



**REPUBLIC OF NAURU  
GOVERNMENT GAZETTE  
PUBLISHED BY AUTHORITY  
EXTRAORDINARY**

No. 88

22<sup>nd</sup> April, 2020

Nauru

G.N.No. 261/2020

**National Disaster Risk Management Act 2016  
National Disaster Risk Management (National Emergency for the Management and Minimisation of the  
Impacts of Coronavirus (COVID-19) Regulations 2020  
Order No. 4/2020**

**Section 26;  
Regulation 31**

**RULES FOR REMAND CENTRE**

**PURSUANT** to the powers vested in me under *Regulation 31, I, Lionel Rouwen Aingimea, MP*, Minister for National Emergency Services, do hereby **MAKE** the following Rules for the occupation and use of the Remand Centre for the purposes of the Coronavirus (COVID-19):

**1. Objective of the Rules**

The purpose and the objective of these Rules are to supplement the *National Disaster Risk Management (National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19) Regulations 2020* to maintain peace and order at all times in or around the Remand Centre and to ensure the safety of health of the remand inmates both at the principal Remand area at the Correctional Centre and also the Remand Centre.

**2. Remand Centre**

The former Correctional Centre at Yaren is declared the Remand Centre with effect from 9<sup>th</sup> April 2020 for the accommodation:

- (a) of accused persons who may be subject to screening or observation purposes for Coronavirus (COVID-19) and remanded by an order of the Court; or
- (b) for other persons required to be detained by the Nauru Police Force for a maximum period of 24 hours permitted under the *Constitution* pending investigation;
- (c) for other persons who may have come into contact with any persons referred to in subrules (a) and (b) with or without any contact tracing for the purposes of screening and observation.

**3. Occupants to acquire knowledge of Remand Centre**

All persons required under Rule 2 to be held in or stay in the Remand Centre must be provided with and familiarised with these Rules, other written laws pertaining to the Coronavirus (COVID-19) and the health and safety instructions provided by health practitioners or any authorised person.

G.N.No. 261/2020 (Cont'd)

#### **4. Occupants to provide personal details**

- (a) All occupants must provide the following personal details to an authorised person:
- (i) full name;
  - (ii) residential and email addresses;
  - (iii) mobile number; and
  - (iv) full name and mobile number of emergency contact.
- (b) Where necessary, an occupant must provide the names and contacts of persons that such occupant had been in close contact with prior to being moved to the Remand Centre.
- (c) The details provided by an occupant to an authorised person must be kept confidential and only used for official purposes.

#### **5. Obligations of occupants**

All occupants must:

- (a) comply with the *Declaration of National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19)*, Regulations, Orders and these Rules;
- (b) comply with all reasonable instructions and directions of the authorised persons;
- (c) refrain from obtaining or possessing any prohibited items or such items that may not be authorised to be brought in or retained by any occupant;
- (d) not bring into, obtain or consume any intoxicating substances or drugs in the Remand Centre;
- (e) refrain from using any offensive, abusive or derogatory words, language or gestures;
- (f) maintain high level of hygiene as may be directed by a health practitioner or any authorised officer – that is, wash hands regularly with water and soap, cough and sneeze into elbow and not hands, and maintain safe distance from other occupants;
- (g) not damage or destroy any property in the Remand Centre;
- (h) submit to medical examination on request of a health practitioner on site; and
- (i) report to the Correctional Officers or any authorised person any actual or suspected cases of violence or any type of assault.

G.N.No. 261/2020(Cont'd)

## **6. Clothing**

- (a) All occupants may wear clothing of their own if and insofar as it is suitable and clean.
- (b) Subject to Rule 10(b), Correctional officers may arrange for sufficient clean clothing to be brought for occupants from their families.

## **7. Necessities**

- (a) All occupants shall be provided with adequate food and water as is provided in the principal remand area at the Correctional Centre.
- (b) Correctional officers shall ensure the dietary or religious needs of persons occupying the Remand Centre are met.

## **8. Social distancing**

- (a) Where social distancing is directed by a health practitioner or an authorised officer, the occupants must be kept separately in individual remand blocks or cells.
- (b) Where a health practitioner or authorised officer requires a person to maintain absolute isolation in a closed room, the occupant must comply with the same for his or her own safety and that of the other occupants.
- (c) Spitting through the locked cells' doors or windows is strictly prohibited.

## **9. Prohibition of smoking**

Smoking is prohibited in the Remand Centre.

