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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 331**

**The Prisons and Young Offenders  
Institutions (Scotland) Rules 2011**

**PART 6**

**RELIGION**

**Practising religion or belief within prison**

**44.**—(1) Subject to the provisions of the Act, these Rules and any direction made under these Rules, every prisoner is entitled to—

- (a) observe the requirements and engage in the practices of their religion or belief;
- (b) possess religious books, items and materials for their own personal use which are appropriate to their religion or belief;
- (c) attend religious services or meetings arranged by members of the chaplaincy team; and
- (d) make a request to the Governor to see, or to speak to, an appropriate member of the chaplaincy team.

(2) The Governor must—

- (a) inform every prisoner of the facilities or arrangements which exist or may be made for the purposes of this rule;
- (b) provide such literature and other materials as the Governor considers appropriate for the purposes of paragraph (1)(a) and (b); and
- (c) as soon as practicable after a request made by a prisoner under paragraph (1)(d), notify the appropriate member of the chaplaincy team of the prisoner's request.

(3) The Governor may prevent a prisoner from attending a religious service or meeting arranged by the chaplaincy team if the Governor considers it is necessary to do so—

- (a) for the maintenance of good order and discipline within the prison;
- (b) in the interests of the safety of any person within the prison; or
- (c) for the protection of the health of any person within the prison.

(4) Any visit to a prisoner by a member of the chaplaincy team must be held outwith the sight and hearing of an officer except where—

- (a) the member or prisoner concerned requests otherwise; or
- (b) the Governor considers it would be prejudicial to the interests of security or safety for an officer not to be present.