



# Prisons (Scotland) Act 1989

## 1989 CHAPTER 45

### *Confinement and treatment of prisoners*

#### **[<sup>F1</sup>10] Place of confinement of prisoners.**

- (1) A prisoner may be lawfully confined in any prison.
- (2) Prisoners shall be committed to such prisons as the Secretary of State may from time to time direct, and may be moved by the Secretary of State from any prison to any other prison.
- (3) The foregoing provisions of this section are without prejudice to section 11 of this Act and section 241 of the [<sup>F1</sup>1975 Act] (transfer of prisoner in connection with hearing of appeal).]

#### **Textual Amendments**

**F1** S. 10 substituted (1.10.1993) by [1993 c. 9, s.22](#) (with ss. 5(1), 6(1), 10, 27 and 47(2), Sch. 6 paras. 1, 2, 6 and 7); [S.I. 1993/2050, art. 3\(4\)](#).

By [1995 c. 40, ss. 5, 7\(2\)](#), [Sch. 4 para. 86\(2\)](#) it is provided (1.4.1996) that for the words “1975 Act” where they occur in [1993 c. 9](#) there shall be substituted “1995 Act”

#### **Modifications etc. (not altering text)**

**C1** S. 10 excluded (18.9.1998) by [S.I. 1998/2251, art. 16\(5\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Prisons (Scotland) Act 1989, Section 10.