Policy Directive 46
Art Produced by Prisoners

Legislation referred to:  
Prison Regulations 1982
Policy Directive 7 - Religious and Spiritual Activities
Policy Directive 42 – Prisoner Property
Policy Directive 56 - Production and Sales of Goods, Products and Services from Prison Industries
Policy Directive 69 – Management of Prisoner Money

Table of contents
1. Purpose ......................................................................................................................... 1
2. Definitions ..................................................................................................................... 1
3. Policy ............................................................................................................................. 1
4. Scope ............................................................................................................................. 1
5. Appendices ................................................................................................................... 2
6. Policy review ................................................................................................................ 2
7. Approved ...................................................................................................................... 2
8. Policy sponsor ............................................................................................................. 2
9. Contact person .......................................................................................................... 2
10. Amendment history .................................................................................................... 2

1. Purpose
The purpose of this Policy Directive and associated Procedures and Appendices are to provide a consistent, ethical and transparent process to govern the production, display, sale and/or disposal of Prisoner Arts.

2. Definitions

Prison Art  
Broadly includes visual arts (drawings, paintings, carvings, and sculpture), performing arts (plays, music, dance, choreography) and literature (poetry, books, and drama scripts).

Staff  
All Departmental employees, contracted staff, volunteers or other engaged service providers.

3. Policy
The Department recognises the intellectual property of prisoner artists and will uphold due process in this regard. Ownership of Prisoner Arts is largely determined by whether materials have been paid for by the Department or by the prisoner.

Measures regarding the sale and management of proceeds of Prisoner Arts, the conditions placed upon the public exhibition of Prisoner Arts and the ethical and transparent purchase of Prisoner Arts by staff will be detailed in Policy Directive 46 - Art Produced by Prisoners – Procedures.
4. **Scope**
This Policy Directive applies to all public and private prisons and is to be applied with reference to all relevant legislation.

5. **Appendices**
- Policy Directive 46 - Art Produced by Prisoners – Procedures
- Appendix 1 – Request to store or sign out prison art owned by a prisoner
- Appendix 2 – Prisoner Exhibition Entry Form
- Appendix 3 – Art Donation Consent Form
- Appendix 4 – Arts Asset Register

6. **Policy review**
This policy is to be reviewed on a triennial basis. Procedures and relevant appendices to this policy may be amended by the Deputy Commissioner Adult Custodial as necessary to reflect changes to prison processes.

7. **Approved**
Commissioner: [Signature]
Date: 6 March 2014

8. **Policy sponsor**
Assistant Commissioner Custodial Services

9. **Contact person**
Principal Operational Policy Officer

10. **Amendment history**

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