



Offender Management Act 2007

CHAPTER 21

OFFENDER MANAGEMENT ACT 2007

PART 1

NEW ARRANGEMENTS FOR THE PROVISION OF PROBATION SERVICES

Probation purposes

- 1 Meaning of “the probation purposes”

Functions of the Secretary of State

- 2 Responsibility for ensuring the provision of probation services
- 3 Power to make arrangements for the provision of probation services
- 4 Restriction on certain arrangements under section 3
- 5 Power to establish probation trusts
- 6 Power to make grants for probation purposes etc
- 7 National standards for the management of offenders
- 8 Annual plans

Miscellaneous

- 9 Officers of providers of probation services
- 10 National framework for qualifications of officers
- 11 Abolition of local probation boards and transfers of property etc and staff
- 12 The inspectorate
- 13 Approved premises
- 14 Disclosure for offender management purposes
- 15 Power to repeal section 4

PART 2

PRISONS

Contracted out prisons and secure training centres

- 16 Power of search in contracted out prisons and secure training centres
- 17 Power of detention in contracted out prisons and secure training centres
- 18 Powers of authorised persons to perform custodial duties and search prisoners
- 19 Powers of director of a contracted out prison
- 20 Amendment of section 87 of the Criminal Justice Act 1991

Offences relating to prison security

- 21 Assisting a prisoner to escape
- 22 Conveyance of prohibited articles into or out of prison
- 23 Other offences relating to prison security
- 24 Offences under sections 40B to 40D of the Prison Act 1952: extension of Crown immunity

Other amendments of the Prison Act 1952

- 25 Removal of requirement to appoint a medical officer etc
- 26 Independent monitoring boards
- 27 Amendment of section 8A of the Prison Act 1952

PART 3

OTHER PROVISIONS ABOUT THE MANAGEMENT OF OFFENDERS

Polygraph conditions for certain offenders released on licence

- 28 Application of polygraph condition
- 29 Effect of polygraph condition
- 30 Use in criminal proceedings of evidence from polygraph sessions

Accreditation of programmes

- 31 Accreditation of programmes for purposes of programme requirements

Young offenders

- 32 Functions of Youth Justice Board
- 33 Detention and training orders: early release
- 34 Accommodation in which period of detention and training to be served
- 35 Escort arrangements

PART 4

SUPPLEMENTAL

- 36 Orders and regulations
- 37 Financial provisions
- 38 Power to make consequential and transitional provision etc
- 39 Minor and consequential amendments, transitionals, and repeals
- 40 Extent
- 41 Commencement

42 Short title

SCHEDULES

SCHEDULE 1 — Probation trusts: further provisions

- 1 Name and status
- 2 A probation trust is not to be regarded as the...
- 3 Membership and terms of appointment
- 4 (1) An appointed member holds and vacates office (and may...
- 5 Remuneration etc of members
- 6 Chief executive and other employees
- 7 (1) A probation trust may appoint such employees (in addition...
- 8 The determination of terms of employment under paragraph 6(2) or...
- 9 Proceedings and delegation
- 10 The validity of any proceedings of a probation trust is...
- 11 (1) A probation trust may authorise an appointed member, a...
- 12 General powers
- 13 Accounts and records
- 14 Duty to comply with directions

SCHEDULE 2 — Transfers of property etc and staff in connection with probation services arrangements

- 1 Transfer schemes: preliminary
- 2 Property transfer schemes
- 3 (1) This paragraph applies where a property transfer scheme is...
- 4 (1) Anything done by or in relation to the transferor...
- 5 Staff transfer schemes
- 6 (1) This paragraph applies to an employee of a probation...
- 7 (1) This paragraph applies where an employee of a probation...
- 8 (1) This paragraph applies to an individual who is to...
- 9 (1) Nothing in this Schedule prejudices any right of an...
- 10 (1) Where an employee's contract of employment with—

SCHEDULE 3 — Minor and consequential amendments

Part 1 — NEW ARRANGEMENTS FOR THE PROVISION OF PROBATION SERVICES

- 1 Race Relations Act 1976 (c. 74)
- 2 Interpretation Act 1978 (c. 30)
- 3 Crime and Disorder Act 1998 (c. 37)
- 4 Children Act 2004 (c. 31)
- 5 Local Government and Public Involvement in Health Act 2007

Part 2 — PRISONS

- 6 Prison Act 1952 (c. 52)
- 7 Race Relations Act 1976 (c. 74)
- 8 Employment Rights Act 1996 (c. 18)
- 9 Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)
- 10 Freedom of Information Act 2000 (c. 36)

Part 3 — DTOS: ACCOMMODATION

- 11 Prison Act 1952 (c. 52)
- 12 Army Act 1955 (3 & 4 Eliz. 2 c. 18)
- 13 Air Force Act 1955 (3 & 4 Eliz. 2 c. 19)
- 14 Naval Discipline Act 1957 (c. 53)

Status: This is the original version (as it was originally enacted).

- 15 Crime (Sentences) Act 1997 (c. 43)
- 16 Crime and Disorder Act 1998 (c. 37)
- 17 Armed Forces Act 2006 (c. 52)
 - Part 4 — ESCORT ARRANGEMENTS
- 18 Imprisonment (Temporary Provisions) Act 1980 (c. 57)
- 19 Criminal Justice and Public Order Act 1994 (c. 33)
- 20 In section 9 (powers and duties of custody officers employed...
- 21 In section 12 (escort arrangements and officers)—
- 22 In the sidenote to section 13 (protection of custody officers...
- 23 (1) In section 14(1) (wrongful disclosure of information relating to...
- 24 In section 15 (interpretation of sections 7 to 14), after...
- 25 In paragraph 2(1)(b) of Schedule 1, for “offenders” there is...
- 26 In paragraph 3 of Schedule 1— (a) in paragraphs (a)...

SCHEDULE 4 — Transitional and transitory provisions and savings

Part 1 — PROVISIONS RELATING TO PART 1

- 1 Compensation for certain former chief officers of local probation boards
- 2 Continuity of employment where chief officer is appointed chief executive of a probation trust
- 3 General saving for existing functions of the Secretary of State
- 4 Interpretation
 - Part 2 — PROVISIONS RELATING TO PART 2
- 5 Penalty for offences under sections 40C & 40D of the Prison Act 1952
 - Part 3 — PROVISIONS RELATING TO PART 3
- 6 Imprisonment of offenders aged 18 or over but under 21
- 7 Remand centres

SCHEDULE 5 — Repeals

Part 1 — PROBATION SERVICES

Part 2 — PRISONS

Part 3 — MISCELLANEOUS