

## SPSO decision report

**Case:** 201603321, Scottish Prison Service  
**Sector:** Scottish Government and devolved administration  
**Subject:** behaviour related programmes (including access to)  
**Outcome:** not upheld, no recommendations

### Summary

Mr C complained that the Scottish Prison Service (SPS)'s handling of his position on the waiting list for an offending behaviour programme had been unreasonable. He was temporarily transferred to prison in England and because of this, Mr C said that he was removed from the waiting list in error. Mr C also said that when he returned to Scotland, his name was put back on to the waiting list but it was put back in the wrong position.

The SPS explained that when a prisoner is no longer in their custody, the electronic system updates and automatically removes the individual from any programme waiting lists. They also confirmed that when Mr C returned to custody, the system was notified and he was automatically returned to the waiting list. The SPS also confirmed that Mr C's position on the waiting list was in line with the relevant policy.

We were satisfied that what happened in Mr C's case was normal practice and in line with relevant policy. We did not uphold Mr C's complaint.