

## STATUTORY INSTRUMENTS

# 1999 No. 728

## The Prison Rules 1999

### PART II

### PRISONERS

#### RELIGION

#### Religious denomination

**13.** A prisoner shall be treated as being of the religious denomination stated in the record made in pursuance of section 10(5) of the Prison Act 1952 <sup>M1</sup> but the governor may, in a proper case and after due enquiry, direct that record to be amended.

#### Marginal Citations

**M1** 1952 c. 52.

#### Special duties of chaplains and prison ministers

**14.—**(1) The chaplain or a prison minister of a prison shall [<sup>F1</sup>(or during a coronavirus period shall so far as reasonably practicable)]—

- (a) interview every prisoner of his denomination individually soon after the prisoner's reception into that prison and shortly before his release; and
- (b) if no other arrangements are made, read the burial service at the funeral of any prisoner of his denomination who dies in that prison.

(2) The chaplain shall [<sup>F2</sup>(or during a coronavirus period shall so far as reasonably practicable)] visit daily all prisoners belonging to the Church of England who are sick, under restraint or undergoing cellular confinement; and a prison minister shall do the same, as far as he reasonably can, for prisoners of his denomination.

(3) The chaplain shall [<sup>F3</sup>(or during a coronavirus period shall so far as reasonably practicable)] visit any prisoner not of the Church of England who is sick, under restraint or undergoing cellular confinement, and is not regularly visited by a minister of his denomination, if the prisoner is willing.

**F1** Words in rule 14(1) inserted (temp.) (15.5.2020) by virtue of [The Prison and Young Offender Institution \(Coronavirus\) \(Amendment\) \(No. 2\) Rules 2020 \(S.I. 2020/508\)](#), rule 1(1), [Sch. 1 para. 4\(a\)](#) (with rule 1(3))

**F2** Words in rule 14(2) inserted (temp.) (15.5.2020) by virtue of [The Prison and Young Offender Institution \(Coronavirus\) \(Amendment\) \(No. 2\) Rules 2020 \(S.I. 2020/508\)](#), rule 1(1), [Sch. 1 para. 4\(b\)](#) (with rule 1(3))

**F3** Words in rule 14(3) inserted (temp.) (15.5.2020) by virtue of [The Prison and Young Offender Institution \(Coronavirus\) \(Amendment\) \(No. 2\) Rules 2020 \(S.I. 2020/508\)](#), rule 1(1), **Sch. 1 para. 4(c)** (with rule 1(3))

### **Regular visits by ministers of religion**

**15.**—(1) The chaplain shall visit the prisoners belonging to the Church of England.

(2) A prison minister shall visit the prisoners of his denomination as regularly as he reasonably can.

(3) Where a prisoner belongs to a denomination for which no prison minister has been appointed, the governor shall do what he reasonably can, if so requested by the prisoner, to arrange for him to be visited regularly by a minister of that denomination.

### **Religious services**

**16.**—(1) The chaplain shall [<sup>F4</sup>(or during a coronavirus period shall so far as reasonably practicable)] conduct Divine Service for prisoners belonging to the Church of England at least once every Sunday, Christmas Day and Good Friday, and such celebrations of Holy Communion and weekday services as may be arranged.

(2) Prison ministers shall conduct Divine Service for prisoners of their denominations at such times as may be arranged.

**F4** Words in rule 16(1) inserted (temp.) (15.5.2020) by virtue of [The Prison and Young Offender Institution \(Coronavirus\) \(Amendment\) \(No. 2\) Rules 2020 \(S.I. 2020/508\)](#), rule 1(1), **Sch. 1 para. 5** (with rule 1(3))

### **Substitute for chaplain or prison minister**

**17.**—(1) A person approved by the Secretary of State may act for the chaplain in his absence.

(2) A prison minister may, with the leave of the Secretary of State, appoint a substitute to act for him in his absence.

### **Sunday work**

**18.** Arrangements shall be made so as not to require prisoners of the Christian religion to do any unnecessary work on Sunday, Christmas Day or Good Friday, or prisoners of other religions to do any such work on their recognised days of religious observance.

### **Religious books**

**19.** There shall, so far as reasonably practicable, be available for the personal use of every prisoner such religious books recognised by his denomination as are approved by the Secretary of State for use in prisons.

**Changes to legislation:**

There are currently no known outstanding effects for the The Prison Rules 1999, Cross Heading: RELIGION.