# DETENTION CENTRES

## 1952 No. 1432

## The Detention Centre Rules, 1952

*Made* - - - - 28*th July*, 1952

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In pursuance of the power conferred on me by section fifty-two of the Criminal Justice Act, 1948(a), I hereby make the following Rules:—

## PRELIMINARY

*Interpretation*

**1.**—(1) These Rules apply to Detention Centres (hereinafter referred to as "Centres") and to persons required to be detained therein (hereinafter referred to as "inmates").

(2) In these Rules unless the context otherwise requires words and expressions have the meanings respectively assigned to them as follows:—

"Chaplain" means a clergyman appointed under the Prison Acts, 1865 and 1877(b);

"Commissioners" means the Prison Commissioners, and "Assistant Commissioner" means a person appointed by the Secretary of State to assist the Prison Commissioners and to be an inspector of prisons;

"Compulsory school age" has the meaning assigned to it by subsection (5) of section eighteen of the Criminal Justice Act, 1948;

"Junior Centre" and "Senior Centre" have the meanings assigned to them by Rule 3;

"Legal adviser" means, in relation to an inmate, the inmate's counsel or solicitor, and includes a clerk authorized by his counsel or solicitor to interview the inmate;

"Minister" means a person appointed under section three of the Prison Ministers Act, 1863(c), as amended by the Prison Acts, 1865 to 1898;

"Offence" has the meaning assigned to it by Rule 31;

"Officer" means an officer or servant of a Centre;

"Restricted diet" has the meaning assigned to it by sub-paragraph (*h*) of paragraph (2) of Rule 32;

"Warden" and "Deputy Warden" mean an officer appointed under the Prison Acts, 1865 to 1898, who is assigned by the Commissioners to take charge of a Centre or to act as deputy to an officer so assigned.

(3) References to the Church of England include, in relation to a Centre situated in Wales or an inmate who is a member of the Church in Wales, reference to the Church in Wales.

(4) The Interpretation Act, 1889(d), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

*Citation and commencement*

**2.** These Rules may be cited as the Detention Centre Rules, 1952, and shall come into operation on the thirty-first day of July, 1952.

## CLASSIFICATION AND GRADING

*Classification*

**3.**—(1) An inmate shall be detained in that one of the four following types of Centre appropriate to his or her age and sex, namely—

(*a*) junior Centre for males under the age of seventeen;

(*b*) junior Centre for females under the age of seventeen;

(*c*) senior Centre for males aged seventeen or over;

(*d*) senior Centre for females aged seventeen or over:

(a) 11 & 12 Geo. 6. c. 58.
(b) 28 & 29 Vict. c. 126 and 40 & 41 Vict. c. 21.
(c) 26 & 27 Vict. c. 79.
(d) 52 & 53 Vict. c. 63.

Provided that a person under the age of seventeen may be detained in a senior Centre and a person aged seventeen or over may be detained in a junior Centre if in either case the Prison Commissioners, having regard to the person's mental or physical development, so direct.

(2) A senior and a junior Centre for persons of the same sex may be in the same building.

*Grading*

**4.**—(1) On arrival at a Centre an inmate shall be placed in Grade I.

(2) Subject to any general directions by the Commissioners, an inmate may be promoted from Grade I to Grade II—

(*a*) after being not less than four weeks in Grade I, or, in the case of an inmate ordered to be detained for a term of one month, such less period in Grade I as the Warden may determine, and

(*b*) if in the opinion of the Warden his conduct justifies the promotion.

(3) Inmates promoted to Grade II shall be given such privileges as the Commissioners from time to time determine.

## Accommodation

*Sleeping accommodation*

**5.** No sleeping accommodation for inmates shall be used unless it is certified by a Commissioner or Assistant Commissioner to be of such size and to be lighted, warmed, ventilated and fitted in such a manner as is requisite for health, and when such accommodation is locked it shall be furnished with the means of enabling inmates to communicate at any time with an officer. If the certificate is cancelled, that accommodation shall not be so used unless it is again certified. The certificate shall specify the maximum number of inmates to be accommodated at any one time in any room and the number so specified shall not be exceeded without the authority of the Commissioners.

*Detention rooms*

**6.** No room shall be used as a detention room for the confinement of an inmate in pursuance of a disciplinary award under Rule 32 or Rule 33 or for the confinement of a refractory or violent inmate under Rule 38, unless it is certified by a Commissioner or Assistant Commissioner to be suitable for the purpose and to be furnished with the means of enabling the inmate so confined to communicate at any time with an officer.

*Beds and bedding*

**7.** Every inmate shall be provided with a separate bed and with separate bedding adequate for warmth and health.

## Reception and Removal

### (i) *Reception*

*Search*

**8.**—(1) Every inmate shall be searched by an officer on reception at a Centre, and at such subsequent times as may be directed, and all unauthorized articles shall be taken from him.

(2) The searching of an inmate shall be conducted in as seemly a manner as is consistent with the necessity of discovering any concealed article.

