



**THE PENAL INSTITUTIONS REGULATIONS 1961,
AMENDMENT NO. 2**

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 17th day of December 1979

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 45 of the Penal Institutions Act 1954, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Penal Institutions Regulations 1961, Amendment No. 2, and shall be read together with and deemed part of the Penal Institutions Regulations 1961* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. Receipt of money to purchase gift for inmate—Regulation 35 of the principal regulations is hereby amended by inserting, after subclause (1), the following subclause:

“(1A) Notwithstanding anything in subclause (1) of this regulation, the Superintendent, or a responsible officer nominated by him for the purpose, may receive money from any person for the purpose of purchasing for an inmate any gift or gifts nominated by that person or the inmate, being an article or articles—

“(a) Approved for the purpose of this regulation by the Secretary by general order; or

“(b) Approved by the Superintendent in a particular case.”

3. Necessaries to be made available to remand inmate—The principal regulations are hereby amended by revoking regulation 162, and substituting the following regulation:

“162. The Superintendent shall, at the request of any inmate awaiting trial and at the expense of that inmate, make available to the inmate reasonable quantities of tobacco, and of food, clothing, and other necessities, for his own use.”

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations are made pursuant to section 45 of the Penal Institutions Act 1954, and amend the Penal Institutions Regulations 1961.

Clause 1 relates to the Title and commencement.

Clause 2 relaxes the present prohibition against the receipt by prison officers of money or articles on behalf of an inmate. It allows the Superintendent, or another officer nominated by him, to receive money for the purchase of gifts for an inmate.

Clause 3 prevents remand prisoners from receiving tobacco and other gifts directly from visitors. He will, however, be allowed to purchase such things for himself through the Superintendent.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 20 December 1979.

These regulations are administered in the Department of Justice.