

Action Plan – David Marsh. HMP Channings Wood . NC . 24/06/2018

No	Recommendation	Accepted/Not Accepted	Response	Target date for completion and function responsible
1	The Governor should ensure that all staff undertaking risk assessments for prisoners taken to hospital understand the legal position and that assessments fully take into account the health of a prisoner and are based on the actual risk the prisoner presents at the time.	Accepted	Staff completing risk assessments have been briefed in December 2018 and provided with guidance regarding the legal position specifically that the health of a prisoner presented at the time of the escort justifies the level of restraints, within the guidance of the National Security Framework and Local security Strategy.	Completed Head of Ops
2	The Executive Director of Public Sector Prisons South should ensure that guidance to establishments about the use of restraints reflects the legal position.	Accepted	A letter from the Executive Director of the Public Sector Prisons South was issued to Prison Group Directors including HMP Channings Woods on the 6 December 2018. The letter sets out the legal judgment with instructions for staff to adhere to the judgement and for the levels of restraint used on prisoners to at all times be proportionate to the perceived security risks and to be balanced by considerations of care and decency for the prisoner. The instructions also include the need for dynamic risk assessments and that the use of restraints is kept under review for prisoners' stay at hospital.	Complete Executive Director