(3) No inmate shall be stripped and searched in the sight of another inmate.

(4) An inmate shall be searched only by officers of the same sex as the inmate.

*Retention of property*

**9.** All money, clothing or other effects belonging to an inmate which he is not allowed to retain shall be placed in the custody of the Warden, who shall keep an inventory thereof, which shall be signed by the inmate.

*Recording of particulars*

**10.**—(1) A personal record of each inmate shall be prepared and maintained in such manner as the Commissioners determine.

(2) Every inmate may be photographed on reception and subsequently, but no copy of the photograph shall be given to a person who is not authorized to receive it.

*Interview by Warden*

**11.** Every inmate shall as soon as possible after his reception be separately interviewed by the Warden.

*Medical examination*

**12.** Every inmate shall, on the day of his reception, as soon as possible after his reception, be separately examined by the Medical Officer, who shall record the state of health of the inmate and such other particulars as may be directed:

Provided that when an inmate is received too late to be examined on the same day he shall be examined as soon as possible on the next day, and in any case within twenty-four hours of reception.

*Babies*

**13.** Subject to such conditions as the Commissioners determine, a girl may have her baby with her in the Centre during the period of lactation and longer if required in special circumstances, and the baby may be supplied with clothing and necessaries at the public expense.

(ii) *Information to inmates*

*Providing and explaining information*

**14.** The Warden shall ensure that every inmate receives a careful explanation of so much of these Rules and of any other regulations as should be brought to his knowledge, including those relating to payments, to activities of the Centre, to the proper methods of submitting petitions to the Secretary of State and of making complaints, to food, clothing, bedding, and other necessaries, and to the disciplinary requirements of the Centre so that he may understand both his rights and his obligations.

(iii) *Removal and release*

*Custody during removal, etc.*

**15.** An inmate whom the Secretary of State has directed to be taken to any place shall while outside the Centre be kept in the custody of officers of a Centre or of prison officers:

Provided that an inmate directed to be brought before a magistrates' court may while outside the Centre be in the custody of police officers.

*Protection from public view*

**16.** When inmates are removed to or from a Centre, they shall be exposed to public view as little as possible and proper safeguards shall be adopted to protect them from insult or curiosity.

*Final interview with Warden and with Medical Officer*

**17.** An inmate shall before release or removal to any other place be interviewed by the Warden, and shall, as short a time as is practicable before release or removal to any other place, be examined by the Medical Officer, and shall not be so removed unless the Medical Officer certifies that he is fit for removal.

*Return of clothes*

**18.** On the release of an inmate, his own clothes shall be returned to him unless it has been found necessary to destroy or otherwise dispose of them, in which case proper clothing shall be provided.

(iv) *Deaths of inmates*

*Record of death*

**19.** The Medical Officer shall keep a record of the death of an inmate which shall include the following particulars:—

At what time the deceased was taken ill, when the illness was first notified to the Medical Officer, the nature of the illness, when the inmate died, and an account of the appearance after death (in cases where a *post mortem* examination is made), together with any special remarks that appear to the Medical Officer to be required.

*Notice to Coroner, etc.*

**20.** Upon the death of an inmate the Warden shall give immediate notice thereof to the Coroner having jurisdiction, to the Board of Visitors, and to the Commissioners.

DISCIPLINE AND CONTROL

(i) *General*

*Inspection*

**21.** Centres shall be open to inspection at all times by and on behalf of the Commissioners and by inspectors designated for the purpose on behalf of the Secretary of State.

*Supervision by Warden*

**22.**—(1) The Warden shall exercise a close and constant personal supervision of the whole Centre. He shall visit and inspect daily all parts of the Centre where inmates are working or accommodated, and shall give special attention to every inmate who is sick.

(2) At least twice a fortnight the Warden shall during the night visit the Centre and satisfy himself as to its state.

*Performance of Warden's duties by other persons*

**23.**—(1) The Warden may depute any officer to act in his stead in his absence, and that officer shall in the Warden's absence perform all the duties of the Warden.

(2) The Warden may delegate to the Deputy Warden (if any) such duties as from time to time the Commissioners approve.

*Supervision, etc., of girls*

**24.** Girls shall be attended only by women officers and if working under a male instructor shall be supervised by a woman officer.

*Use of force*

**25.**—(1) No officer in dealing with inmates shall use force unnecessarily and, when the application of force to an inmate is necessary, no more force than is necessary shall be used.

(2) No officer shall deliberately act in a manner calculated to provoke an inmate.

(ii) *Remission*

*Conditions of remitting sentence*

**26.** Arrangements shall be made by which an inmate ordered to be detained for a period exceeding one month may by good conduct and industry become eligible for release when a portion of his term of detention not exceeding one-sixth of the whole term of detention has yet to run.

(iii) *Offences against discipline*

*Warden to deal with reports*

**27.** No report against an inmate shall be dealt with by any officer except the Warden, or an officer who by virtue of Rule 23 has authority to deal with such reports.

