

**STATES OF JERSEY LAW 1966, AS AMENDED:
DELEGATION OF FUNCTIONS - PRISON -
TEMPORARY RELEASE OF PRISONERS**

**Presented to the States on 15th October 2002
by the Home Affairs Committee**



STATES OF JERSEY

STATES GREFFE

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Report

On 26th September 2002, the Home Affairs Committee made an Act delegating certain of its functions under paragraph (2) of Rule 73 of the Prison (Jersey) Rules 1957, as amended.

The terms of the delegation were recorded in an Act of the Committee as follows -

“A27. The Committee, with reference to its Act No. A14 of 28th February 2002, received memoranda dated 10th and 23rd September 2002 from Mr. S. Pallot, Senior Legal Adviser, regarding the delegated authority in respect of the temporary release of prisoners from H.M. Prison, La Moye. It noted that the authority did not permit the Prison Governor to order the recall of a prisoner if he was satisfied that any of the conditions subject to which he or she had been released had been broken.

The Committee accordingly decided to revoke its Act No. A14 of 28th February 2002 and, in accordance with Article 36A of the States of Jersey Law 1966, as amended, to delegate to the Prison Governor, with immediate effect, its functions in accordance with paragraph (2) of Rule 73 of the Prison (Jersey) Rules 1957, as amended, as follows -

Legislation:	Prison (Jersey) Rules 1957, as amended, Rule 73 (2)
Delegate:	The Prison Governor
Function delegated:	The power to allow prisoners to be temporarily released from H.M. Prison, La Moye, and to recall him or her to prison.
Scope of delegation:	Notification to be submitted to the Home Affairs Committee at the earliest opportunity.

The Greffier of the States was requested to make the necessary arrangements for this Act to be presented to the States as a Rapport et Correspondance.”.