
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 331

The Prisons and Young Offenders
Institutions (Scotland) Rules 2011

PART 8

COMMUNICATIONS

PRISON VISITS

Visits by police constables

68.—(1) Subject to paragraph (2), a police constable or a police member of the Scottish Crime and Drug Enforcement Agency or, as the case may be, the Director General of that Agency, may visit or see a prisoner for one or more of the following purposes—

- (a) to interview the prisoner, provided the prisoner is willing to be interviewed;
- (b) to identify the prisoner;
- (c) to charge the prisoner with an offence.

(2) A police constable or a police member of the Scottish Crime and Drug Enforcement Agency may only visit or see a prisoner under paragraph (1) on production of the written authority of—

- (a) a procurator fiscal or a Chief Constable, in the case of a police constable; or
- (b) the Director General of the Scottish Drug Enforcement Agency, in the case of a police member of the agency.

(3) A visit to a prisoner in terms of paragraph (1)(a) may take place in such area of the prison and under such conditions as the Governor may specify except that such a visit must take place—

- (a) within the sight of an officer; and
- (b) outwith the hearing of an officer unless the prisoner or the visitor requests otherwise.