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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 331**

The Prisons and Young Offenders  
Institutions (Scotland) Rules 2011

PART 10

SECURITY

CONFINEMENT AND CUSTODY OF PRISONERS

**Special escorted leave**

**100.**—(1) In this rule, “special escorted leave” means a leave of absence from the prison of an eligible prisoner for the purpose of being escorted to his or her home or other approved place for a period not exceeding 2 hours, excluding travelling time.

(2) On the application of an eligible prisoner and subject to any direction made by the Scottish Ministers under paragraph (5), the Governor may grant special escorted leave to an eligible prisoner if he or she is of the opinion that it is appropriate to do so.

(3) In considering whether it is appropriate to grant special escorted leave to an eligible prisoner under this rule, the Governor must assess the risk that the prisoner may escape or pose a danger to the public.

(4) For the purposes of this rule, “eligible prisoner” means a prisoner who—

- (a) is either a life prisoner or a long-term prisoner;
- (b) is confined in a prison, or a category of prison, or a particular part of a prison, to which this rule applies; and
- (c) is and has been for at least 3 months assigned low supervision level.

(5) For the purposes of special escorted leave the Scottish Ministers may specify in a direction—

- (a) the prisons, categories of prisons, or parts of prisons to which this rule applies;
- (b) the manner in which the Governor must consider an application for special escorted leave;
- (c) the criteria about which the Governor must be satisfied before he or she may grant special escorted leave;
- (d) the conditions which may be imposed in relation to any grant of special escorted leave; and
- (e) the timing and duration of special escorted leave and the frequency with which it may be granted to an eligible prisoner.