COPP 6.10 Confinement

Youth Detention Centres

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| Principles In context of the [Australasian Juvenile Justice Administrators, Juvenile Justice Standards 2009](https://www.ayja.org.au/wp-content/uploads/2020/03/2009-AJJA-Juvenile-Justice-Standards-Part-1-and-2.pdf):  Children, young people and families are provided with information about their rights and responsibilities in the Justice system.  In context of the [Australian Human Rights Commission National Principles for Child Safe Organisations, 2019](https://dojwa.sharepoint.com/sites/intranet/department/standards/Pages/ops-standards.aspx):  Risk management strategies focus on preventing, identifying and mitigating risks to children and young people. |

Contents

[1 Scope 3](#_Toc149125511)

[2 Policy 3](#_Toc149125512)

[3 Procedure 4](#_Toc149125513)

[3.1 Good government, good order or security confinement 4](#_Toc149125514)

[3.2 Confinement 4](#_Toc149125515)

[3.3 BHYDC offence confinement 5](#_Toc149125516)

[3.4 Documentation 5](#_Toc149125517)

[3.5 Initial detainee information 5](#_Toc149125518)

[3.6 Notifications 6](#_Toc149125519)

[3.7 Health status 6](#_Toc149125520)

[3.8 Placement and monitoring 6](#_Toc149125521)

[3.9 Searches 7](#_Toc149125522)

[4 Detainee Confinement Management Plan 7](#_Toc149125523)

[4.1 Documentation 7](#_Toc149125524)

[4.2 Monitoring and welfare checks 8](#_Toc149125525)

[4.3 Access to health services 8](#_Toc149125526)

[4.4 Meals 8](#_Toc149125527)

[4.5 Movements 9](#_Toc149125528)

[4.6 Exercise 9](#_Toc149125529)

[4.7 Showers and clothing 9](#_Toc149125530)

[4.8 Visits 9](#_Toc149125531)

[4.9 Detainee support 10](#_Toc149125532)

[4.10 Property 10](#_Toc149125533)

[4.11 Radio and/or television 10](#_Toc149125534)

[4.12 Timetable 11](#_Toc149125535)

[4.13 Gratuities and canteen access 11](#_Toc149125536)

[4.14 Access to mail 11](#_Toc149125537)

[4.15 Education and hobby materials 11](#_Toc149125538)

[4.16 Work time 11](#_Toc149125539)

[4.17 Telephone access 11](#_Toc149125540)

[5 Completion of Confinement Period 11](#_Toc149125541)

[5.1 Process 11](#_Toc149125542)

[6 Annexures 13](#_Toc149125543)

[6.1 Related COPPs 13](#_Toc149125544)

[6.2 Definitions and acronyms 13](#_Toc149125545)

[6.3 Related legislation 15](#_Toc149125546)

[7 Assurance 15](#_Toc149125547)

[8 Document Version History 15](#_Toc149125548)

# Scope

This Commissioner’s Operating Policy and Procedure (COPP) applies to all Youth Detention Centre (YDC) Custodial Officers.

# Policy

Corrective Services is required to accommodate a range of detainees with varying security and or safety and wellbeing concerns and has an obligation to ensure the safety of all detainees, staff and public.

The Superintendent may order confinement to maintain the good government, good order or security of the YDC. Where an order has been made by the Superintendent to confine a detainee to maintain the good government, good order or security of the YDC a combination of confinement and a period of work time can be ordered. The period of work time shall be counted as confinement.

Confinement may also be ordered by the Superintendent or Visiting Justice (VJ) as a direct result of a hearing of a detention centre offence.

Prior to ordering a detainee confinement, where possible all alternative behaviour management strategies should be considered and exhausted prior to ordering confinement.

Confinement shall be conducted in a trauma informed manner, with consideration to Foetal Alcohol Syndrome Disorder (FASD) approaches and in a therapeutic manner which meets the risks and needs of the detainee and maintains the safety of detainees and staff.

Confinement shall be for the shortest time possible but not exceeding 24 hours if the order is made by the Superintendent or not exceeding 48 hours if the order is made by a VJ. Subsequent confinement orders shall not be re-ordered within a 48 hour period of the end of a previous order.

The Superintendent (or authorised officer) shall check the detainee’s medical status and alerts and ‘at risk’ status in the Total Offender Management Solution (TOMS) prior to the detainee being placed in confinement. Consideration of health requirements such as mental health, disabilities (inclusive of but not restricted to FASD, intellectual and physical) and pregnancy shall be taken into consideration prior to placing a detainee in confinement.

