

1972 No. 1860

**PRISONS**

**The Prison (Amendment) Rules 1972**

*Made* - - - 30th November 1972  
*Laid before Parliament* 11th December 1972  
*Coming into Operation* 1st January 1973

In pursuance of sections 25(1), 47(1) and 47(4) (as amended by sections 66(5) and 103(2) of and Schedule 7 to the Criminal Justice Act 1967(a)) of the Prison Act 1952(b), I hereby make the following Rules:—

1.—(1) These Rules may be cited as the Prison (Amendment) Rules 1972 and shall come into operation on 1st January 1973.

(2) In these Rules, “the principal Rules” means the Prison Rules 1964(c) as amended by the Prison (Amendment) Rules 1968(d) and the Prison (Amendment) Rules 1971(e).

2. In paragraph (2)(a) of Rule 5 of the principal Rules (which relates to remission and is set out in the Schedule to the Prison (Amendment) Rules 1968) the following words shall be omitted, that is to say:—

“spent in custody by the prisoner after his conviction awaiting sentence which is”.

3. There shall be inserted after Rule 37 of the principal Rules the Rule set out in the Schedule to these Rules.

4.—(1) Rules 57 to 62 and Rule 64 of the principal Rules (which confer special privileges upon certain classes of prisoners) shall be omitted.

(2) In Rule 99(1) of the principal Rules the definition of “appellant” shall be omitted and, in the definition of “convicted prisoner”, for the words “Rules 63 and 64” there shall be substituted the words “Rule 63”.

*Robert Carr,*  
 One of Her Majesty’s Principal  
 Secretaries of State.

Home Office,  
 Whitehall.  
 30th November 1972.

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(a) 1967 c. 80.  
 (c) S.I. 1964/388 (1964 I, p. 591).  
 (e) S.I. 1971/2019 (1971 III, p. 5788).

(b) 1952 c. 52.  
 (d) S.I. 1968/440 (1968 I, p. 1149).

## Rule 3

## SCHEDULE

RULE TO BE INSERTED AFTER RULE 37 OF THE PRINCIPAL RULES

*Further facilities in connection with legal proceedings*

37A.—(1) A prisoner who is a party to any legal proceedings may correspond with his legal adviser in connection with the proceedings and unless the Governor has reason to suppose that any such correspondence contains matter not relating to the proceedings it shall not be read or stopped under Rule 33(3) of these Rules.

(2) A prisoner shall on request be provided with any writing materials necessary for the purposes of paragraph (1) of this Rule.

(3) Subject to any directions given in the particular case by the Secretary of State, a registered medical practitioner selected by or on behalf of such a prisoner as aforesaid shall be afforded reasonable facilities for examining him in connection with the proceedings, and may do so out of hearing but in the sight of an officer.

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EXPLANATORY NOTE

*(This Note is not part of the Rules.)*

These Rules further amend the Prison Rules 1964.

Rule 2 allows all the time spent in custody which counts towards a prisoner's sentence (including such time spent in custody before conviction) to be taken into account for the purposes of remission.

Rule 3 makes general provision for certain facilities in connection with legal proceedings.

Rule 4 abrogates the special privileges previously accorded to certain classes of prisoners, notably appellants and persons convicted of sedition. The Rule is partly consequential upon Rule 3.

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