

SPSO decision report



Case: 201004027, Scottish Prison Service
Sector: Scottish Government and devolved administration
Subject: exercise in the open air; complaints handling
Outcome: not upheld, no recommendations

Summary

Mr C complained that he was refused access to the prison exercise yard. He also said that when exercising he and certain other prisoners were treated differently from the majority of prisoners in terms of when they were allowed to return to the residential hall. He complained that there was delay and a failure to implement remedial action in respect of his complaint. We obtained all the relevant policies and procedures and obtained information from the SPS about the complaints. We found that accounts of the event relating to access to the yard differed and there was not enough evidence to be able to say what had happened. We found that the SPS had provided a reasonable explanation of the differences in treatment, and that there had been no unreasonable delay in dealing with issues arising from the complaint. We also noted that the SPS had taken action as a result of the complaints.