

Australian Capital Territory

Corrections Management (Police Interviews with Prisoners) Policy 2009

Notifiable instrument NI2009-140

made under the

***Corrections Management Act 2007*, section 14(1) (Corrections policies and operating procedures)**

1 Name of instrument

This instrument is the *Corrections Management (Police Interviews with Prisoners) Policy 2009*.

2 Commencement

This instrument commences on the day after it is notified.

3 Policy

I make the

POLICE INTERVIEWS WITH PRISONERS POLICY

attached to this instrument, to facilitate the effective and efficient management of correctional services.

James Ryan
Executive Director
ACT Corrective Services
25 March 2009



Alexander Maconochie Centre (AMC)



POLICE INTERVIEWS WITH PRISONERS POLICY

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Purpose

To outline the policy for police interviews of prisoners in the AMC.

Authority

Legislation

Corrections Management Act 2007, section 14.

Policy

Principles

A prisoner has the right to decline an interview with the Police. It is the prisoner's right to legal representation and the right to request a corrections officer to be present whilst being interviewed by Police.

When a request is received by the AFP (or another state or territory policing organisation) to interview a prisoner in ACT Corrective Services' custody, the corrections officer will ensure that the prisoner understands their right to legal representation. To facilitate this, the prisoner will be permitted to telephone their legal representative.

Prisoners may decline to have a legal representative present during the interview. Where a prisoner declines to be legally represented, the CO3 will ensure that the prisoner signs the Legal Representative at Police Interviews Form.

Police interviews will take place in the interview rooms in Visits, Admissions, or at another location agreed with the Deputy Superintendent.

Custody

Prisoners who are in ACTCS custody at the time of a police interview remain in the custody of ACTCS. When a prisoner is interviewed outside a correctional centre (for example, police station), corrections officers will conduct the escort in accordance with the *Prisoner Escorts Policy and Procedure*.

A corrections officer will be present or in the immediate vicinity at all times while the interview is being conducted to maintain the custody of the prisoner.

Forms and templates

Legal Representative at Police Interviews Form

Related policies and procedures

Prisoner Escorts Policy

Prisoner Escorts Procedure