*Separation of reported inmates*

**28.** When an inmate has been reported for an offence the Warden may order him to be kept apart from other inmates pending adjudication.

*Information to reported inmate*

**29.** An inmate shall, before a report against him is dealt with, be informed of the offence for which he has been reported and shall be given a proper opportunity of hearing the facts alleged against him and of presenting his case.

*Unauthorized articles*

**30.** The Warden may deprive an inmate of any unauthorized article found in his room or in his possession.

*Offences*

**31.** An inmate whose behaviour is such as to offend against the good order and discipline of the Centre may be punished by the Warden or the Board of Visitors in the manner provided by these Rules.

*Investigation of offences, and awards, by Warden*

**32.**—(1) Every offence shall be reported forthwith, and the Warden shall investigate the report not later than the following day, unless that day is a Sunday or a public holiday.

(2) If upon investigation the Warden considers that the offence is proved, he shall (subject to the provisions of Rule 33) make one or more of the following awards:—

(*a*) caution;

(*b*) removal for a period not exceeding fourteen days from such activity or activities of the Centre, other than work, as are specified in the award;

(*c*) extra work or fatigues outside normal working hours, for not more than two hours on any one day and for a period not exceeding fourteen days;

(*d*) stoppage of payments under paragraph (2) of Rule 47 for a period not exceeding fourteen days ;

(*e*) reduction to Grade I ;

(*f*) removal to a detention room for a period not exceeding fourteen days under such restrictions of activities of the Centre (including work) and with such stoppage of payments under paragraph (2) of Rule 47 as the Commissioners shall have determined ;

(*g*) confinement to a detention room for a period not exceeding twenty-four hours in a junior Centre and three days in a senior Centre ;

(*h*) restricted diet upon a scale approved by the Commissioners for a period not exceeding three days in a junior Centre and seven days in a senior Centre, provided that the said scale shall not be such as to reduce the offender's diet below a nutritional standard adequate for his health and strength at normal work ;

(*i*) forfeiture of remission of the term of detention for a period not exceeding seven days.

*Investigation of offences, and awards, by Boards of Visitors*

**33.**—(1) Where an inmate is reported for an offence upon which the Warden, having regard to the circumstances of the case, thinks it expedient that the Board of Visitors should adjudicate, the Warden may after investigation refer the case to the Board Visitors.

(2) The Board of Visitors shall inquire into every case referred to them under the foregoing paragraph and, if they find the offence proved, shall make one or more awards authorized under paragraph (2) of Rule 32 :

Provided that—

(*a*) an award lettered (*b*), (*c*), (*d*) or (*f*) in the said paragraph (2) may be for a period not exceeding twenty-eight days ;

(*b*) an award of confinement to a detention room may be for a period not exceeding three days in a junior Centre and seven days in a senior Centre ;

(*c*) an award of forfeiture of remission of the term of detention may be for a period exceeding seven days.

(3) The Warden may, notwithstanding the foregoing provisions of this Rule, refer to the Commissioners a case to which paragraph (1) of this Rule applies, and thereupon a Commissioner or Assistant Commissioner shall have authority to inquire into the case and deal with it in the same manner as the Board of Visitors.

(4) The functions of the Board of Visitors under this Rule shall be exercised by not less than two and not more than five members of the Board.

*Medical certificate*

**34.** Confinement to a detention room or restricted diet shall in no case be awarded under Rule 32 or Rule 33 unless the Medical Officer has certified that the inmate is in a fit condition of health to sustain it.

*Visits by Warden and Medical Officer*

**35.** Every inmate undergoing confinement to a detention room or subject to restricted diet in accordance with Rule 32 or Rule 33 shall be visited at least once a day by both the Warden and the Medical Officer, and if he is undergoing confinement to a detention room he shall be visited by an officer appointed for that purpose at intervals of not more than three hours during the day.

*Remission and mitigation of awards*

**36.**—(1) A disciplinary award may be determined or mitigated by the Secretary of State.

(2) A disciplinary award other than an award lettered (*a*) or (*i*) in paragraph (2) of Rule 32 may be determined or mitigated at any time during the currency thereof by the authority responsible for the award.

(iv) *Restraints*

*Mechanical restraints*

**37.**—(1) Mechanical restraints shall not be used in a junior Centre, and shall not be used in a senior Centre as a punishment or for any purpose other than safe custody during removal, except on medical grounds by direction of the Medical Officer, or in the circumstances and under the conditions stated in the following paragraphs of this Rule.

(2) When it appears to the Warden that it is necessary to place an inmate of a senior Centre under mechanical restraint in order to prevent his injuring himself or others, or damaging property, or creating a disturbance, the Warden may order him to be placed under mechanical restraint, and notice thereof shall forthwith be given to a member of the Board of Visitors and to the Medical Officer.

(3) The Medical Officer on receipt of the aforesaid notice shall forthwith inform the Warden whether he concurs in the order, and if on medical grounds he does not concur the Warden shall act in accordance with any recommendations which he makes.

