1982 No. 169

YOUNG OFFENDERS CENTRES

The Young Offenders Centre Rules (Northern Ireland) 1982

Made . . . . . *3rd June 1982*

Coming into operation . . . *1st September 1982*

To be laid before Parliament

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The Secretary of State in pursuance of section 13 of the Prison Act (Northern Ireland) 1953(**a**), as extended by section 2 of the Treatment of Offenders Act (Northern Ireland) 1968(**b**), hereby makes the following rules—

(**a**) 1953 c. 18 (N.I.) as modified by S.I. 1973/2163 (1973 III, p. 7541)
(**b**) 1968 c. 29 (N.I.) as modified by S.I. 1973/2163

PART I

PRELIMINARY

Citation and commencement

1. These rules may be cited as the Young Offenders Centre Rules (Northern Ireland) 1982 and shall come into operation on 1st September 1982.

Interpretation and application

2.—(1) In these rules—

"centre" means a young offenders centre provided under section 2(*a*) of the Treatment of Offenders Act (Northern Ireland) 1968;

"chaplain" means a minister of any religious denomination appointed under section 9(1) of the Act;

"chief medical officer" means the chief medical officer of the Department of Health and Social Services;

"code of discipline" means, in relation to an officer, the code of discipline approved by the Secretary of State under rule 95;

"inmate" means a person required to be detained in a centre;

"legal adviser" means, in relation to an inmate, the inmate's counsel or solicitor;

"medical officer" means the officer, being a registered medical practitioner, appointed by the Secretary of State to perform the functions of that officer;

"officer" means an officer of a centre;

"privilege" means any of the privileges under rule 6;

"the Act" means the Prison Act (Northern Ireland) 1953;

"visiting committee" means the committee appointed by the Secretary of State under section 3 of the Treatment of Offenders Act (Northern Ireland) 1968.

(2) Subject to rules 9 and 36, nothing in these rules shall apply to a prison other than a young offenders centre or to a prisoner other than an inmate.

Revocation

3. The Young Offenders Centre Rules (Northern Ireland) 1979(**a**) are revoked.

PART II

CLASSIFICATION, TRAINING AND PRIVILEGES

Application of Parts II – VIII

4. Parts II to VIII have effect subject to Parts IX and X (untried inmates and inmates committed for contempt, etc).

Classification

5.—(1) Inmates may be classified, in accordance with any directions by the Secretary of State, having regard to their age, temperament and record.

(2) The governor may transfer an inmate to another class if he considers it necessary to do so with a view to maintaining good order and discipline or to facilitate training.

(3) Nothing under this rule shall require an inmate to be deprived unduly of the society of other persons.

(a) S.R. 1979 No. 155

Privileges and earnings

6. There shall be established at every centre systems of privileges approved by the Secretary of State and appropriate to the classes of inmates there which shall include arrangements under which money earned by inmates in the centre may be spent by them within the centre.

PART III

ACCOMMODATION

Sleeping accommodation

7.—(1) Sleeping accommodation for inmates shall be such as is approved by the Secretary of State and shall be of such size and be lighted, warmed, ventilated and fitted in such a manner as is requisite for health.

(2) Such accommodation shall be provided with the means whereby inmates locked therein can communicate at any time with an officer.

(3) Sleeping accommodation shall be provided for each inmate in a separate room, but where necessary the Secretary of State may authorise the accommodating of 2 or more inmates in a room.

Beds and bedding

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

PART IV

RECEPTION, TRANSFER AND DISCHARGE

Initial transfer to centre

9.—(1) Where a person has been ordered to be detained in a centre he may be kept in custody in a prison other than a centre until arrangements can be made for his transfer to a centre.

(2) While in custody in such a prison an inmate shall, so far as possible, be kept separate from other prisoners.

(3) An inmate shall not be kept in prison under this rule for longer than 72 hours.

Search

10.—(1) Every inmate shall be searched by an officer on reception into a centre, and at such subsequent times as the governor may order subject to any direction of the Secretary of State.

(2) Any unauthorised article found during the search shall be taken from the inmate.

(3) An inmate shall be searched in as seemly a manner as is consistent with discovering anything concealed.

(4) An inmate shall not be stripped and searched in the sight of another inmate.

(5) An inmate shall be searched only by, and only in the presence of, officers of the same sex as the inmate.

Inmates' property

11.—(1) Property which an inmate has at a centre and which he is not allowed to retain for his own use shall, subject to paragraph (3), be taken into the governor's custody.