The area of confinement shall be designated by the Superintendent and may be within the detainees sleeping quarters or a designated cell.

# Procedure

## Good government, good order or security confinement

### The Superintendent (or authorised officer) sanctioned by an instrument in writing signed by the Superintendent) is authorised to order the confinement of a detainee to maintain the good government, good order or security of the Detention Centre[[1]](#footnote-1).

### Custodial Officers shall manage detainee behaviour in accordance with [COPP 6.1 –Behaviour Management](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Senior Officer (or authorised officer) shall discuss with the Superintendent and the Assistant Superintendent Operations the management and/or strategies implemented to maintain the good government, good order or security of the YDC.

### The Superintendent may consider and order additional management strategies prior to ordering confinement which takes into account the provision of supports available to the detainee, assessment of strategies used in line with any known disabilities including FASD, intellectual or physical and mental health.

### Where the Superintendent deems the management or strategies unsuccessful, they may order a period of confinement.

### When ordering confinement to maintain the good government, good order or security of the YDC, the Superintendent shall order confinement for the shortest time that is appropriate in the circumstances but must be for a period not exceeding 24 hours.

### The Superintendent may order a combined period of confinement and a period of worktime as part of the confinement order made in order to maintain the good government, good order or security of the Detention Centre.[[2]](#footnote-2).

### The period of worktime shall be counted as confinement[[3]](#footnote-3).

### The detainee will be informed by a Senior Officer of Superintendents order of confinement in a manner understood by the detainee, inclusive of the time ordered to be spent in confinement and if worktime is approved.

## Confinement

### Confinement may be utilised for short periods to interrupt a cycle of behaviour and provides the opportunity for detainees reflect on their behaviour and assists with the ongoing good government, good order or security of the YDC.

### Custodial Officer’s may instruct detainees to place themselves in their own cell to manage instances of inappropriate behaviour where other behaviour management actions have proved ineffective.

### Detainee cell furniture and electrical privileges shall remain in cell during time out in the detainee’s cell where applicable unless the detainee is at-risk.

### Any removal of cell furniture or electrical privileges shall be recorded by the Custodial Officer as an incident report on TOMS in accordance with [COPP 8.1 – Incident Reporting](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### Custodial Officers shall inform the Unit Manager immediately where confinement has been instructed.

### The Unit Manager (or authorised officer) shall document the reason for the confinement and include details of the detainee time in and out of cell confinement in the unit log book, TOMS and where appropriate the individual management Personal Support Plan (PSP) – Accommodation and Placement.

### Where a detainee refuses to comply with a confinement request, the Custodial Officer shall counsel the detainee with the reasons for the request, the time period of conferment and process for addressing non-compliance to allow opportunity for the detainee to comply.

### Where a detainee still refuses to comply the Custodial Officer shall call a ‘code green’.

## BHYDC offence confinement

### Detention centre offences shall be in accordance with s170 the *Young Offenders Act 1994* and [COPP 6.4 – Offences and Charges](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### Confinement for detention centre offences shall only be on the order of the Superintendent or VJ.

### Confinement shall be for the shortest time that is appropriate in the circumstances but must be for a period not exceeding 24 hours if the order is made by the Superintendent or not exceeding 48 hours if the order is made by a VJ.

## Documentation

### The Superintendent or VJ (where applicable) shall document the confinement order in TOMS or on the Charge against Detainee Form.

### Documentation of the order shall include if the order is in response to a detention centre offence or to maintain the good government, good order or security of the YDC.

## Initial detainee information

### The Superintendent shall determine if a detainee requires a translator or interpreter where a period of confinement has been ordered. Organising a translator or interpreter shall be in accordance with [COPP 2.2 – Cultural and Religious Requirements](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Superintendent (or authorised officer) shall explain to the detainee immediately prior to commencing a period of confinement and in a manner that is understood by the detainee:

1. the reasons and length of time for confinement
2. support available during confinement
3. expectations and management during confinement.

### The Superintendent (or authorised officer) explaining the order shall ensure the detainee understands the order by providing opportunity for the detainee to ask questions.

### The Superintendent (or authorised officer) shall ensure every effort to provide and explain information to the detainee has been made in a manner which the detainee may understand. Detainees who are not able to communicate in spoken and/or written English shall be made aware of their right to communicate in their preferred language.