(4) No inmate shall be kept under mechanical restraint longer than is necessary, or for a longer period than twenty-four hours unless an order in writing from a member of the Board of Visitors or a Commissioner or Assistant Commissioner is given, specifying the reason thereof and the time during which the inmate may be so kept, which order shall be preserved by the Warden as his warrant.

(5) Particulars of every case of mechanical restraint shall be forthwith recorded by the Warden.

(6) No mechanical means of restraint shall be used except of such patterns and in such manner and under such conditions as may be approved by the Secretary of State.

*Temporary confinement*

**38.**—(1) The Warden may order a refractory or violent inmate to be temporarily confined to a detention room, but no inmate shall be confined under this Rule to such a room after he has ceased to be refractory or violent.

(2) An inmate so confined under the foregoing paragraph shall be visited at least once a day by the Warden and the Medical Officer and at intervals of not more than three hours during the day by an officer appointed for that purpose.

(v) *Complaints by inmates*

*Complaints to be recorded and put forward*

**39.**—(1) Arrangements shall be made that every request by an inmate to see the Warden, or a Commissioner or Assistant Commissioner, or a member of the Board of Visitors, shall be recorded by the officer to whom it is made and conveyed without delay to the Warden.

(2) The Warden shall at a convenient hour on every day, other than Sundays and public holidays, hear the applications of all inmates who have made a request to see him, and shall inform the next Commissioner or Assistant Commissioner or member of the Board of Visitors who visits the Centre of every such request of an inmate to see such Commissioner or Assistant Commissioner or member.

(vi) *Prohibited articles*

*Prohibited articles generally*

**40.** No person shall without authority convey into or throw into or deposit in a Centre, or convey or throw out of a Centre, or convey to an inmate, or deposit in any place with the intent that it shall come into the possession of an inmate, any money, clothing, food, drink, tobacco, letter, paper, book, tool, or other article whatever. Anything so conveyed, thrown or deposited may be confiscated by the Warden.

*Drink and Tobacco*

**41.**—(1) No inmate shall be given or allowed to have any intoxicating liquor except in pursuance of a written order of the Medical Officer specifying the quantity to be given and the name of the inmate for whose use it is intended.

(2) No inmate of a junior Centre and, except in accordance with such orders as may be given by the Warden with the approval of the Commissioners, no inmate of a senior Centre shall be allowed to smoke or to have in his possession any tobacco.

(vii) *Control of admission*

*General restrictions*

**42.**—(1) All persons and vehicles entering or leaving the Centre may be examined and searched.

(2) A person suspected of bringing any prohibited article into the Centre, or of carrying out a prohibited article or any property belonging to the Centre, or while in a Centre of being in possession of a prohibited article, or in improper possession of any property belonging to the Centre, shall be stopped and immediate notice thereof shall be given to the Warden, who may order that he shall be examined and searched.

(3) The Warden may refuse admission to the Centre of a person who is not willing to be examined and searched.

(4) The Warden may direct the removal from the Centre of a person who while in the Centre is not willing to be examined and searched, or whose conduct is improper.

*Visitors viewing Centres*

**43.**—(1) The Warden shall not, except as provided by statute, or as directed by the Secretary of State or the Commissioners, allow any person to view the Centre.

(2) The Warden shall ensure that no person authorized to view the Centre makes a sketch, or takes a photograph or holds communication with an inmate, unless authorized to do so by the Secretary of State or the Commissioners.

## Employment of Inmates

*Normal working week*

**44.** The normal working week shall be forty-four hours.

*Education*

**45.**—(1) In the case of inmates of compulsory school age, arrangements shall be made for their full-time education within the normal working week.

(2) In the case of inmates not of compulsory school age, arrangements shall be made for their part-time education either within the normal working week or outside it.

*Recreation*

**46.** At least one hour a day shall be devoted to physical training or to organised games and such period shall be deemed to form part of the normal working week.

*General requirements*

**47.**—(1) The Medical Officer may excuse an inmate from work or from physical training or organised games on medical grounds, and no inmate shall be employed on any work unless he has been certified as fit for that type of work by the Medical Officer.

(2) Inmates may receive payments related to their industry in accordance with rates approved by the Commissioners, and may spend money so received on such articles and subject to such conditions as the Commissioners determine.

(3) No inmate shall be set to any type of work not authorized by the Commissioners.

(4) Except with the authority of the Commissioners, no inmate shall work in the service of another inmate or of an officer or for the private benefit of any person.

## Religion and Welfare

### (i) *Religion*

*Recording of denomination*

**48.** The religious denomination of every inmate shall be ascertained and recorded on his reception and he shall be treated as a member of the denomination then recorded unless and until he satisfies the Board of Visitors that he has good grounds for desiring the record to be altered.

*Visits by special ministers*

**49.** Where an inmate is recorded as belonging to a religious denomination other than the Church of England for which no Minister has been appointed to the Centre, the Warden shall if the inmate so requests arrange for him, so far as possible, to be visited by a minister of that denomination, and every such inmate shall be informed of this Rule on reception.

