

REGULATIONS 1979, No 2*

Regulations under the *Prisons Act*

I, JOHN ARMSTRONG ENGLAND, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Prisons Act*.

Dated this nineteenth day of January, 1979.

J. A. ENGLAND
Administrator

AMENDMENTS OF THE PRISON REGULATIONS

1. Regulation 20 of the Prison Regulations is amended by omitting "shall" and substituting "may". Inspection of records

2. Regulation 21 of the Prison Regulations is repealed and the following regulation substituted:
 - "21. The Director may—
 - (a) inspect any prison or police prison; and
 - (b) interview any prisoner in a prison or police prison."Inspection of prison, Darwin and Alice Springs

3. Regulation 32 of the Prison Regulations is amended by omitting "prison keys" and substituting "prisoners, prison keys and any equipment in his charge". Gaoler's responsibility

4. Regulation 36 of the Prison Regulations is amended—
 - (a) by omitting "interrogations" from paragraph (a) and substituting "interviews"; and
 - (b) by omitting "interrogation" from paragraph (b) and substituting "interview".Assistance to visiting justice

5. Regulation 40 of the Prison Regulations is amended by inserting ", or on behalf of," after "from". Safekeeping of money, &c., taken from prisoners

6. Regulation 48 of the Prison Regulations is amended by adding the following sub-regulation:

"(2) No prisoner shall be received into a prison without a warrant or written authority."

Receipts to prisoners, &c.

7. Regulation 51 of the Prison Regulations is repealed and the following regulation substituted:

"51. The Director may authorize the use or disposal of the money or property of a prisoner in accordance with a written request received by the Director from a prisoner."

Property, &c., of prisoners

*Notified in the *Northern Territory Government Gazette* on 2 February, 1979.

- Prison keys **8.** Regulation 63(1) of the Prison Regulations is amended by inserting after “keys” the words “shall be responsible for the safe custody of the keys and”.
- Giving prisoners articles **9.** Regulation 65 of the Prison Regulations is amended by omitting “tobacco” and substituting “any article”.
- Inspection of prisoners **10.** Regulation 91(1) of the Prison Regulations is omitted and the following sub-regulation substituted:
 “(1) The visiting justice shall see any prisoner who wishes to see him.”.
- Money or effects of prisoners **11.** Regulation 93 of the Prison Regulations is amended by omitting “visiting justice” (wherever occurring) and substituting “Director”.
- Officer to be present during visit to prison **12.** Regulation 130 of the Prison Regulations is amended by omitting “hearing” and substituting “sight”.
- Visits of members of legal profession **13.** Regulation 131 of the Prison Regulations is amended by omitting “written”.
- Visits to prisoners **14.** Regulation 132(1), (3), (4), (6) and (7) of the Prison Regulations is omitted and the following sub-regulation substituted:
 “(1) Subject to this Regulation, prisoners may receive visits as approved by the Director subject to such terms and conditions as the Director may require.”.
- Repeal **15.** Regulation 134 of the Prison Regulations is repealed.
- 16.** Regulation 135 of the Prison Regulations is repealed and the following regulation substituted:
- Correspondence “**135.**(1) Subject to this Regulation, a prisoner may write at least one letter each week.
 “(2) A prisoner shall be entitled to receive and despatch mail as determined by the Director.
 “The Director shall determine the amount of the costs of stationery and postage to be borne by the Department.”.
- 17.** Regulation 143 of the Prison Regulations is repealed and the following regulation substituted.
- Articles made by prisoners “**143.**(1) Subject to this Regulation, articles made by a prisoner are the property of the Director.
 “(2) Articles made by a prisoner during regular working time may be disposed of by the Director upon such terms and conditions as he thinks fit and the funds gained by that disposal shall be used for the purchase of hobby, craft, industrial tools or materials to be used by prisoners or former prisoners either inside or outside of a prison.
 “(3) Articles made by a prisoner during his leisure time may be disposed of by the Director upon such terms and conditions as he thinks fit and the funds gained by that disposal may be held by the Director in trust for that prisoner.”.
- 18.** The Prison Regulations are amended by adding after regulation 161 the following regulation:
- Consumption of alcohol “**162.** The Director may approve the consumption of alcohol by a gaoler, guard or any other person employed in a prison, other than a prisoner, in any area set aside for that purpose by the Director, upon such terms and conditions as the Director thinks fit.”.
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