

Island of  Guernsey

Ordinance of the States **III**

1981

Made 25th February, 1981.
Came into Operation ... 25th February, 1981.

**The Prison Administration (Amendment)
(Guernsey) Ordinance, 1981**

THE STATES, in exercise of the powers conferred upon them by section three of the Prison Administration (Guernsey) Law, 1949, as amended^(a), and in pursuance of their Resolutions of the twenty-sixth day of May, nineteen hundred and seventy-seven, and of the twenty-sixth day of April, nineteen hundred and seventy-nine, hereby order:—

1. The Prison Administration (Guernsey) Ordinance, 1959^(b), is hereby amended as follows—

Amend-
ments to
Ordinance
of 1959.

(a) in the Arrangement of Sections thereof—

- (i) the heading “Restraints” immediately preceding the entry relating to section 42 shall be deleted and the heading “Restraints and special control” shall be substituted therefor;

^(a) Ordres en Conseil Vol. XIV, p. 159; Vol. XVII, p. 234.

^(b) Recueil d'Ordonnances Tome XII, p. 232.

- (ii) immediately after the entry relating to section 43 there shall be inserted the following entry—"43A. Removal from association.";
- (iii) immediately after the entry relating to section 73 there shall be inserted the following entry—"73A. Correspondence with legal adviser.";
- (b) the heading "Restraints" appearing above section forty-two thereof shall be deleted and the heading "Restraints and special control" shall be substituted therefor;
- (c) immediately after section 43 thereof there shall be inserted the following section numbered "43A"—

"Removal
from asso-
ciation.

43A. (1) Where it appears desirable, for the maintenance of good order or discipline or in his own interests, that a prisoner should not associate with other prisoners, either generally or for particular purposes, the Governor may arrange for the prisoner's removal from association accordingly.

(2) A prisoner shall not be removed under the provisions of this section for more than twenty-four hours without the authority of the Board, which authority shall be for a period not exceeding one month, but may be renewed from month to month.

(3) The Governor may arrange at his discretion for such

a prisoner as aforesaid to resume association with other prisoners, and shall do so if in any case the Medical Officer so advises on medical grounds.”;

- (c) immediately after section 73 thereof there shall be inserted the following section, numbered “73A”—

“Correspondence with legal adviser.

73A. Subject to any directions of the Board, a prisoner may correspond with a legal adviser for the purpose of obtaining legal advice concerning any cause of action in relation to which the prisoner may become a party to civil proceedings or for the purpose of instructing the legal adviser to issue such proceedings.”.

2. (1) This Ordinance may be cited as the Prison Administration (Amendment) (Guernsey) Ordinance, 1981. Citation and collective title.

(2) This Ordinance and the Prison Administration (Guernsey) Ordinance, 1959, may be cited together as the Prison Administration (Guernsey) Ordinances, 1959 and 1981.

R. H. VIDELO,
Her Majesty’s Greffier.

RECEIVED
1981