
STATUTORY INSTRUMENTS

1999 No. 728

The Prison Rules 1999

**PART VI
SUPPLEMENTAL**

Contracted out prisons

82.—(1) Where the Secretary of State has entered into a contract for the running of a prison under section 84 of the Criminal Justice Act 1991⁽¹⁾ (“the 1991 Act”) these Rules shall have effect in relation to that prison with the following modifications—

- (a) references to an officer in the Rules shall include references to a prisoner custody officer certified as such under section 89(1) of the 1991 Act and performing custodial duties;
- (b) references to a governor in the Rules shall include references to a director approved by the Secretary of State for the purposes of section 85(1)(a) of the 1991 Act except—
 - (i) in rules 45, 48, 49, 53, 54, 55, 61 and 81 where references to a governor shall include references to a controller appointed by the Secretary of State under section 85(1)(b) of the 1991 Act, and
 - (ii) in rules 62(1), 66 and 77 where references to a governor shall include references to the director and the controller;
- (c) rule 68 shall not apply in relation to a prisoner custody officer certified as such under section 89(1) of the 1991 Act and performing custodial duties.

(2) Where a director exercises the powers set out in section 85(3) (b) of the 1991 Act (removal from association, temporary confinement and restraints) in cases of urgency, he shall notify the controller of that fact forthwith.