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STATUTORY INSTRUMENTS

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**1996 No. 32**

**The Prisons and Young Offenders Institutions  
(Scotland) Amendment Rules 1996**

**Substitution of rule 123 of the principal Rules**

**43.** For rule 123 of the principal Rules (unescorted exceptional day release of prisoners in security category D) there is substituted the following rule:—

**“Unescorted day release of prisoners in security category D**

**123.**—(1) In this rule, “unescorted day release” means the temporary release for a period not exceeding one day of an eligible prisoner who is, for the time being, assigned security category D for the purpose of enabling him—

- (a) to visit any relative who it appears to the Governor is dangerously ill;
- (b) to attend the funeral of a near relative;
- (c) to visit a parent who is either too old or too ill to travel to the prison; or
- (d) to attend at any place for any other reason where the Governor is of the opinion that the circumstances warrant it.

(2) For the purposes of this rule, a prisoner is an eligible prisoner only if at the time of his application he is—

- (a) not an untried or a civil prisoner; and
- (b) not disqualified from consideration for any reason specified in rule 124.

(3) The Governor may grant unescorted day release on the written application of an eligible prisoner.”.