*Religious services*

**50.**—(1) At least once on every Sunday, Christmas Day and Good Friday and on such other occasions as may be arranged, the Chaplain shall conduct for inmates belonging to the Church of England periods of religious worship or instruction.

(2) Ministers shall conduct for inmates of their denominations periods of religious worship or instruction at such times as may be arranged.

*Visits by chaplain or minister*

**51.** Every inmate shall so far as practicable be regularly visited at proper and reasonable times by the Chaplain or, if he is recorded as belonging to a denomination other than the Church of England, by a minister of his own denomination.

*Religious books*

**52.** There shall so far as practicable be available for the personal use of every inmate such of the Scriptures and books of religious observance and instruction recognized for his denomination as are accepted by the Commissioners for use in Centres.

*Interviews, visits to sick, etc.*

**53.**—(1) The Chaplain or a Minister shall—

(*a*) interview individually every inmate recorded as belonging to the Church of England or to that Minister's denomination, as the case may be, as soon as possible after the inmate's reception, a short time before his discharge, and from time to time as often as practicable during his detention ; and

(*b*) if no other arrangements are made, read the burial service at the funeral of such an inmate dying in the Centre.

(2) The Chaplain shall daily visit any sick inmate who is recorded as belonging to the Church of England, and a Minister shall so far as possible do the same for any such inmate recorded as belonging to the Minister's denomination.

(3) When an inmate not recorded as belonging to the Church of England is sick and is not regularly visited by a minister of his own denomination, the Chaplain shall visit him if the inmate is willing.

*Sunday work, etc.*

**54.** Arrangements shall be made for the avoidance of all unnecessary work by inmates of the Christian religion on Sunday, Christmas Day and Good Friday, and by inmates recorded as belonging to other religions on their recognized days of religious observance.

*Substitute for chaplain or minister*

**55.**—(1) Such person as the Commissioners approve may officiate in the Chaplain's absence.

(2) A Minister may with the consent of the Commissioners appoint a substitute to act for him in his absence.

(ii) *Libraries*

*Library*

**56.** A library shall be provided in every Centre and, subject to such conditions as the Commissioners determine, every inmate shall be allowed to have library books and to exchange them as often as practicable.

(iii) *Social relations and after-care*

*Family relationships, etc.*

**57.**—(1) Special attention shall be paid to the maintenance of such relations between an inmate and his family as are judged to be desirable in the best interests of the inmate.

(2) So far as is practicable and in the opinion of the Warden desirable, an inmate shall be encouraged and assisted to maintain or establish such relations with persons or agencies outside the Centre as may promote his social rehabilitation.

(3) The Warden may at any time communicate to an inmate, or to his family or friends, any matter of importance to such inmate.

*After-care*

**58.**—(1) It shall be the duty of the Board of Visitors to make such arrangements as are practicable for the after-care of inmates of the Centre who are willing to accept after-care.

(2) In discharging the said duty the Board of Visitors shall act in consultation with the Warden and with a probation officer.

*Information to family of death, etc.*

**59.** Upon the death or serious illness, or certification as insane or mentally defective, of an inmate, or the sustaining by an inmate of a serious accident, the Warden shall at once inform the nearest relative whose address is known, and shall in any event inform any other person whom the inmate has requested may be so informed.

### (iv) *Letters and visits*

*Normal minimum provision*

**60.**—(1) Every inmate shall be allowed to write and receive a letter on reception and thereafter once in two weeks and to receive a visit once in four weeks:

Provided that in lieu of a visit the Warden may allow an inmate to write a letter and receive a reply.

(2) The Warden may for special reasons allow an inmate to receive or write additional letters or receive additional visits.

*Letters and visits generally*

**61.**—(1) Without prejudice to the provisions of Rule 60 the Commissioners, notwithstanding any provision of this and the following five Rules, may impose such restrictions upon and supervision over letters and visits as they consider necessary for securing discipline and good order, for the prevention of crime and criminal associations, and for the welfare of individuals.

(2) Except as provided in these Rules, no person shall be allowed to communicate with an inmate without special authority.

(3) Subject to paragraph (3) of Rule 89 every letter to or from an inmate shall be read by the Warden or by a responsible officer deputed by him for the purpose, and it shall be within the discretion of the Warden to stop any letter on the ground that its contents are objectionable or that it is of inordinate length.

(4) The degree of supervision to be exercised during visits to inmates shall, subject to any express provision of these Rules, be in the discretion of the Warden.

*Deferment*

**62.** When an inmate who is entitled to a letter or visit under any provision of these Rules is at the time in a detention room under Rule 32, Rule 33 or Rule 38, the letter or visit may in the Warden's discretion be deferred until the period in the detention room has expired.

(v) *Visits for special purposes*

*Visits by police*

**63.** An officer of police may visit any inmate who is willing to see him on production of an order issued by or on behalf of the appropriate chief officer of police.

