



Prison Act 1952

1952 CHAPTER 52 15 and 16 Geo 6 and 1 Eliz 2

Offences

^{F1} _{F2} **Offences under sections 40B to 40D: extension of Crown immunity**

40F

- (1) An individual who—
 - (a) works at a prison;
 - (b) does not do that work as a servant or agent of the Crown; and
 - (c) has been designated by the Secretary of State for the purposes of this section, shall be treated for the purposes of the application of sections 40B to 40D as if he were doing that work as a servant or agent of the Crown.
- (2) A designation for the purposes of this section may be given—
 - (a) in relation to persons specified in the designation or persons of a description so specified; and
 - (b) in relation to all work falling within subsection (1)(a) or only in relation to such activities as the designation may provide.]]

Textual Amendments

- F1** Ss. 40D, 40E inserted (1.4.2008) by [Offender Management Act 2007 \(c. 21\)](#), **ss. 23(1)**, 41(1); S.I. 2008/504, art. 3(i)
- F2** S. 40F inserted (1.4.2008) by [Offender Management Act 2007 \(c. 21\)](#), **ss. 24**, 41(1); S.I. 2008/504, art. 3(j)

Changes to legislation:

Prison Act 1952, Section 40F is up to date with all changes known to be in force on or before 09 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 47(1A) inserted by [2012 c. 10 s. 129\(2\)](#)
- s. 47(1A) modified (temp.) by [2012 c. 10 s. 129\(10\)](#)
- s. 47(1A) modified (temp.) by [2012 c. 10 s. 129\(11\)\(a\)](#)
- s. 47(1A)(a) words inserted by [2015 c. 2 Sch. 9 para. 3\(3\)](#)
- s. 47(6) inserted by [2012 c. 10 s. 129\(3\)](#)
- s. 47A inserted by [2012 c. 10 s. 129\(4\)](#)
- s. 47A modified (temp.) by [2012 c. 10 s. 129\(11\)\(b\)](#)
- s. 55(4A) repealed by [2006 c. 13 s. 46\(2\)\(a\)Sch. 3](#)