



Youth Custodial Rule 101

Distribution of Youth Custodial Rules and compliance with legislation

Legislation referred to: As per section 3.1 of this Youth Custodial Rule

1. Purpose

The [Young Offenders Act 1994](#) empowers the Chief Executive Officer to make rules for the management, control and security of a Youth Custodial Services (YCS) facility. Youth Custodial Rules apply to the management, control and security of detainees and management of officers employed by the Department of Corrective Services (the Department) to work in a YCS facility.

Youth Custodial Rules provide a policy framework reflecting and enforcing the intent of the [Young Offenders Act 1994](#) and other relevant legislation.

2. Scope

This Youth Custodial Rule applies to all YCS staff, volunteers and contractors and should be read in conjunction with all relevant Youth Custodial Rules, Standing Orders and Departmental policies and procedures.

3. Principles

3.1 Legislation

Legislation informing the content of the Youth Custodial Rules includes:

- [Young Offenders Act 1994](#) including the [Young Offender Regulations 1995](#)
- [Bail Act 1982](#)
- [Children and Community Services Act 2004](#)
- [Children's Court of Western Australia Act 1988](#)
- [Community Protection \(Offender Reporting\) Act 2004](#)
- [Consular Privileges and Immunities Act 1972](#) (Cth)
- [Coroners Act 1996](#)
- [Court Security and Custodial Services Act 1999](#)
- [Court Security and Custodial Services Regulations 1999](#)
- [Criminal Code Act Compilations Act 1913](#)
- [Criminal Investigations \(Identifying People\) Act 2002](#)
- [Equal Opportunities Act 1984](#)
- [Evidence Act 1906](#)
- [Financial Management Act 2006](#)
- [Freedom of Information \(FOI\) Act 1992](#)
- [Health Act 1911](#)

- [Inspector of Custodial Services Act 2003](#)
- [Misuse of Drugs Act 1981](#)
- [Occupational Safety and Health Act 1984](#)
- [Public Interest Disclosure Act 2003](#)
- [Prisons Act 1981](#)
- [Prisons Regulations 1982](#)
- [Police Act 1892](#)
- [Public Sector Management Act 1994](#)
- [Public Interest Disclosure Act 2003](#)
- [Unclaimed Money Act 1990](#)
- [Victims of Crime Act 1994](#)

3.2 Confidentiality

YCS staff shall not disclose or allow to be disclosed any Youth Custodial Rule restricted for distribution to 'staff only', or any information contained therein to any detainee or other person without the prior approval of the Superintendent or their delegate.

3.3 Distribution

The original signed Youth Custodial Rules shall be held by the Assistant Commissioner Youth Justice Services. Hard copies shall be issued to the following:

- Superintendent
- Assistant Superintendent (Operations)
- Assistant Superintendent (Specialist)
- Assistant Superintendent (Security)
- Shift Manager
- Gatehouse
- Incident Control Facility
- Detainee library (non-restricted only)

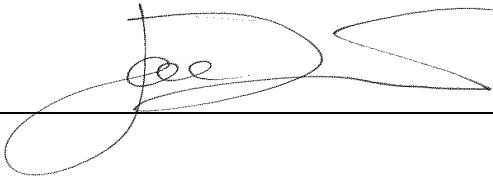
Other users of the Youth Custodial Rules shall be able to access a read-only copy of the signed Youth Custodial Rules on the Department's Intranet (CSinet) and a public read only copy shall be accessible on the Department's public website.

Approval


Rule made pursuant to Section 181 (1) of the *Young Offenders Act 1994* and *Young Offenders Regulations 1995*, by the Commissioner being the Chief Executive Officer of the Department of Corrective Services with the approval of the Minister for Corrective Services.

On the 13th day of March 2014

Minister



Commissioner



On the recommendation of the Deputy Commissioner Youth Justice Services and the Director Youth Custodial Services.



Deputy Commissioner
Youth Justice Services



Director
Youth Custodial Services

Version control

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