*Visits by legal adviser*

**64.**—(1) Reasonable facilities shall be allowed for the legal adviser of an inmate who is a party to legal proceedings, civil or criminal, to interview the inmate with reference to those proceedings out of the hearing of an officer.

(2) The legal adviser of an inmate may, with the permission of the Commissioners, see such inmate with reference to any other legal business.

*Persons detained in default of payment*

**65.** Where a person has been ordered to be detained in a Centre in default of the payment of a sum of money, he shall be allowed to have an interview with his friends on a week-day at any reasonable hour, or to communicate by letter with them for the purpose of providing for a payment which would procure his release from detention, and every such person shall on his reception be informed of this Rule.

*Special purpose visits not to be forfeited*

**66.** The visits and letters under Rules 63, 64 and 65 shall be additional to the visits and letters allowed under any other of the foregoing Rules.

PHYSICAL WELFARE

(i) *Medical Services*

*Hospital*

**67.**—(1) At every Centre a suitable part of the Centre shall be equipped and furnished as a sick bay for the medical care and treatment of inmates suffering from minor sicknesses.

(2) Any sick inmate for whom adequate treatment cannot be provided in the Centre shall as soon as possible be removed to a hospital.

*Medical Officer; general duties*

**68.**—(1) The Medical Officer shall have the care of the mental and physical health of the inmates.

(2) Without prejudice to the duties expressly conferred on the Medical Officer by the foregoing Rules and in particular Rule 35 and 38 the Medical Officer shall as often as is in his opinion necessary, and normally every day, visit every sick inmate in the Centre, and every other inmate to whom his attention is specially directed.

*Immediate attendance and consultations*

**69.**—(1) The Medical Officer shall attend at once on receiving information of the illness of an inmate.

(2) The Medical Officer may at his discretion call into consultation another medical practitioner.

(3) The Medical Officer shall keep a record of occasions on which in accordance with this Rule he consults another medical practitioner.

*Duty to report*

**70.** The Medical Officer shall report to the Warden any matter which appears to him to require the consideration of the Commissioners on medical grounds, and the Warden shall send such report to the Commissioners.

*Report on danger to health, etc.*

**71.** Whenever the Medical Officer has reason to believe that an inmate's mental or physical health is likely to be injuriously affected by his continued detention or by any conditions of his detention, or that the life of an inmate will be endangered by his detention or that a sick inmate will not survive his sentence or is totally or permanently unfit for Centre discipline, he shall without delay report the case in writing to the Warden with such recommendations as he thinks fit, and the Warden shall forward such report and recommendations to the Commissioners forthwith.

*Recommendations on diet, etc.*

**72.** The Medical Officer shall report in writing to the Warden the case of any inmate to which he thinks it necessary on medical grounds to draw attention, and shall make such recommendations as he deems needful for the alteration of the diet or treatment of the inmate or for his separation from other inmates, or for the supply to him of additional clothing, bedding or other articles, and the Warden shall so far as practicable carry such recommendations into effect.

*Suicidal inmates*

**73.** The Medical Officer shall draw the attention of the Warden to any inmate who he may have reason to think has suicidal intentions in order that special observation may be kept on such inmate, and the Warden shall, without delay, direct that such inmate be observed at frequent intervals.

*Mental illness*

**74.** The Medical Officer shall keep under special observation every inmate whose mental condition appears to require it, and shall take such steps as he considers proper for his segregation, and if necessary his certification under the Acts relating to lunacy or mental deficiency.

*Serious illness*

**75.** The Medical Officer shall give notice to the Warden and the Chaplain when an inmate appears to be seriously ill.

(ii) *Hygiene*

*Supervision of hygiene*

**76.** The Medical Officer shall oversee and shall advise the Warden upon the hygiene of the Centre and the inmates, including arrangements for cleanliness, sanitation, heating, lighting and ventilation.

*Washing, shaving, and hair cutting*

**77.** Arrangements shall be made for every inmate to wash at all proper times, to have a hot bath at least once a week and for male inmates (unless excused or prohibited on medical or other grounds) to shave or be shaved when necessary and to have their hair cut as required. The hair of a male inmate may be cut as short as is necessary for good appearance, but the hair of a female inmate shall not be cut without her consent, except by direction of the Medical Officer for the eradication of vermin, dirt, or disease, which direction shall be given in writing.

*Toilet articles*

**78.** Every inmate shall be provided on admission with such toilet articles as are necessary for health and cleanliness and arrangements shall be made for the replacement of those articles when necessary.

(iii) *Food*

*Quality of Food*

**79.** The food provided for inmates shall be of a nutritional value adequate for health and strength and of wholesome quality, well prepared and served, and reasonably varied.

*Inspection of food*

**80.** The Medical Officer shall frequently inspect the food, cooked and uncooked, provided for inmates, and shall report to the Warden on the state and quality of the food and on any deficiency in the quantity or defect in the quality of the water.

*No private food*

**81.** Except as determined by the Commissioners, or on medical grounds, no inmate shall be allowed to have any food other than the normal Centre diet.

