

Judge fixes a 16-year non-parole period

An ACT Supreme Court judge set a 16-year non-parole period yesterday for a 21-year-old man convicted last month of intentionally inflicting grievous bodily harm on another man who was found with severe head injuries beside the Barton Highway in 1988.

Sentencing Craig Kenneth Skillin, Chief Justice Jeffrey Miles said he "considered whether there should be parole at all for the protection of the public but I have fixed parole as a goal for him to work towards before he becomes completely institutionalised."

Chief Justice Miles said that on October 21, 1988, in Civic, Skillin had forced the victim to hand over his car and had driven to the Barton Highway where Skillin and another man had beaten the victim with a wooden garden stake.

"The beating was so vicious that the timber shattered and the victim suffered serious head injuries [and] has permanent brain damage as a result," he said.

Skillin had taken the man's wallet and returned to Civic.

Chief Justice Miles said yesterday that Skillin had a conviction for a murder committed earlier the same night.

In similar circumstances, at Lyons, Skillin had killed a man and had taken his car.

He had then changed his clothes "before going to Civic and encountering the victim" of the attack on the Barton Highway.

Skillin had been sentenced to 20 years' jail on July 5, 1989, for that murder.

Psychiatrist Hugh Venness said yesterday that at the time of that sentencing he had formed the opinion that Skillin had a sociopathic personality. Skillin had shown "little remorse or conscience in regard to any acts that might have harmed or damaged other people."

Dr Venness said he had seen Skillin again yesterday and had been "genuinely surprised" at the change in him and that it was more accurate to describe him as "an acting-out neurotic" with "poorly controlled impulses."

Dr Venness said he thought the "structured environment of prison" had contributed to the change. Skillin had developed "some insight" into his part in the offences and into how the offences related to his own violent childhood.

Dr Venness said it was difficult to assess Skillin's prospects but "things look far more promising now than they did a year ago."

Chief Justice Miles said yesterday he thought "the original diagnosis" that Skillin was a sociopath, was "more appropriate."

Although Skillin was beginning to show some signs of insight and responsibility for his actions "the crime is horrific and calls for a very stern sentence."

Terry O'Donnell, for Skillin, had submitted there should be some parity in the sentencing because Skillin's co-offender had received five years for grievous bodily harm, both concurrent. (The co-accused had pleaded guilty to those charges.)

"In my view the factors for leniency with the co-accused are absent in this case," Chief Justice Miles said.

He was "convinced [Skillin] was the principal in this degree."

He had considered whether the question of parole should be left to the parole authorities so that "at some time in the future" they would be better able to judge whether or not Skillin should be paroled. Instead, he had set the non-parole period as a "goal".

Setting the head sentence Chief Justice Miles struck a balance between concurrent and cumulative sentences on top of the 20 years for murder.

On the grievous bodily harm charge he sentenced Skillin to 12 years' jail — six concurrent and six cumulative.

On a charge of robbery, relating to the theft of the victim's wallet, he sentenced Skillin to two years' jail concurrent with the murder sentence.

The 16-year non-parole period would start from July 5, 1989.

'Disturbed' child-assaulter still a risk: psychologist

A man who abducted and twice sexually assaulted a five-year-old girl, and who indecently assaulted a nine-year-old girl in a separate incident, "still seems to pose a risk to the community," a psychologist told the ACT Supreme Court yesterday.

Jeffrey John Hillsley, 38, formerly of Ainslie Village, pleaded guilty yesterday to two charges of sexually assaulting the five-year-old girl on February 25 this year, one of abducting the girl, and one of indecently assaulting a nine-year-old girl between January 1 and February 9 this year.

Prosecutor Grant Lator said Hillsley had been released from jail in NSW in December last year after serving a sentence for the kidnapping and assault of a girl under the age of 10.

On February 25 this year Hillsley had telephoned (from Canberra) a counsellor he had known in jail and had told him he had a little girl with him. The counsellor had contacted ACT police, who had been unable to locate Hillsley until February 27.

On that day Hillsley had told police, "This problem I've got, it just happens on the spot. I was just walking down to Civic and I saw the little girl and I done what I done." He had said his "problem" was sexual.

Mr Wallace said Hillsley had said things that had made him concerned about his parole. His opinion of Hillsley had not changed. "I still regard him as a man who's troubled in himself and he still remains a risk to the community," he said.