### The detainee may not appeal a confinement order made by the Superintendent as the *Young Offenders Act 1994* and *Young Offenders Regulations 1995* provides no provisions to appeal a decision to confine for the good government, good order or security of the YDC.

## Notifications

### The Superintendent shall notify the Deputy Commissioner Women and Young People via telephone and email when ordering confinement and on completion of the confinement period.

### The Unit Manager where the detainee is to be confined shall be responsible for informing the detainees’ responsible adult and documenting the information in the TOMS and where appropriate the Individual Management personal Support Plan (PSP) – Accommodation and Placement.

## Health status

### The Superintendent (or authorised officer) shall check the detainee’s medical status, medical alerts and ‘at risk’ status in TOMS prior to the detainee being placed in confinement.

### Where the Superintendent (or authorised officer) has concerns in regard to the detainee’s medical status, medical alerts and/or at risk status, Health Services (HS) Nursing staff, Psychologist and/or Medical Practitioner shall be contacted for further advice.

## Placement and monitoring

### Where a detainee has been ordered a period of confinement, the detainee shall be subject to continuous monitoring for the first 30 minutes of confinement.

### The first 30 minute monitoring is the commencement time of confinement. This will also allow for the Superintendent to allocate a relevant cell and for the preparation of a management plan, refer Detainee Confinement Management Plan on TOMS.

### After the first 30 minutes the detainee shall be monitored in accordance with the Detainee Confinement Management Plan.

### The Superintendent (or authorised officer[[4]](#footnote-4)) shall determine, allocate and communicate to the relevant Unit Manager the cell to be designated for confinement, cells for confinement shall be:

1. of appropriate size
2. sufficiently ventilated and lit
3. where detainees can be safely confined without injury to their health.

### The Superintendent (or authorised officer) shall allocate in TOMS the location of the cell to be utilised for confinement.

### A mattress and appropriate bedding shall be provided.

### The Custodial Officer shall check the cell designated by the Superintendent for items which may cause injury to the detainee’s health prior to the detainee being placed in the cell and shall remove items which may potentially cause injury to the detainee and inform the Unit Manager (or authorised officer)

### The Unit Manager (or authorised officer) shall authorise removal of the items or for the items to remain.

### The Custodial Officer shall document removal and storage of any items on TOMS.

### Where the items belongs to the detainee the Custodial Officer shall inform the detainee of the removal and document and store the items in accordance with [COPP 4.1 – Property](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

## Searches

### Searches shall be conducted in accordance with the relevant searches COPP.

# Detainee Confinement Management Plan

## Documentation

### The Superintendent (or authorised officer) shall inform the Assistant Superintendent Operations (or authorised officer) where a detainee has received an order of confinement.

### The Assistant Superintendent Operations (or authorised officer) shall develop a detainee confinement management plan that is reflective of the detainees known disabilities including FASD, intellectual or physical and mental health risks and needs.

### The plan shall be documented on the Detainee Confinement Management Plan on TOMS.

### The Superintendent may consider and endorse additional support for the detainee from internal and external supports inclusive of a responsible adult. Refer to [COPP 6.1 Behaviour Management](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Superintendent shall endorse the detainee confinement management plan on TOMS.

### The Assistant Superintendent Operations (or authorised officer) shall explain the detainee confinement management plan to the detainee, the Assistant Superintendent Operations (or authorised officer) explaining the plan shall ensure the detainee understands the requirements by providing opportunity for the detainee to ask questions.

### The Assistant Superintendent Operations (or authorised officer) shall ensure every effort to provide and explain information to the detainee has been made in a manner which the detainee may understand.

## Monitoring and welfare checks

### The Custodial Officer, after the first 30 minutes shall monitor the detainee in accordance with the relevant management plan endorsed by the Superintendent.

### From initial placement of the detainee the Custodial Officer of the area where the detainee is confined shall check the detainee every hour in addition to the scheduled welfare checks.

### The Officer in Charge (OIC) of the unit on night shift, once detainees are secured in cell, shall ensure welfare checks commence. This may vary depending on the detainee (i.e. 15/15, 15/30, 15/60)

### Custodial Officer’s, Unit Manager and OIC shall engage in regular communication with a detainee in confinement.

### Custodial Officer’s shall be vigilant in monitoring and checking detainees who may have a heightened risk of self- harm or suicide and shall manage detainees in accordance with [COPP 7.4 – Detainees at Risk of Self Harm or Requiring Additional support and Monitoring](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Custodial Officer shall conduct and document welfare checks, unless specified differently in a management plan.

