

## SPSO decision report

**Case:** 201406410, Scottish Prison Service  
**Sector:** Scottish Government and devolved administration  
**Subject:** Prohibited and Unauthorised Articles  
**Outcome:** not upheld, no recommendations

### Summary

Mr C complained that he had been placed on report for possessing two unauthorised DVDs, despite them not being specifically listed as unauthorised. Mr C also complained that he had then been punished a second time by having his community access withdrawn by the risk management team.

We found that, under prison rules, the prison had the discretion to deem the DVDs as unauthorised. We also found that the disciplinary process and the risk management process are separate and the prison was entitled to use both of them. Therefore, we did not uphold Mr C's complaints.