1979 No. 155

YOUNG OFFENDERS CENTRES

Young Offenders Centre Rules (Northern Ireland) 1979

Made . . . . . 30*th April* 1979

Coming into operation . . . . . 1*st June* 1979

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:

PART I

PRELIMINARY

Citation and commencement

1. These rules may be cited as the Young Offenders Centre Rules (Northern Ireland) 1979 and shall come into operation on 1st June 1979.

2. In these rules—

"appellant" means an appellant under the Criminal Appeal (Northern Ireland) Act 1968(c), or Part XIII of the Magistrates' Courts Act (Northern Ireland) 1964(d), and includes a person who has given notice of application for leave to appeal under the said Act of 1968;

(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
(c) 1968 c. 21
(d) 1964 c. 21 (N.I.)

"centre" means a young offenders centre provided under section 2(2) 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;

"civil inmate" has the meaning assigned to it by rule 74;

"governor" means the officer appointed by the Secretary of State to take charge of a centre subject to the control and direction of the Secretary of State;

"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 medical services of a centre;

"offence" has the meaning assigned to it by rule 30;

"officer" means a person appointed by the Secretary of State to assist in the control of a centre;

"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.

PART II

CLASSIFICATION, TRAINING AND PRIVILEGES

Classification

3. Inmates may be classified, in accordance with any directions by the Secretary of State, having regard to their age, temperament and record and with a view to maintaining good order and facilitating training.

Privileges and earnings

4.—(1) The Secretary of State shall, in the interest of good conduct and training, establish at every centre a system or systems of privileges appropriate to different classes of inmate and to different methods of training.

(2) Every such system shall include arrangements under which money may be earned by inmates under these rules and may be spent on such articles and subject to such conditions as the Secretary of State may determine.

PART III

ACCOMMODATION

Sleeping accommodation

5.—(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:

Provided that, where necessary, the Secretary of State may authorise the accommodating of 2 or more inmates in a room.

Beds and bedding

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

PART IV

RECEPTION, TRANSFER, DISCHARGE AND DEATH

Initial transfer to centre

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

(2) While in custody in 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

8.—(1) Every inmate shall be searched when taken into custody by an officer on reception 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 officers of his own sex.

Inmate's property

9.—(1) Anything 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.

(2) An inventory of an inmate's property shall be kept and he shall be required to sign it after having a proper opportunity to see that it is correct.

(3) Any cash which an inmate has at a centre shall be paid into the accounts of the centre and the inmate shall be credited with the amount and shall sign the record after having a proper opportunity to see that it is correct.

(4) Any article belonging to an inmate which remains unclaimed for a period of more than 3 years after he leaves a centre, or dies, may be sold or otherwise disposed of; and the net proceeds of any sale shall be disbursed for the benefit of discharged inmates subject to any direction by the Secretary of State.