## **10. Visitors not allowed**

- (a) Visitors are not permitted at the Remand Centre except for the requirements under the *Correctional Services Act 2009*.
- (b) Where occupants' families or friends intend to provide personal effects, food or other edible items, these must be given to a Correctional officer at the reception area, who must deliver the same to the respective occupant at a time fixed by the Chief Correctional Officer.
- (c) Where necessary, the Correctional officers will use their discretion to allow occupants to be able to be in contact with their family members through telephone calls.
- (d) Occupants may be permitted to have phone calls with a duration of one hour 3 times a week.

G.N.No. 261/2020(Cont'd)

### **11. Authorised persons**

- (a) For the purposes of safety of health, no person, other than Correctional officers and authorised persons are allowed to enter the Remand Centre.
- (b) Authorised persons must carry with them photo identification cards or approved passes at all times.
- (c) The Correctional officers and authorised persons must at all times be equipped with personal protective equipment when entering the Remand Centre for their own safety of health and that of the occupants or other authorised persons.

### **12. Prohibited items**

- (a) An occupant shall not acquire, obtain, possess or supply to another occupant any of the following items:
  - mobile phone;
  - personal stereos and earphones;
  - any item which may be used as a weapon;
  - cigarettes;
  - alcohol;
  - intoxicating substances or drugs;
  - lighter, matches or any flammable substance used to light a fire;
  - pressurised spray canister;
  - paint;
  - glue;
  - oil;
  - camera;
  - data storage device;
  - a device that includes a modem or other device enabling it to transmit data to or from a network of computers;
  - pornographic material.
- (b) A Correctional officer or authorised person may confiscate any prohibited item found in the possession of an occupant.

### **13. Responsibilities of Correctional officers and authorised officers**

The Correctional officers and authorised officers at all times must:

- (a) not have, control, provide or hide prohibited items or engage in any activity that may risk or endanger the safety and wellbeing of others in the Remand Centre;
- (b) report to the Chief Correctional Officer any actual or suspected cases of violence or any type of assault;
- (c) perform any screening, searching and checking of bags and service vehicles in an appropriate manner;
- (d) ensure that any person entering or exiting the Remand Centre must be recorded;
- (e) provide assistance when required or where necessary to an occupant or other authorised person;

G.N.No. 261/2020(Cont'd)

- (f) not remove any property from the Remand Centre including those belonging to the occupants;
- (g) maintain a safe distance from the occupants; and
- (h) comply with any directions or instructions given by the Chief Correctional Officer or health practitioners at the Remand Centre.

#### **14. Prohibition on photographs, filming, recording and social media**

- (a) Photographing, filming, livestreaming or any other means of taking images or pictures is strictly prohibited at the Remand Centre by any person.
- (b) Publishing, tweeting, uploading stories on IMO and Facebook or conveyance in any other digital form including social and mass media, of any person, or activity in the Remand Centre is not permitted by any person.

#### **15. Confidentiality**

All persons at the Remand Centre must maintain confidentiality of any person who may be infected by the virus or are required to remain in the Remand Centre.

#### **16. Incident Reports**

- (a) All Correctional officers and authorised officers must be vigilant and assist with identifying safety and security breaches.
- (b) Where an incident is observed, the matter must be reported to the Chief Correctional Officer immediately and an incident report must be completed as soon as practicable.

#### **17. Use of reasonable force**

The Correctional officers and authorised officers may take such reasonable action or use reasonable force where necessary for the purposes of maintaining peace and order at the Remand Centre.

#### **18. Medical Assistance**

- (a) Health practitioners from the Department of Health and Medical Services will provide necessary medical assistance at the Remand Centre.
- (b) The Correctional officers and authorised officers must report any person who reports sick or shows any symptoms of sickness which includes fever, cough, tiredness and difficulty breathing (*symptoms of the virus*) to the health practitioners for immediate medical examination and treatment.
- (c) The Correctional officers or authorised officers must assist the health practitioners on their daily checks of the occupants.

G.N.No. 261/2020(Cont'd)

**19. Complaints procedure**

- (a) A remand inmate, who has any complaint, may make such complaint to the Chief Correctional Officer or the Registrar of the Courts.
- (b) Except for the remand inmates, all other occupants may make their complaints to a Correctional officer or the supervisor of the security on duty.

The keeping of any persons in the Remand Centre is limited to 14 days or as directed by a health practitioner and where necessary, an order of the Court.

Dated this 22<sup>nd</sup> day of April 2020

**HON. LIONEL ROUWEN AINGIMEA, MP**  
**MINISTER FOR NATIONAL EMERGENCY SERVICES**

---