



Ministry of
JUSTICE

OFFICIAL SENSITIVE

Contract for the Provision of Learning and Skills at HMP & YOI Parc

SCHEDULE 7 – PRISONS



Contract for the Provision of Learning and Skills at HMP & YOI Parc

1. ACCESS TO THE PRISON

- 1.1 If Staff are required to have a pass for admission to the Prison the Authority, or the Custodial Operator on behalf of the Authority, shall, subject to satisfactory completion of approval procedures, arrange for passes to be issued. Any member of the Staff who cannot produce a proper pass when required to do so by any member of the Authority's or the Custodial Operator's personnel, or who contravenes any conditions on the basis of which a pass was issued, may be refused admission to the Prison or be required to leave the Prison if already there.
- 1.2 Staff shall promptly return any pass if at any time the Authority or the Custodial Operator so requires or if the person to whom the pass was issued ceases to be involved in the performance of the Services. The Contractor shall promptly return all passes on expiry or termination of the Contract.
- 1.3 Staff attending the Prison may be subject to search at any time. Strip searches shall be carried out only on the specific authority of the Authority or the Custodial Operator under the same rules and conditions applying to the Authority's or the Custodial Operator's personnel. The Contractor is referred to Rule 71 of Part IV of the Prison Rules 1999 as amended by the Prison (Amendment) Rules 2005 and Rule 75 of Part IV of the Young Offender Institution Rules 2000 as amended by the Young Offender Institution (Amendment) Rules 2005.
- 1.4 Searches shall be conducted only on the specific authority of the Authority or the Custodial Operator under the same rules and conditions applying to the Authority's or the Custodial Operator's personnel and/or visitors. The Contractor is referred to Section 8 of the Prison Act 1952, Rule 64 of the Prison Rules 1999 and PSI 67/2011.

2. SECURITY

- 2.1 Whilst at the Prison Staff shall comply with all security measures implemented by the Authority or the Custodial Operator in respect of staff and other persons attending the Prison. The Authority or the Custodial Operator shall provide copies of its written security procedures to Staff on request. The Contractor and all Staff are prohibited from taking any photographs at the Prison unless they have Approval and the Authority's or the Custodial Operator's representative is present so as to have full control over the subject matter of each photograph to be taken. No such photograph shall be published or otherwise circulated without Approval.
- 2.2 The Authority or the Custodial Operator may search vehicles used by the Contractor or Staff at the Prison.
- 2.3 The Contractor and Staff shall co-operate with any investigation relating to security which is carried out by the Authority or the Custodial Operator or by any person who is responsible for security matters on the Authority's behalf, and when required by the Authority or the Custodial Operator shall:
 - (a) take all reasonable measures to make available for interview by the Authority or the Custodial Operator any members of Staff identified by the Authority or the Custodial Operator, or by a person who is responsible for security matters, for the purposes of the investigation. Staff may be accompanied by and be advised or represented by another person whose attendance at the interview is acceptable to the Authority or the Custodial Operator; and



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- (b) subject to any legal restriction on their disclosure, provide all documents, records or other material of any kind and in whatever form which may be reasonably required by the Authority or the Custodial Operator, or by a person who is responsible for security matters on the Authority's behalf, for the purposes of investigation as long as the provision of that material does not prevent the Contractor from performing the Services. The Authority or the Custodial Operator may retain any such material for use in connection with the investigation and, as far as possible, may provide the Contractor with a copy of any material retained.

3. OFFENCES AND AUTHORISATION

- 3.1 In providing the Services the Contractor shall comply with PSI 10/2012 (Conveyance and Possession of Prohibited Items and Other Related Offences) and other applicable provisions relating to security as published by the Authority from time to time.
- 3.2 Nothing in the Contract is deemed to provide any "authorisation" to the Contractor in respect of any provision of the Prison Act 1952, Offender Management Act 2007, Crime and Security Act 2010, Serious Crime Act 2015 or other relevant legislation.