*Quantity of food*

**82.** Except in the case of inmates on restricted diet, or on the written recommendation of the Medical Officer in the case of an inmate who persistently wastes his food, or on medical grounds by direction of the Medical Officer, no inmate shall have less food than is provided in the normal Centre diet.

(iv) *Clothing*

*No private clothing*

**83.** Every inmate shall be provided with an outfit of clothing adequate for warmth and health, in accordance with a scale approved by the Commissioners, and shall, except as approved by the Commissioners, wear such clothing and no other.

*Protective clothing*

**84.** The clothing provided shall, where necessary, include suitable protective clothing for use at work.

APPELLANTS

*Application of rules*

**85.** The four following Rules apply to inmates who are appellants within the meaning of the Criminal Appeal Act, 1907(a), (hereinafter called " appellants ").

*Appellants absent from Centre*

**86.**—(1) An appellant who, when in custody, is to be taken to, kept in custody at, or brought back from, any place at which he is entitled to be present for the purposes of the Criminal Appeal Act, 1907, or any place to which the Court of Criminal Appeal or any Judge thereof may order him to be taken for the purpose of any proceedings of the Court, shall while absent from the Centre be kept in the custody of the officer designated in that behalf by the Warden.

(a) 7 Edw. 7. c. 23.

(2) An appellant when absent from the Centre under this Rule shall wear his own clothing or, if his own clothing cannot be used, clothing different from Centre dress.

*Payments*

**87.** If an appellant is ordered to be released by the Court of Criminal Appeal otherwise than on bail pending the hearing of his appeal, payments related to his industry at a rate fixed by the Commissioners shall be made to him in respect of the time during which he has been treated as subject to this section of these Rules.

*Private medical adviser and other visitors*

**88.**—(1) An appellant may for the purposes of his appeal receive a visit from a registered medical practitioner selected by him or by his friends or legal adviser, under the same conditions as apply to a visit by his legal adviser.

(2) An appellant may for the purposes of his appeal receive a visit from any other person.

*Letters and other facilities*

**89.**—(1) Writing materials to such extent as the Warden considers reasonable shall be furnished to any appellant who requires them for the purpose of preparing his appeal.

(2) An appellant may write letters to his legal adviser or other persons for the purpose of his appeal.

(3) A confidential written communication prepared as instructions for the legal adviser of an appellant may be delivered personally to such legal adviser, without being examined by an officer, unless the Warden has reason to suppose that it contains matter not relating to such instructions, but all other written communications shall be treated as letters, and shall not be sent out without being previously inspected by the Warden.

STAFF

*General obligations*

**90.**—(1) Every officer shall conform to these Rules and to the regulations of the Centre and shall support the Warden in the maintenance thereof.

(2) Every officer shall obey the lawful instructions of the Warden.

(3) Every officer shall at once communicate to the Warden any abuses or impropriety which may come to his knowledge.

*Sick inmates*

**91.** Every officer shall direct the attention of the Warden to any inmate (whether he complains or not) who appears to be out of health or whose state of mind appears to be deserving of special notice and care, and the Warden shall without delay bring such cases to the notice of the Medical Officer.

*Business transactions*

**92.**—(1) No officer shall without the authority of the Commissioners carry out any pecuniary or business transaction with or on behalf of an inmate.

(2) No officer shall without authority bring in or carry out, or attempt to bring in or carry out, or knowingly allow to be brought in or carried out, to or for an inmate, or deposit in any place with intent that it shall come into possession of an inmate, any article whatsoever.

*Gratuities*

**93.** No officer shall receive any unauthorized fee, gratuity, or other consideration in connexion with his duty.

*Ex-inmates, etc.*

**94.** No officer shall knowingly communicate with an ex-inmate or with the friends or relatives of an inmate or ex-inmate except with the knowledge of the Warden.

*Search if required*

**95.** Every officer shall submit himself to be searched in the Centre if called upon to do so by the Warden.

*Communications to press, etc.*

**96.**—(1) No officer shall, directly or indirectly, make any unauthorized communication to representatives of the press or other persons in reference to matters which have become known to him in the course of his duty.

(2) No officer shall without authority publish any matter or make any public pronouncement relating to the administration or the inmates of an institution to which the Prison Acts, 1865 to 1898, apply.

*Quarters*

**97.**—(1) Every officer shall occupy such quarters as may be assigned to him and shall at any time vacate them if required to do so.

(2) On the termination of an officer's service he shall give up the quarters he has occupied as soon as he is required to do so; and on the death of an officer his family shall give up the quarters when required to do so.

*Code of discipline*

**98.** A code of discipline, setting out the offences against discipline, the procedure for dealing therewith, and the awards therefor, shall be formulated by the Commissioners with the approval of the Secretary of State and shall apply to such classes of officers as are stated in the code.

## Boards of Visitors

*Term of office*

**99.** The members of a Board of Visitors appointed by the Secretary of State under subsection (2) of section fifty-three of the Criminal Justice Act, 1948(**a**), shall hold office for such a period, not exceeding three years, as he may fix.