## Access to health services

### Detainees in confinement shall have normal access to HS and Psychological Services.

### External health appointments shall be managed in accordance with [COPP 10.3 – Absences](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Unit Manager where the detainee is to be confined shall inform the Nurse Manager (or authorised officer) of the confinement order.

## Meals

### Meals shall be taken in the detainees cell or as endorsed by the Superintendent.

### The Assistant Superintendent Security shall determine the type of utensil the detainee shall use at meal times inconsideration of the detainees presentation and risk to self.

### The Custodial Officer shall account for utensils following meals.

### Cling wrap is not to be issued to the detainee with any meal and shall be removed prior to issuing the meal to the detainee.

## Movements

### The Assistant Superintendent Security (or authorised officer) shall determine the movement requirements for the detainee during the period of confinement if required.

## Exercise

### Where confinement has been ordered to maintain the good government, good order or security of the YDC. A detainee whose confinement is for 12 hours or longer is entitled to at least one hour of exercise each 6 hours during unlock hours[[5]](#footnote-5).

### Detainees confined following a detention centre offence shall be entitled to fresh air, exercise for a period of at least 30 minutes every 3 hours during unlock hours[[6]](#footnote-6).

### Any exercise with other detainees shall be endorsed by the Superintendent.

## Showers and clothing

### The Unit Manager shall allow the detainee to shower daily.

### Detainees shall dress in YDC issued clothing.

### Where an incident has occurred and non-tear clothing has been issued, the Custodial Officer shall document this in TOMS.

### The Custodial Officer shall encourage the detainee to re-dress in circumstances where detainee removes their clothing and then refuses to re-dress.

### The Custodial Officer shall document in TOMS and the occurrence book all circumstances where a detainee refuses to dress or removes clothing.

## Visits

### During weekdays the Superintendent (or authorised officer from the Senior Management Team) shall visit the detainee in confinement daily. The visit shall be documented in TOMS and the unit occurrence book.

### The OIC shall visit the detainee in confinement daily on weekends (or public holidays). The visit shall be documented in TOMS and the unit occurrence book.

### Social and official visits require consideration and endorsement by the Superintendent (or authorised officer) prior to the visit occurring.

### Where a request for a visit has been made, the Unit Manager shall contact the Superintendent (or authorised officer) with the details of the type of visit (social or official), the person visiting and the date and time of the visit.

### The Superintendent (or authorised officer) shall consider the application and determine where applicable, the location where the visit shall be conducted.

### The Superintendent (or authorised officer) shall notify the relevant staff, visitor and detainee and document the outcome in TOMS.

### Where the Superintendent has endorsed a visit for a detainee such visitors shall be processed in accordance with the relevant YDC [Social and Official Visits COPPs](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

## Detainee support

### The Superintendent (or authorised officer) may organise additional support for the detainee from staff including (but not limited to):

1. Health, Counselling and Psychology Services
2. Chaplaincy
3. Aboriginal Welfare Officers
4. Responsible Adult.

### Additional external support through social and/or official visitors shall be considered in accordance with section 4.8.

## Property

### Where item (s) from the cell where confinement is ordered are removed during the period of confinement the Custodial Officer shall document the item (s) in TOMS and the occurrence book.

### Where the item (s) belongs to the detainee the Custodial Officer shall document and store the item (s) in accordance with [COPP 4.1 – Property](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Custodial Officer shall inform the detainee of the reasons why the items are being removed.

### The detainee may request property in storage during a period of confinement in accordance with [COPP 6.6 – Requests, Complaints and Feedback](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The completed form shall be sent by the Custodial Officer to the Unit Manager.

### The Unit Manager shall send the request to Superintendent (or authorised officer) for consideration.

### The Superintendent (or authorised officer) shall consider the request and provide a response to the Unit Manager.

### The Unit Manager (or authorised officer) shall inform the detainee of the outcome.

### The Unit Manager (or authorised officer) shall action requests approved by the Superintendent in accordance with [COPP 4.1 – Property](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

## Radio and/or television

### Approval of access to radio or television shall be subject to the Superintendents endorsement.

## Timetable

### The Assistant Superintendent Security (or authorised officer) shall devise and document the detainee daily timetable and record into the Detainee Confinement Management Plan.

