

SPSO decision report

Case: 201203261, Scottish Prison Service
Sector: Scottish Government and devolved administration
Subject: placements
Outcome: not upheld, no recommendations

Summary

Mr C, who is a prisoner, complained because he was unhappy with the prison's decision to remove his community access.

The prison took the decision to remove Mr C's community access because they had received intelligence (adverse information obtained by SPS that affects an individual prisoner) about him. Our investigation satisfied us that the prison had used their judgement in taking the decision to remove Mr C's community access. In doing so, they took a discretionary decision (a decision that they were entitled to make). We cannot question such a decision unless there is evidence of poor administration in taking it. As this was a decision that the prison were entitled to take, and there was no evidence of anything wrong in the way it was made, we did not uphold Mr C's complaint.