An ACT probation and parole officer said yesterday Hillsley had a history of behavioural problems and psychiatric treatment (including "deep sleep therapy") since childhood.

He had been diagnosed in adolescence as suffering from schizophrenia; in 1983 a psychiatrist had diagnosed him as having an "antisocial personality disorder" and had described him as "a manipulator".

The officer said that in 1984 a psychiatrist had said there was no evidence of schizophrenia but that there was "a disorder so gross Hillsley is constitutionally different from other people. That doctor had described Hillsley as 'a constitutional psychopath... quite abnormal... terribly disturbed'."

The officer said that past counselling Hillsley had received "has been of little avail in ameliorating his deviant behaviour".

He would need supervision "whenever he is released into the community".

The pre-sentence hearing will continue today. Hillsley is in custody.

Star, said Mr Shanks had accepted a termination package involving a bank guarantee for \$1.6 million.

Michael Pembroke, for Mr Shanks and Comco, said that under a contract dated April 21, 1989, his client was to be paid basic remuneration of \$1,600,000 a year, incentive bonuses depending on how Channel 10 fared in the ratings and \$150,000 a year for maintenance of his New York apartment.

Northern Star had incurred a loss of about \$14 million in the year ended June 30, 1989, and wanted to avoid having to pay a lump sum upon severance, with the attendant publicity.

Mr Cosser had offered him a guarantee of salary in the form of a letter of credit issued by Westpac Banking Corporation.

Mr Shanks had accepted the offer and "expressed concern about [Northern Star] becoming insolvent".

All charges relating to an alleged common gaming house were dismissed in the ACT Magistrates Court yesterday.

Magistrate Warren Nicholl said there was a "very real basis" for the legislation on gaming, betting and unlawful games being reviewed and "more modern legislation being introduced".

He said that because of the difficulties the prosecution faced with the current legislation, "practically all the prosecutions launched on the subject failed".

Mr Nicholl said he had taken the view that the warrant which had been executed on the premises of The Cosmopolitan, at 6 Woolley Street, Dickson, on November 2, 1989, had been invalid because it was too broad.

He said there was evidence of an offence on July 26 on Tuggerang Parkway. Breathalyzer 0.160 placed on a \$2000, two-year good behaviour bond, licence cancelled and disqualified from holding or obtaining a licence until the court orders otherwise.

One person was dealt with yesterday in the ACT Magistrates Court on a drink-driving charge.

Before Magistrate Michael Somes, Tom Sakri Miettinen, 25, a bi-tupane operator of Boobialla Street, O'Connor, pleaded guilty to

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Former TV chief settles for \$65,000

SYDNEY: A dispute over contract-termination payments between the owner of Channel 10, Northern Star Holdings Ltd, and its former managing director and chief executive, Bob Shanks, was settled out of court yesterday.

Mr Shanks sued Northern Star in the Supreme Court for payments totalling about \$260,000, but settled for \$65,000. The parties agreed that his claim and a cross-claim should be dismissed with no order as to costs.

Mr Shanks had claimed that under his contract the \$260,000, which included interest, was owed to help him pay for his New York apartment and for office space in that city for his private company, Comco Inc.

Justice Rogers was told that Northern Star had cancelled Mr Shanks's contract in September after he had been employed for five months. He was replaced by Steve Cosser, of Broadcast, after it acquired a 19.9 per cent shareholding in Northern Star.

Anthony Pagano, for Northern Star, said Mr Shanks had accepted a termination package involving a bank guarantee for \$1.6 million.

Michael Pembroke, for Mr Shanks and Comco, said that under a contract dated April 21, 1989, his client was to be paid basic remuneration of \$1,600,000 a year, incentive bonuses depending on how Channel 10 fared in the ratings and \$150,000 a year for maintenance of his New York apartment.

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Gaming charges fail

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LAW LIST

HIGH COURT
In Court 3, at 9.55am, before Justice McHugh:
For hearing: Re the Builders' Workmen's Industrial Union of Australia and others, ex parte the Federated Ironworkers' Association of Australia and others.
At 10.15am, before the Full Court:
For hearing: Harvey v. Coladine.

FAMILY COURT
In Court 1 at 10am: Condon.
In Court 2 at 10am: Dunbar.
In Court 3 at 10am: Box.

ACT SUPREME COURT
Before Chief Justice Miles in Court 1 at the ACT Law Courts, at 10am:
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