

Transfer to Adult Corrections

When to use this procedure

This procedure is used when:

1. The Centre Manager, in consultation with the Manager, Court Logistics, Classification and Placements assesses that a detainee meets the criteria and is suitable for consideration for transfer to an adult correctional centre *or*
2. A detainee 18 years and older requests a transfer to an adult correctional centre *or*
3. * A detainee 18 years and 1 month or older, is admitted into a juvenile justice centre and has previously been detained as an inmate in an adult correctional centre for a period of, or periods totalling, more than 4 weeks *or*
4. * An inmate who is currently, or has previously been, detained as an inmate in a correctional centre (other than a juvenile correctional centre) for a period of, or periods totalling, more than 4 weeks

* It is envisaged that the number of detainees in the above 2 categories will decrease in line with changes to Section 9A of the *Children (Detention Centre) Act 1987*.

Before using this procedure

Criteria for determining the suitability of the transfer of older detainees from detention centres to correctional centres

Process for detainees who have previously been, detained as an inmate in a correctional centre (other than a juvenile correctional centre) for a period of, or periods totalling, more than 4 weeks

Process for persons who are, detained as an inmate in a correctional centre (other than a juvenile correctional centre) for a period of, or periods totalling, more than 4 weeks

Note: If a detainee is transferred from court to an adult correctional facility the Assistant Manager Client Services (AMCS) or Duty Manager in the absence of the AMCS, is to within 24 hours:

- [REDACTED]

Start using this procedure

Your responsibilities

Find your role. Find what you need to do.

Role	When required	Responsibilities
All Staff	Always	All steps
Admissions	Always	All Steps
Unit Manager	Always	All Steps
Centre Psychologist	Always	All Steps
Assistant Manager (Generalist)	Always	All Steps
Assistant Manager (Client Services)	Always	All Steps
Centre Manager	Always	All Steps
Manager, Court Logistics, Classification and Placements	Always	All Steps
Chief Executive	Always	All Steps

Procedural steps

Role	Responsibilities
All staff	<p>Criteria for determining the suitability of the transfer of older detainees from detention centres to correctional centres</p> <p>Note:</p> <ul style="list-style-type: none"> The Chief Executive is the only person delegated to make such an order. Assessment does not indicate a view by the Chief Executive. No one is to express a view as to what the Chief Executive may or may not decide. Juvenile Justice Staff involved in supporting and or assisting the detainee during this process must not express their personal opinion on possible outcomes to the detainee. It is the detainee's legal representative's responsibility to provide advice and support to the detainee in this process. <p>Process for detainees being considered for transfer to an adult correctional centre (at the detainee's written request).</p> <ul style="list-style-type: none"> This section applies to a person, 18 years of age or older, subject to a detention order currently on remand or subject to a control order. Under this section the detainee can make a request to the Chief Executive for a transfer to an adult correctional centre. Where a detainee requests to be transferred to an adult correctional centre, this request must be taken seriously and dealt with

[Redacted]

[Redacted]

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

[Redacted]

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

Note: Juvenile Justice staff involved in supporting and or assisting the detainee during this process **must not** express their personal opinion on possible outcomes to the detainee. It is the detainee's legal representative's responsibility to provide advice and support to the detainee in this process.

2) A detainee 18 years and older requests a transfer to an adult correctional centre

On being made aware that a detainee would like to transfer to an adult correctional centre:

- [Redacted]
 - [Redacted]
- [Redacted]

- [REDACTED]
- [REDACTED]
- [REDACTED]

[REDACTED]

- [REDACTED]
- [REDACTED]

3) A detainee 18 years and 1 month or older, is admitted into a juvenile justice centre and has previously been detained as an inmate in an adult correctional centre for a period of, or periods totalling, more than 4 weeks

[REDACTED]

- [REDACTED]
- [REDACTED]

[REDACTED]

- [REDACTED]
- [REDACTED]

- [REDACTED]
- [REDACTED]
- [REDACTED]

4) An inmate who is currently, or has previously been, detained as an inmate in a correctional centre (other than a juvenile correctional centre) for a period of, or periods totalling, more than 4 weeks

[REDACTED]

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

[REDACTED]

[REDACTED]

- [REDACTED]

[REDACTED]

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

■ **A detainee 18 years and older requests a transfer to an adult correctional centre**

On being made aware that a detainee would like to transfer to an adult correctional centre:

- [REDACTED]

[Redacted text block]

[Redacted text block]

