
SCOTTISH STATUTORY INSTRUMENTS

2006 No. 94

**The Prisons and Young Offenders
Institutions (Scotland) Rules 2006**

PART 4

PHYSICAL AND PERSONAL ENVIRONMENT

Entitlement of an untried prisoner to wear his or her own clothing

25.—(1) Subject to paragraph (2), every untried prisoner may wear his or her own clothing in prison and on those occasions when required or permitted to be outside the prison.

(2) Paragraph (1) does not apply to an untried prisoner where—

- (a) particular clothing may be required for the purposes of legal proceedings;
- (b) a medical officer considers that—
 - (i) the prisoner's clothing is prejudicial to the prisoner's health; or
 - (ii) special clothing is required on medical grounds;
- (c) the Governor considers that the prisoner's clothing—
 - (i) is in poor condition;
 - (ii) may be prejudicial to security, good order or discipline within the prison, or
 - (iii) is incompatible with the facilities at, or management of, the prison;
- (d) special or protective clothing is required for particular work or activities being undertaken by the prisoner; or
- (e) the entitlement of a prisoner to wear his or her own clothing has been forfeited under rule 119(1)(e).

(3) Where the Scottish Ministers consider, in relation to any prison to which these Rules apply, that it is not appropriate to permit untried prisoners, or particular categories of untried prisoners, to wear their own clothing in that prison, they may specify in a direction that paragraph (1) shall not apply in relation to any untried prisoner, or any category of untried prisoner, in that prison.