## Gratuities and canteen access

### The Superintendent shall determine access to canteen and gratuities while the detainee is in confinement and record into the Detainee Confinement Management Plan.

## Access to mail

### Detainees shall be allowed normal access to mail including writing materials for privileged mail. Mail shall be managed in accordance with [COPP 11.1 – Communication](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

## Education and hobby materials

### Access to education and hobby materials shall be endorsed by the Superintendent and recorded in the Detainee Confinement Management Plan.

## Work time

### Where an order has been made by the Superintendent to confine a detainee to maintain the good government, good order or security of the YDC, a combination of confinement and a period of work time can be ordered.

### The period of work time shall be counted as confinement.

### The Superintendent shall inform the Assistant Superintendent Operations where a period of work time is to be counted as confinement.

### The Superintendent shall determine the hours and type of work to be counted as confinement.

### The Assistant Superintendent Operations shall document the hours and type of work to be counted as confinement on the detainee confinement management plan on TOMS.

## Telephone access

### The detainee shall be allowed access to telephones in accordance with [COPP 11.1 – Communication](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

# Completion of Confinement Period

## Process

### The Custodial Officer shall document the time the confinement order ended on TOMS and inform the Unit Manager (or authorised officer).

### The cell allocated for confinement shall be ceased as a confinement cell in TOMS. The Unit Manager (or authorised officer) shall determine the placement of the detainee following confinement and allocate the cell on TOMS.

### The Unit Manager (or authorised officer) shall explain to the detainee that the confinement period has been completed. Where required, organising a translator shall be in accordance with [COPP 2.2 – Cultural and Religious Requirements](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### The Unit Manager (or authorised officer) shall document on TOMS in the detainee offender notes, the removal of the detainee from the confinement cell.

### The Unit Manager (or authorised officer) shall inform the Superintendent when the detainees’ confinement order has been completed.

### The Superintendent may consider a period of exercise for the detainee at the end of the confinement order and inform the Unit Manager (or authorised officer).

### Additional support for the detainee shall be organised as required inclusive of Peer Support, Aboriginal Welfare Officers, Health and Psychological Services and others as identified and approved by the Superintendent.

### Where appropriate, the detainee shall return to their pre-confinement timetable and unit.

### The Superintendent (or authorised officer) shall inform the Deputy Commissioner Women and Young People on completion of the confinement order.

### Custodial Officers shall be vigilant in monitoring and checking detainee’s post-confinement who may have a heightened risk of self- harm or suicide and shall manage detainees in accordance with [COPP 7.4 – Detainees at Risk of Self Harm or Requiring Additional support and Monitoring](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

### Detainees have the right to provide feedback and/or complain in accordance with [COPP 6.6 – Requests, Complaints and Feedback](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx).

# Annexures

## Related COPPs

* [COPP 2.2 – Cultural and Religious Requirements](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 4.1 – Property](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 6.1 – Behaviour Management](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 6.4 – Offences and Charges](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 6.6 – Requests, Complaints and Feedback](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 7.4 – Detainees at Risk of Self Harm or Requiring Additional support and Monitoring](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 9.6 – Searches](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 10.3 – Absences](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [COPP 11.1 – Communication](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [BHYDC COPP 11.2 – Social and Inter facility Visits](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [BHYDC COPP 11.3 – Official Visits](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [Unit 18 COPP 11.2 – Social Visits](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)
* [Unit 18 COPP 11.3 – Official Visits](https://dojwa.sharepoint.com/sites/intranet/prison-operations/Pages/bhdc-copps.aspx)

