebury-Levey.

Special thanks to Paul Kiff for guest-editing this issue, and to Peter Dalrymple for the photography.

ISSN: 0962 7251

2