*Chairman*

**100.**—(1) When a Board of Visitors is initially constituted one of the members shall be appointed by the Secretary of State to be chairman for a period of twelve months.

(2) Except as provided by the foregoing paragraph the Board of Visitors shall at their first meeting in each year of office appoint a chairman and shall, if a casual vacancy occurs in the office of chairman, fill the vacancy as soon as possible.

*Meetings and visits*

**101.** The Board shall meet at the Centre at least once a month to discharge their functions under these Rules, and members of the Board shall frequently visit and inspect the Centre.

(a) 11 & 12 Geo. 6. c. 58.

*Rota and quorum*

**102.**—(1) The Board shall at their first meeting arrange a rota of attendance at the Centre and fix a quorum not less than three for the purpose of carrying out their duties, and may at that or a later meeting appoint a vice-chairman, who, unless upon the occurrence of a casual vacancy in the office of chairman he is himself appointed chairman, shall hold office during the term of office for which the chairman has been appointed.

(2) The quorum fixed in pursuance of the foregoing paragraph shall not be required for performing a function which in accordance with an express provision of these Rules may be performed by a smaller number.

*Vacancies*

**103.** The powers of the Board shall not be affected by vacancies, so long as the quorum for meetings is sufficient.

*Minutes*

**104.** The Board shall keep minutes of their proceedings.

*Inquiries, etc.*

**105.** The Board shall co-operate with the Commissioners and with the Warden in promoting the efficiency of the Centre, and shall make inquiry into any matter specially referred to the Board by the Secretary of State or the Commissioners, and report thereon.

*Abuses*

**106.** The Board shall bring all abuses in connexion with the Centre which come to their knowledge to the notice of the Commissioners immediately, and in case of urgent necessity may suspend an officer until the decision of the Commissioners is made known.

*Adjudication, report, etc.*

**107.**—(1) The Board shall hear and adjudicate on such offences as under Rule 33 are referred to them.

(2) They shall furnish such information with respect to the offences reported to them and their awards as may from time to time be required by the Commissioners or the Secretary of State.

*Access to Centre*

**108.**—(1) The Board and all members of the Board shall have free access to all parts of the Centre and to all inmates, and may see such inmates as they desire, out of sight and hearing of officers.

(2) They shall hear and investigate any application which an inmate desires to make to them, and if necessary shall report the same, with their opinion, to the Commissioners.

*Sick inmates*

**109.** The Board shall attend to any report which they receive that the mind or body of an inmate is likely to be injured by the conditions of his detention, and shall communicate their opinion to the Commissioners. If the case is urgent, they shall give such directions thereon as they deem expedient, communicating the same to the Commissioners.

*Restraint*

**110.** If the Warden represents to a member of the Board that he or the Medical Officer has, in pursuance of the provisions of these Rules in that behalf, put an inmate under mechanical restraint, and that it is necessary that the inmate be so kept for more than twenty-four hours, such member

may authorize the continuance of that restraint by order in writing, which shall specify the cause thereof and the time during which the inmate is to be so kept.

*Diet*

**111.** The Board shall inspect the dietary of inmates and if they find the quality of the food unsatisfactory they shall report the matter to the Commissioners and note the same in their minutes, and the Warden shall immediately take such steps thereupon as may be necessary.

*Books*

**112.** The Board may inspect any of the books of the Centre, and a note of any such inspection shall be made in their minutes.

*Additional visits or letters*

**113.** The Board may, in any case of special importance or urgency, allow an inmate an additional visit or letter.

*Denominational records*

**114.** The Board shall investigate and decide on every application from an inmate to change the record of his religious denomination. Before granting such an application, they shall satisfy themselves that it is made from conscientious motives, and not from caprice or a desire to escape any regulations of the Centre.

*Buildings*

**115.** The Board may inquire into the state of the buildings of the Centre, and if any repairs or additions appear to them to be necessary shall report thereon with their advice and suggestions to the Secretary of State or the Commissioners.

*Annual and other reports*

**116.** The Board shall make an annual report at the end of each year to the Secretary of State with regard to all or any of the matters referred to in these Rules, with their advice and suggestions upon any such matter, and they may make such other reports to the Secretary of State or to the Commissioners as they consider necessary concerning any matter relating to the Centre to which, in their opinion, attention should be drawn.

*Permissions and consultation*

**117.** The Board shall, before granting any permission which they have power to grant under these Rules, satisfy themselves by consultation with the Warden that it can be granted without interfering with the security, good order, and proper government of the Centre and inmates therein, and if after such permission has been granted its continuance seems likely to cause such interference, or an inmate has abused permission granted to him or has been guilty of misconduct, they may suspend or withdraw the permission.

*Contracts*

**118.** A member of a Board of Visitors of a Centre shall not have any interest in any contract made in respect of that Centre.

*David Maxwell Fyfe,*
One of Her Majesty's Principal
Secretaries of State.

Home Office,
Whitehall.
28th July, 1952.