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STATUTORY INSTRUMENTS

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**1999 No. 728**

**The Prison Rules 1999**

**PART IV**

**PERSONS HAVING ACCESS TO A PRISON**

**Prohibited articles**

**70.** No person shall, without authority, convey into or throw into or deposit in a prison, or convey or throw out of a prison, or convey to a prisoner, or deposit in any place with intent that it shall come into the possession of a prisoner, any <sup>F1</sup>... article whatever. Anything so conveyed, thrown or deposited may be confiscated by the governor.

**Textual Amendments**

**F1** Words in [rule 70](#) omitted (1.4.2008) by virtue of [The Prison \(Amendment\) Rules 2008 \(S.I. 2008/597\)](#), [rules 1, 6](#)

**[<sup>F2</sup>List C Articles**

**70A.** A List C article is any article or substance in the following list—

- (a) tobacco;
- (b) money;
- (c) clothing;
- (d) food;
- (e) drink;
- (f) letters;
- (g) paper;
- (h) books;
- (i) tools;
- (j) information technology equipment;  
[ electronic cigarettes;
- <sup>F3</sup>(k)  
(l) matches;
- (m) lighters.]]

**Textual Amendments**

**F2** Rule 70A inserted (1.4.2008) by [The Prison \(Amendment\) Rules 2008 \(S.I. 2008/597\)](#), [rules 1, 7](#)

*Status: Point in time view as at 25/03/2022.*

*Changes to legislation: There are currently no known outstanding effects for the The Prison Rules 1999, PART IV. (See end of Document for details)*

- F3** Rules 70A(k)-(m) inserted (22.5.2018) by [The Prison and Young Offender Institution \(Amendment\) Rules 2018 \(S.I. 2018/549\)](#), rules 1, **2(6)**

### Control of persons and vehicles

**71.**—<sup>F4</sup>(1) Any person or vehicle entering or leaving a prison may be stopped, examined and searched and in addition any such person may be photographed, fingerprinted or required to submit to other physical measurement.]

<sup>F5</sup>(1A) Any such search of a person shall be carried out in as seemly a manner as is consistent with discovering anything concealed about the person or their belongings.]

(2) The governor may direct the removal from a prison of any person who does not leave on being required to do so.

#### Textual Amendments

- F4** Rule 71(1) substituted (18.4.2005) by [The Prison \(Amendment\) Rules 2005 \(S.I. 2005/869\)](#), rule 1(1), **Sch. 1 para. 8(a)**
- F5** Rule 71(1A) inserted (18.4.2005) by [The Prison \(Amendment\) Rules 2005 \(S.I. 2005/869\)](#), rule 1(1), **Sch. 1 para. 8(b)**

### Viewing of prisons

**72.**—(1) No outside person shall be permitted to view a prison unless authorised by statute or the Secretary of State.

(2) No person viewing the prison shall be permitted to take a photograph, make a sketch or communicate with a prisoner unless authorised by statute or the Secretary of State.

### Visitors

**73.**—<sup>F6</sup>(1) Without prejudice to any other powers to prohibit or restrict entry to prisons, or his powers under rules 34 and 35, the Secretary of State may prohibit visits by a person to a prison or to a prisoner in a prison for such periods of time as he considers necessary if the Secretary of State considers that such a prohibition is—

- (a) necessary on grounds specified in rule 35A(4); and
- (b) is proportionate to what is sought to be achieved by the prohibition.]

<sup>F7</sup>(1A) During a coronavirus period, the Secretary of State may prohibit visits by all persons or classes of persons to a prison or to a prisoner in a prison for such periods of time as the Secretary of State considers necessary, if the Secretary of State considers that such prohibition is necessary as a result of the effects, or likely effects, of coronavirus on or in relation to prisoners or the prison.]

(2) [<sup>F8</sup>Paragraph (1)] [<sup>F8</sup>Paragraphs (1) and (1A)] shall not apply in relation to any visit to a prison or prisoner by a member of the [<sup>F9</sup>independent monitoring board] of the prison, or justice of the peace, or to prevent any visit by a legal adviser for the purposes of an interview under rule 38 or visit allowed by the [<sup>F9</sup>independent monitoring board] under rule 35(6).

#### Textual Amendments

- F6** Rule 73(1) substituted (24.10.2000) by [The Prison \(Amendment\) \(No. 2\) Rules 2000 \(S.I. 2000/2641\)](#), rules 1, **7**

- F7** Rule 73(1A) inserted (temp.) (15.5.2020) by virtue of The Prison and Young Offender Institution (Coronavirus) (Amendment) (No. 2) Rules 2020 (S.I. 2020/508), rule 1(1), **Sch. 1 para. 12(a)** (with rule 1(3))
- F8** Words in rule 73(2) substituted (temp.) (15.5.2020) by virtue of The Prison and Young Offender Institution (Coronavirus) (Amendment) (No. 2) Rules 2020 (S.I. 2020/508), rule 1(1), **Sch. 1 para. 12(b)** (with rule 1(3))
- F9** Words in rule 73(2) substituted (1.4.2008) by The Prison (Amendment) Rules 2008 (S.I. 2008/597), rules 1, **4(a)**

**Status:**

Point in time view as at 25/03/2022.

**Changes to legislation:**

There are currently no known outstanding effects for the The Prison Rules 1999, PART IV.