
STATUTORY INSTRUMENTS

1999 No. 728

The Prison Rules 1999

PART II

PRISONERS

SPECIAL CONTROL, SUPERVISION AND RESTRAINT AND DRUG TESTING

Removal from association

45.—(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 [^{F1}for up to 72 hours].

[^{F2}(2) Removal for more than 72 hours may be authorised by the governor in writing who may authorise a further period of removal of up to 14 days.

(2A) Such authority may be renewed for subsequent periods of up to 14 days.

(2B) But the governor must obtain leave from the Secretary of State in writing to authorise removal under paragraph (2A) where the period in total amounts to more than 42 days starting with the date the prisoner was removed under paragraph (1).

(2C) The Secretary of State may only grant leave for a maximum period of 42 days, but such leave may be renewed for subsequent periods of up to 42 days by the Secretary of State.]

[^{F3}(3) The governor may arrange at his discretion for a prisoner removed under this rule to resume association with other prisoners at any time^{F4}....]

[^{F5}(3A) In giving authority under paragraphs (2) and (2A) and in exercising the discretion under paragraph (3), the governor must fully consider any recommendation that the prisoner resumes association on medical grounds made by a registered medical practitioner or registered nurse working within the prison.]

(4) This rule shall not apply to a prisoner the subject of a direction given under rule 46(1).

Textual Amendments

- F1** Words in rule 45(1) substituted (4.9.2015) by [The Prison and Young Offender Institution \(Amendment\) Rules 2015 \(S.I. 2015/1638\)](#), rules 1(2), **2(2)**
- F2** Rule 45(2)-(2C) substituted for rule 45(2) (4.9.2015 for specified purposes, 16.10.2015 in so far as not already in force) by [The Prison and Young Offender Institution \(Amendment\) Rules 2015 \(S.I. 2015/1638\)](#), rules 1(2)(3), **2(3)**
- F3** Rule 45(3) substituted (3.1.2006) by [The Prison \(Amendment\) \(No. 2\) Rules 2005 \(S.I. 2005/3437\)](#), rule 1, **Sch. 1 para. 9(b)**
- F4** Words in rule 45(3) omitted (4.9.2015) by virtue of [The Prison and Young Offender Institution \(Amendment\) Rules 2015 \(S.I. 2015/1638\)](#), rules 1(2), **2(4)**

Changes to legislation: There are currently no known outstanding effects
for the The Prison Rules 1999, Section 45. (See end of Document for details)

F5 Rule 45(3A) inserted (4.9.2015) by The Prison and Young Offender Institution (Amendment) Rules 2015 (S.I. 2015/1638), rules 1(2), **2(5)**

Changes to legislation:

There are currently no known outstanding effects for the The Prison Rules 1999, Section 45.