## Definitions and acronyms

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| Term | Definition |
| Authorised Officer | An officer authorised by the Superintendent to conduct a function / or activity from this COPP. This authorisation will be made in writing and recorded. |
| Chaplain | A person who is contracted by the Department to provide a funded service and facilitate chaplaincy work and religious activities within the Detention Centre. |
| Commissioner’s Operating Policy and Procedure (COPP) | Operational Instruments that provide instructions to staff how the relevant legislative requirements are implemented. |
| Code Green | Response to minor incidents where the recovery team is required to attend an area for a non-emergency. |
| Confinement | The period during unlock hours in which a detainee is subject to confinement in their sleeping quarters or a designated cell. |
| Culturally and Linguistically Diverse (CaLD) | Groups and individuals who differ according to religion, language and ethnicity and whose ancestry is other than Aboriginal or Torres Strait Islander, Anglo Saxon or Anglo Celtic. |
| Detainee | Means a person who is detained in a detention centre as defined in section 3 of the *Young Offenders Act 1994*. |
| Foetal Alcohol Spectrum Disorder (FASD) | A diagnostic term used to describe impacts on the brain and body of individuals prenatally exposed to alcohol. |
| Personal Support Plan (PSP) | An individually tailored management plan which involves input and oversight from a Multi-disciplinary team, to assist staff in the consistent management of detainees exhibiting dysregulated behaviour and to inform staff of a detainee’s special needs. |
| Public Service Officer | An officer employed in the State Government Public Service, subject to Part 3 of the *Public Sector Management Act 1994* and includes such officers and other persons as are necessary to implement or administer this Act. |
| Responsible Adult | From the *Young Offender Act 1994 :* in relation to a young person, means a parent, guardian, or other person having responsibility for the day to day care of the young person but does not include a person who the regulations may provide is not a responsible adult. |
| Senior Officer | A Youth Custodial Officer who is substantive to this rank, or a Unit Manager, or Youth Custodial Officer acting in the capacity of Senior Officer, appointed by the Chief Executive Officer with reference to section 11 of the *Young Offenders Act 1994* |
| Staff | Any person or officer of the Department of Justice, including a Public Service Officer, Youth Custodial Officer or an employee of a particular class; and any contractor who provides services to the Department of Justice. |
| Superintendent | In accordance with section 3 of the *Young Offenders Act 1994, ‘*The person in charge of a detention centre’ |
| The Department | The department of the Public Service principally assisting the Minister in the administration of the *Young Offenders Act 1996* |
| Total Offender Management Solution (TOMS) | The computer application used by the Department of Justice for the management of detainees in custody. |
| Unit Manager | A Youth Custodial Officer substantive to this rank or Youth Custodial Officer acting in the capacity of Unit Manager, appointed by the Chief Executive Officer with reference to section 11 of the *Young Offenders Act 1994*. |
| Visiting Justice (VJ) | A person appointed in accordance with section 166 and 168 of the *Young Offender Act 1994.* |
| Work Time | For the purposes of this COPP, are duties carried out by a detainee at the direction of the Superintendent or authorised officer whilst under a period of confinement in accordance with r 78(1) of the *Young Offenders Regulations 1995.* |
| Youth Custodial Officer | An officer with custodial functions, appointed under section 11(1) of the *Young Offenders Act 1994*; or a person who is appointed under section 11(1a)(a) as a custodial officer. This includes but is not limited to Youth Custodial Officers, Unit Managers and Senior Officers. |
| Youth Detention Centre | A gazetted detention centre declared by the Minister to be a detention centre to accommodate male and female, remanded or sentenced detainees. Refer to section 13 of *Young Offenders Act 1994.* |

## Related legislation

* *Young Offenders Act 1994*
* *Young Offenders Regulations 1995*

# Assurance

It is expected that:

* The YDC will undertake local compliance in accordance with the [Compliance Manual](https://dojwa.sharepoint.com/search/Pages/results.aspx?k=operational%20compliance&ql=3081).
* The Women and Young People Branch, Head Office will undertake management oversight as required.
* Monitoring and Compliance Branch will undertake checks in accordance with the [Operational Compliance Framework.](https://dojwa.sharepoint.com/search/Pages/results.aspx?k=operational%20compliance&ql=3081)
* Independent oversight will be undertaken as required.

# Document Version History

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| --- | --- | --- | --- | --- |
| Version no | Primary author(s) | Description of version | Date completed | Effective date |
| 1.0 | Operational Policy | Approved by the A/Director Operational Compliance and Contracts | 24 February 2021 | 12 April 2021 |
| 2.0 | Operational Policy | Approved by the A/Director Operational Compliance and Contracts | 15 February 2023 | 15 February 2023 |
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| Approved by the Deputy Commissioner  Operational Support | 15 November 2023 |

1. r 78 (1) of the *Young Offenders Regulations 1995* [↑](#footnote-ref-1)
2. r 78 (2) of the *Young Offender Regulations 1995* [↑](#footnote-ref-2)
3. r 78 (2) of the *Young Offender Regulations 1995* [↑](#footnote-ref-3)
4. S 197 of the *Young Offenders Act 1994* [↑](#footnote-ref-4)
5. r 79 (4) of the *Young Offender Regulations 1995* [↑](#footnote-ref-5)
6. r 76 (3) of the *Young Offender Regulations 1995* [↑](#footnote-ref-6)