

# **Prisons (Amendment) Regulations 1998**

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**No. S 32**

### **PRISONS ACT (CHAPTER 247)**

### **PRISONS (AMENDMENT) REGULATIONS 1998**

In exercise of the powers conferred by section 65(1) and (2)(f) of the Prisons Act, the Minister for Home Affairs hereby makes the following Regulations:

#### **Citation and commencement**

**1.** These Regulations may be cited as the Prisons (Amendment) Regulations 1998 and shall come into operation on 16th January 1998.

#### **New regulation 111A**

**2.** The Prisons Regulations (Rg 2) are amended by inserting, immediately above regulation 112 under the heading “REMISSIONS OF SENTENCES”, the following regulation:

#### **“Application of regulations 112 to 119**

**111A.** Regulations 112 to 119 shall apply to remissions of all sentences of imprisonment other than sentences of imprisonment for life.”.

## **New regulations 119A and 119B**

3. The Prisons Regulations are amended by inserting, immediately after regulation 119, the following regulations:

### **“REVIEW OF CASES OF LIFE IMPRISONMENT**

#### **Remission where prisoner sentenced to imprisonment for life**

**119A.**—(1) Where a prisoner sentenced to imprisonment for life has served 20 years of his sentence, the Director shall as soon as practicable after that date, and, unless the prisoner is released from imprisonment, at intervals not exceeding 12 months thereafter, refer his case to a Life Imprisonment Review Board appointed under regulation 119B to examine his suitability for release from imprisonment.

(2) The Life Imprisonment Review Board shall —

- (a) review the case referred to it under paragraph (1) to examine the prisoner’s suitability for release from imprisonment; and
- (b) prepare a written report to the Minister on each case after the review giving its opinion as to the prisoner’s suitability for release from imprisonment and making therein such recommendations as the Board thinks fit.

(3) The Life Imprisonment Review Board shall forward the report referred to in paragraph (2)(b) to the Minister who may, in his discretion, remit, with or without conditions, any part of the sentence of imprisonment to which the prisoner has been sentenced.

(4) If the Minister remits, with or without conditions, any part of the sentence of imprisonment of the prisoner referred to in paragraph (3), he shall send a copy of his order under his hand to the Director, setting out the date on which the prisoner is to be released, and the conditions, if any, on which the remission is made.

(5) On receipt of the Minister’s order under paragraph (4), the Director shall release the prisoner on the date specified in the order and inform him of the conditions, if any, on which the remission was made.

(6) Where a prisoner’s sentence of imprisonment is remitted under this regulation subject to conditions, the remission of sentence shall be revoked if the prisoner breaches any of the conditions on which the remission was made.