- [Redacted list item]
- [Redacted list item]
- [Redacted list item]
- [Redacted list item]
- [Redacted list item]
- [Redacted list item]
- [Redacted list item]
- [Redacted list item]
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- [Redacted list item]

[Redacted text block]

- [Redacted list item]
- [Redacted list item]
- [Redacted list item]

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

3) A detainee 18 years and 1 month or older, is admitted into a juvenile justice centre and has previously been detained as an inmate in an adult correctional centre for a period of, or periods totalling, more than 4 weeks

An inmate who is currently, or has previously been, detained as an inmate in a

correctional centre (other than a juvenile correctional centre) for a period of, or periods

totalling, more than 4 weeks

- [REDACTED]
- [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]

4) An inmate who is currently, or has previously been, detained as an inmate in a correctional centre (other than a juvenile correctional centre) for a period of, or periods totalling, more than 4 weeks

[Refer to process](#)

	<p>5) A detainee is discharged from court to an adult correctional facility</p> <ul style="list-style-type: none">■ [REDACTED]
<p>Manager Court Logistics, Classification and Placement</p>	<p>1) The Centre Manager, in consultation with the Manager, Court Logistics, Classification and Placements assesses that a detainee meets the criteria and is suitable for consideration for transfer to an adult correctional centre</p> <p>[REDACTED]</p> <ul style="list-style-type: none">■ [REDACTED] <p>[REDACTED]</p> <p>[REDACTED]</p> <ul style="list-style-type: none">■ [REDACTED]■ [REDACTED]■ [REDACTED] <p>[REDACTED]</p> <ul style="list-style-type: none">■ [REDACTED]■ [REDACTED]■ [REDACTED] <p>[REDACTED]</p> <ul style="list-style-type: none">■ [REDACTED]■ [REDACTED]■ [REDACTED] <p>[REDACTED]</p> <ul style="list-style-type: none">■ [REDACTED]

[REDACTED]

2) A detainee 18 years and older requests a transfer to an adult correctional centre

[REDACTED]
[REDACTED]

- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

- [REDACTED]
[REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]

3) A detainee 18 years and 1 month or older, is admitted into a juvenile justice centre and has previously been detained as an inmate in an adult correctional centre for a period of, or periods totalling, more than 4 weeks

On receiving confirmation that a detainee, 18 years and 1 month or older, has been an inmate in an adult correctional centre for a period of, or periods totalling, more than 4 weeks:

- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]
- [REDACTED]
[REDACTED]

	<ul style="list-style-type: none"> ■ [REDACTED] <ul style="list-style-type: none"> ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] <p>[REDACTED]</p> <p>[REDACTED]</p> <ul style="list-style-type: none"> ■ [REDACTED] <ul style="list-style-type: none"> ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] <p>4) Process for persons who are, detained as an inmate in a correctional centre (other than a juvenile correctional centre) for a period of, or periods totalling, more than 4 weeks</p> <p>On being advised an inmate that is currently being detained in an adult correctional centre has outstanding juvenile matters:</p> <ul style="list-style-type: none"> ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p>
Chief Executive	<p>After taking all the available information into account</p> <ul style="list-style-type: none"> • make a decision on the recommendation to transfer the detainee to an adult correctional centre. • Provide a determination with be in writing to the detainee.
Centre Counsellor	<ul style="list-style-type: none"> • [REDACTED]

	<ul style="list-style-type: none"> • Provide support to the detainee if requested or where necessary.
Unit Manager	<p>[REDACTED]</p> <p>[REDACTED]</p> <ul style="list-style-type: none"> ■ [REDACTED] <p>[REDACTED]</p> <p>[REDACTED]</p>
Assistant Manager (G)	<p>Procedures for the process for detainees being considered for transfer to an adult correctional centre</p> <p>If a detainee is approved to be transferred to an adult correctional centre:</p> <ul style="list-style-type: none"> ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]
Admissions Staff	<p>Procedures for the process for detainees being considered for transfer to an adult correctional centre</p> <p>[REDACTED]</p> <ul style="list-style-type: none"> ■ [REDACTED] ■ [REDACTED] ■ [REDACTED] ■ [REDACTED]

Legislation

CHILDREN (DETENTION CENTRES) ACT 1987

Change log

Date	Reason for change	Details of change
11/02/10	<i>Detainee Transfer</i>	<i>This form, to be completed every time a</i>

	<i>Notification- Operations- Discharge Summery</i>	<i>detainee is transferred to an adult correctional facility, is to provide information in regards to any risks/alerts associated with the young person.</i>
<i>1 September 2011</i>	<i>Review Legislation</i>	<i>Update legislation and add link to Act</i>