
D I R E C T I O N S

**Scottish Prison Rules (Telephones – HMP Grampian) Direction
2019**

Made - - - - *4 November 2019*

The Scottish Ministers make the following Direction in exercise of the powers conferred by section 39 of the Prisons (Scotland) Act 1989(a) and rules 62 and 156 of the Prisons and Young Offenders Institutions (Scotland) Rules 2011(b) (“the Prison Rules”) and all other powers enabling them to do so.

Citation, commencement and application

1.—(1) This Direction may be cited as the Scottish Prison Rules (Telephones – HMP Grampian) Direction 2019 and comes into force at 1205 hours on 5 November 2019.

(2) This Direction applies only to HMP Grampian.

(3) Any reference in this Direction to a rule is a reference to the rule in the Prison Rules bearing that number.

(4) References in this Direction to prisons and prisoners are to be construed as including young offenders institutions and young offenders respectively unless otherwise specified or the context otherwise requires.

Interpretation

2. In this Direction—

“prisoner” is to be interpreted in accordance with rule 2(4);

“prisoner telephone” means a telephone specifically allocated by the prison for use by prisoners;

“the Principal Direction” means the Scottish Prison Rules (Telephones) Direction 2011;

(a) 1989 c.45; section 39 was amended by the Prisoners and Criminal Proceedings (Scotland) Act 1993 (c.9), section 24 and 25, Schedule 5, paragraph 6(6)(b) and Schedule 7, paragraph 1; by the Criminal Justice and Public Order Act 1994 (c.33), section 116(4); by the Criminal Procedure (Consequential Provisions) (Scotland) Act 1995 (c.40), Schedule 4, paragraph 75(4)(a); by the Crime and Disorder Act 1998 (c. 37), Schedule 8, paragraph 71 and Schedule 10, paragraph 1; and by the Management of Offenders (Scotland) Act 2019 asp 14, section 55(2) Section 39 is to be read with the following sections of the 1989 Act: 19 (as amended by the Criminal Justice (Scotland) Act 2003 asp 7, section 23(1) and by the Public Services Reform (Inspection and Monitoring of Prisons) (Scotland) Order 2015/39 art 2(8)(b)); 20A (which was added by the 1993 Act, section 23); 41(2B) (which was added by the 1994 Act section 153(3) and amended by the 2010 Act section 34(1)); 41B(1) (which was added by the 1994 Act, section 151(2) and amended by the 2005 Act, section 16); and 41C(1) (which was added by the Crime and Punishment (Scotland) Act 1997 (c.48), section 42). The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(b) S.S.I. 2011/331

Availability of prisoner telephones at HMP Grampian

3. Subject to the provisions of the Prison Rules and the Principal Direction, prisoner telephones must be made available for the use of prisoners in HMP Grampian at the following times:—

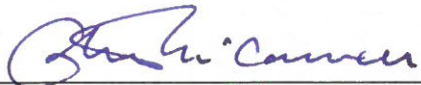
General times when prisoner telephones are available	
Location	Times
Monday to Friday	
Banff, Cruden, Ellon	0700-1700
Banff, Cruden, Ellon	1845-2030
Dyce (Separation and Care)	0830-1200
Dyce (Separation and Care)	1345-1730
Aberlour	Any time
Saturday & Sunday	
Banff, Cruden, Ellon	0830-1145
Banff, Cruden, Ellon	1345-1645
Dyce (Separation and Care)	0830-1200
Dyce (Separation and Care)	1345-1645
Aberlour	Any time

Revocation of previous directions

4. The Scottish Prison Rules (Telephones – HMP Grampian) Direction 2014 made on 27 February 2014 is revoked.

This direction consisting of this and the preceding page is subscribed as follows—

It is signed for and on behalf of the Scottish Prison Service, an executive agency of the Scottish Ministers at Edinburgh on 4 November 2019 by Colin McConnell, Chief Executive, before this witness, Sharon Lawson, Calton House, Redheughs Rigg, Edinburgh.

For the Scottish Prison Service: 

Witness: S Lawson