



# 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](#)

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### 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 Prison 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 Prison Arts, the conditions placed upon the public exhibition of Prison 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:



Date:

**6 March 2014**

## 8. Policy sponsor

Assistant Commissioner Custodial Services

## 9. Contact person

Principal Operational Policy Officer

## 10. Amendment history

Version	Approved	Effective from
1. First published	17 February 2004	Not available
2. Amended	7 March 2007	Not available
3. Amended	9 March 2008	Not available
4. Amended	10 October 2008	Not available
5. Amended – Policy and Procedures separated, reviewed	6 March 2014	4 April 2014