

OFFENDER PRIVACY STATEMENT

Appendix

Version: 02

Implement date: 28 October 2015

Availability: Public

Your personal information held by Queensland Corrective Services (QCS)

QCS collects, holds and adds to personal information about offenders while in custody and/or under community supervision (e.g. on probation, parole, DPSOA or other court order). Personal information is collected at the commencement of an order or on entering a correctional facility.

Queensland Corrective Services is bound to manage personal information under the Information Privacy Act, 2009.

Personal information is:

- *Information or an opinion about an individual who is, or can reasonably be, identified from that information or opinion, whether true or not and whether recorded in a material form or not, that is entered onto a database. (e.g. Integrated Offender Management System - IOMS).*

Personal information held by QCS can include information about offence/s and sentence, behaviour in prison or under supervision, education and programs, employment, breaches and incidents, and psychological and other assessments to name a few.

'Collection' under the Act is collecting personal information from the person that it is about.

Personal information can also be received from other sources including the police, the courts and other government and non-government agencies in Queensland, nationally and internationally.

Use of personal information

Personal information about offenders is used by QCS to enable safe and humane containment, supervision and rehabilitation of offenders in line with legislative requirements and policy and procedures. Some examples of when personal information is used may include;

- to maintain the security and good order of a correctional centre or QCS office;
- the safety of other offenders, visitors, staff or members of the public;
- decision making around visits, reporting requirements and parole residential conditions;
- risk management;
- law enforcement ;
- the management of legal issues (e.g. claims, proceedings, inquests or inquiries);
- to investigate breaches or incidents or to assist the Chief Inspector , Official Visitor or Crime and Corruption Commission (CCC) or similar bodies investigations;
- for departmental administrative purposes or to improve QCS' procedures;
- for the management of orders from courts, tribunals, inquiries, Parole Boards or other authorities;
- to make decisions under legislation (e.g. transfer, classification, parole, and leave of absence;
- for QCS and service provider training or research.

Disclosure of personal information

QCS may disclose the personal information it holds to other State, interstate, Commonwealth and international government Ministers, Departments or entities (e.g. organisations that provide offender services) and in some circumstances, to individuals (e.g. the police, courts, the Ombudsman, Crimes and Corruption Commission (CCC), Department of Communities, educational institutions, the Public Trustee, the Taxation Office, agencies involved in extradition matters, the Electoral Commission, and legal services).

'Individual' means, for example, a power of attorney or adult guardian of the offender, or other persons that an offender nominates to receive information about them. Also included could be a victim of crime, a person who brings a legal action against an offender, a potential employer or a sponsor /s for a parole application.

ADVICE TO OFFENDERS EFFECT OF PRISON SENTENCE AFTER SUSPENSION OR CANCELLATION OF A PAROLE ORDER

There is an expectation by the community, the courts and corrective services that when released to either a court ordered parole order or a parole order approved by a parole board you will comply with the conditions of the order and that you will complete your orders of imprisonment in the community without contravention.

If you contravene a condition of your parole order it may be suspended or cancelled. It is therefore important that you understand the consequences of remaining in the community following the suspension or cancellation of your parole order. The expression "remaining in the community" also means any time spent in custody in another State or country.

Background

A parole order may be suspended by delegated Queensland Corrective Services staff for a period of up to 28 days. When the parole order is suspended a warrant of arrest is issued and a report is written to the Parole Board providing the reasons for the suspension. The report must be considered by the board within the suspension period. The board may then:

- direct that the 28-day suspension be lifted; or
- suspend the parole order for a further period; or
- cancel the parole order.

If the parole board decides either to further suspend or cancel your parole order and you are still in the community, it will issue its own warrant for arrest and this warrant can be served upon you even after your parole order has expired.

If your parole order is suspended or cancelled

You will be considered to be unlawfully at large for any period of time that you remain in the community following the suspension or cancellation of your parole order until you are returned to custody (including police custody). When you are returned to custody your sentence calculation will be adjusted by adding the period of time not served to the term of imprisonment you were serving at the time your parole order was suspended or cancelled. While the adjustment will not affect your actual period of imprisonment it will change the fulltime date of your sentence to account for the time that you did not serve while you remained at large.

If your parole order is automatically cancelled

Any period of time that you remain in the community after committing an offence is regarded as time not served against your sentence if you are subsequently convicted of that offence and sentenced to a period of imprisonment that is not wholly suspended, ordered to be served as an intensive corrections order, or if the sentence was to the rising of the court.

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YOUR RIGHTS WHILE ON SUPERVISION

Appendix

Version: 01

Implement date: 18/07/2014

Availability: Public

1. You have certain basic human entitlements. You are entitled to respect and to recognition of any special needs that you may have (refer *Corrective Services Act 2006* section 3).
2. You will be supervised by a probation and parole officer. Your officer will make sure you are complying with the order and take action if you are not (such action may include but is not limited to a warning, a formal censure, a return to court or, if subject to a parole order, a return to custody). You will be treated fairly and with dignity. You are expected to behave in the same way.
3. ~~You can apply to have your order changed or (except for a parole order) revoked. You will need to have a good reason. Get advice from your solicitor or discuss the matter with your supervising officer.~~
4. Queensland Corrective Services will not routinely disclose to anyone information about you without your written permission: however there are exceptions (refer *Corrective Services Act 2006* section 341).
5. Your complaints about supervision will be investigated. Discuss the problem first with your supervising officer. If the problem cannot be resolved, you can make an appointment to see the district manager (or nominee).

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PROPERTY ACCOMPANYING
A VISITOR AS A **HAND IN**

SECURE / OPEN CUSTODY

(please circle)



Queensland Government
Department of Corrective Services

N4 / 36

Correctional Facility 02057

Prisoner Name _____

Visitor Name _____

Address _____

Phone No. _____ Signature _____

Quantity/Item Description	Quantity
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Destination _____

Date / /