

**WRITTEN QUESTION TO THE MINISTER FOR HOME AFFAIRS  
BY DEPUTY M. TADIER OF ST. BRELADE  
ANSWER TO BE TABLED ON TUESDAY 4th MARCH 2014**

**Question**

Will the Minister advise members how many disciplinary cases there have been in the past 10 years at the HMP La Moye Prison for employees, and in how many of those cases the employee was either dismissed or resigned pending, or after, the action?

Will the Minister provide a summary of any alleged misconduct, in terms of its nature (i.e. sexual, drug dealing, etc)?

Will the Minister, in particular, inform members whether the former member of staff in charge of the drug and alcohol counselling services who is alleged in a national newspaper to have had an inappropriate relationship with a prisoner was the subject of a disciplinary investigation and, if so what was the basis for, and result of, that investigation? Will the Minister make the case notes, if any, for any such disciplinary action available?

**Answer**

Prior to 2007, data on the number and outcome of disciplinary cases was not collated. Therefore the information requested could only be extracted through an examination of all staff personal files. Further to discussion with the Assistant Minister for Home Affairs, I believe Deputy Tadier has helpfully agreed that I should focus on Gross Misconducts where dismissal is a disposal available to the Prison Governor.

Between 1 January 2007 and 26 February 2014, 16 Gross Misconduct Investigations were initiated. The outcomes were as follows:

- 1 Prison Officer dismissed
- 2 Senior Officers reduced in rank to Prison Officer
- 1 Senior Officer, 3 Prison Officers and 1 Civilian grade given Final Written Warnings
- 3 Prison Officers given Written Warnings
- 1 Senior Officer, 2 Prison Officers and 2 Civilian Support Grades resigned before the disciplinary process was concluded

The nature of the offences committed included:

- 7 of the 16 Gross Misconducts and 2 of the resignations arose as a consequence of events while off duty in the community. 2 related to inappropriate behaviour in public and 5 due to criminal charges;
- 2 involved trafficking (1 x mobile phone and 1 x confectionary and stationery items);
- 1 related to a breach of the States Information Systems policy;
- 1 involved inappropriate use of a Dictaphone;
- 1 inappropriate disclosure of confidential information;
- 1 failing to report a significant breach of security;
- 1 leaving a part of the prison insecure and failing to complete core duties;
- 1 harassment of a prisoner;
- 1 breach of security while on an external escort (left a prisoner locked in the escort vehicle unsupervised).

With reference to the specific questions related to the ex Manager of Drug & Alcohol Counselling service at La Moye, on 14 September 2010 the Prison Governor would have suspended this individual pending an investigation into whether she had been trafficking items into Prison but she immediately resigned and is believed to have left Jersey within a matter of days thereafter. Because this matter did not proceed to the stage of a disciplinary investigation, it is not included in the figure of 16 Gross Misconduct Investigations set out above.

There has not been an investigation related to any form of sexual activity in the prison.

It is not appropriate to make the case notes in relation to disciplinary matters, or potential disciplinary matters, available.