

Petition summary document: Information relating to applications for the exercise of the Royal prerogative of mercy and applications under section 76 of the *Crimes (Appeal and Review) Act 2001*

Summary of petitions declined and granted in 2022

This document has been prepared for the purpose of providing a summary of applications for the exercise of the Royal prerogative of mercy and applications under section 76 of the *Crimes (Appeal and Review) Act 2001* (collectively, 'petitions') which have been determined between 1 January 2022 and 31 December 2022 by the Governor of NSW on the advice of the Attorney General. The document aims to promote open justice and transparency, while protecting the privacy and public interest concerns involved in the consideration of petitions.

Declined petitions

Number	Date declined	Nature of offence	Grounds on which review sought
1.	07/12/2022	Murder	Compassionate grounds, sufficient time served, medical conditions, advanced age and minimal chance of re-offending
2.	11/04/2022	Three counts of sexual offences and perverting the course of justice	Doubt as to guilt and exculpatory evidence
3.	16/02/2022	Common assault and destroy or damage property	Mitigating circumstances of the offending, good character and rehabilitation, personal hardship and severity of sentence
4.	17/08/2022	Supply cannabis and cultivate plant	Today's sentencing options/norms make the original sentence overly severe and personal hardship
5.	07/12/2022	Drive with high range prescribed concentration of alcohol (PCA)	Requires license to provide care to family member, requests exemption from the interlock program
6.	16/02/2022	Aggravated break and enter, contravene AVO	Complaints regarding legal representation and access to appeal, complaints about the sentence imposed and hardship of custody
7.	02/02/2022	Dishonestly obtain property by deception	Undue hardship

8.	10/08/2022	Film person's private parts without consent – aggravated	Undue hardship
9.	06/07/2022	Manslaughter	Conviction and sentence manifestly unjust, ill health
10.	02/02/2022	ADVO, common assault, not proper storage of firearms	Personal hardship, mitigating factors and doubt or question as to guilt

Granted petitions

There were 2 petitions granted in 2022.

Number	Date granted	Nature of offence	Grounds on which review sought
1.	03/05/2022	Unable to be published	Unable to be published
2.	18/05/2022	Murder x3, manslaughter, maliciously inflicting grievous bodily harm with intent to do grievous bodily harm	Genetics evidence and the entirety of the evidence was unsound