

[LEGAL NOTICE NO. 48]

CORRECTIONS SERVICE ACT 2006

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**FIJI CORRECTIONS SERVICE  
COMMISSIONER'S ORDER NO. 028**

**OFFENCES AGAINST DISCIPLINE**

IN exercise of the powers conferred on me by section 10(1)(b) of the Corrections Act 2006,  
I hereby make this Order—

**1. INTRODUCTION**

- 1.1 Any officer who commits any of the following offences shall be guilty of an offence against discipline.

**2. OFFENCES**

- (1) Incites, instigates, connives or solicits directly or otherwise any form of mutiny or sedition amongst officers of the Fiji Corrections Service or prisoners to create disrepute or remove the superior authority of the Fiji Corrections Service or uses traitorous or disloyal words;
- (2) is disrespectful in word, act or demeanour to any of his or her superior officers;
- (3) wilfully disobeys any lawful order;
- (4) is guilty of drunkenness;
- (5) drinks intoxicating liquor whilst on duty for which he or she has been detailed;
- (6) parades for duty for which he or she has been specially detailed, under the influence of liquor;
- (7) absents himself or herself without leave;
- (8) sleeps at his or her post or leaves it without authority before being regularly relieved, except in fresh pursuit of any person whom it is his or her duty to apprehend;
- (9) being under arrest or confinement, leaves or escapes from arrest or confinement before he or she is set at liberty by proper authority;
- (10) neglects or refuses to assist in the apprehension of any person whom it is his or her duty to apprehend;
- (11) allows any prisoner who is committed to his or her charge, or whom it is his or her duty to keep or guard, to escape;

- (12) offers unwarranted violence to any person in his or her custody;
- (13) is guilty of cowardice;
- (14) discharges any arms without just cause or orders;
- (15) without reasonable cause fails to present himself or herself for duty at the time appointed by his or her superior officer;
- (16) pawns, sells, loses by neglect, makes away with, wilfully or by neglect damages, or fails to report any damage, to any arms, ammunition, equipment, clothing or other appointment supplied to him or her, or any other public property committed to his or her charge;
- (17) appears on duty out of uniform, or improperly or slovenly dressed, or dirty;
- (18) malingers, feigns, or wilfully produces any disease or infirmity;
- (19) is guilty of wilful misconduct, or wilfully disobeys, whether in hospital or otherwise, any orders and by means of such misconduct or disobedience he or she produces or aggravates any disease or infirmity or delays its cure;
- (20) incurs debt beyond his or her means;
- (21) refuses or, by culpable neglect, omits to make, sign or send any report or return which it is his or her duty to make, sign or send;
- (22) knowingly makes any false accusation against any other officer of the Fiji Corrections Service or against any prisoner;
- (23) takes part in any professional sport without lawful authority;
- (24) engages without the consent of the Commissioner in employment other than as an officer of the Fiji Corrections Service;
- (25) is unduly familiar with any prisoner;
- (26) assists or connives with any prisoner in having or obtaining any prohibited article, or otherwise engages in such trafficking;
- (27) without the consent of the Commissioner has any interest, direct or indirect, in any contract for the supply of any article to any prisoner or for the use of any prisoner or for use in any prison;
- (28) receives any fee or gratuity from any prisoner, visitor to any prison, person whom he or she knows to be an ex-prisoner, or any friend of any prisoner;
- (29) has any business dealings with any prisoner;
- (30) enters any prisoner's cell contrary to the provisions of the Act, or any orders;
- (31) allows any unauthorised person to communicate with any prisoner;
- (32) neglects to guard, supervise or attend any prisoner under his or her charge;
- (33) carelessly searches, or neglects to search, any person whom he or she is required to search;

- (34) carelessly searches or examines, or neglects to search or examine any cell or ward, or any fastenings thereof, or any bedding or clothing, which he or she is required to examine or search;
- (35) allows dirt to accumulate in any wards, cells, passages or other places under his or her charge;
- (36) omits to report any misconduct, breach of rules, or omission of duty in himself or herself, or any other officer of the Fiji Corrections Service;
- (37) in any way obstructs the duties of any other officer of the Fiji Corrections Service;
- (38) is disobedient of, or negligent in carrying out, any other of the provisions of the Act or Regulations or Orders, not expressly mentioned, or any lawful order of any superior officer or other person in authority connected with any prison; or
- (39) is guilty of any other act, conduct, disorder or neglect to the prejudice of good order or discipline.

This Order comes into force on 29 April 2011.

Made this 29th day of April 2011.

I. VASU  
Commissioner of Fiji Corrections Service