Contents

List of figures	vi
List of tables	viii
Acknowledgements	xi
List of abbreviations	xiii
Introduction	xv
Institutions, actors and trends in imprisonment	1
Discourses and discursive struggles	26
Classification: the core of the prison system	51
Transfers and careers: reinforcing classification	82
Regimes: the power of the governors and the marginalisation of other professionals	106
Petitions to the Secretary of State: handling requests and settling grievances?	137
The Prisons Inspectorate: monitoring regimes and improving standards?	159
The European Convention on Human Rights: protecting prisoners' rights?	182
Recent developments in penal policy: towards enterprising managerialism	214
Conclusion: discourse, power and justice	239
Notes	248
List of cited cases	260
References	262
Index	273
	Acknowledgements List of abbreviations Introduction Institutions, actors and trends in imprisonment Discourses and discursive struggles Classification: the core of the prison system Transfers and careers: reinforcing classification Regimes: the power of the governors and the marginalisation of other professionals Petitions to the Secretary of State: handling requests and settling grievances? The Prisons Inspectorate: monitoring regimes and improving standards? The European Convention on Human Rights: protecting prisoners' rights? Recent developments in penal policy: towards enterprising managerialism Conclusion: discourse, power and justice Notes List of cited cases References

Figures

1.1	The inner core of the prison system	8
1.2	The inner core and outer penumbra of the prison	
	system	10
1.3	The politically accountable prison system	11
1.4	The politically accountable prison system in context	12
1.5	The criminal justice system as it applies to prisons	14
1.6	Simplified model of the criminal justice system as it	
	relates to prisons	15
1.7	The location of penal establishments	25
2.1	Explanatory and interpretive arguments in	
	'conservative thought'	30
2.2	Characteristic features of three competing forms	
	of 'ends' discourse	41
2.3	Different models of organisation and their	
	distinctive characteristics	44
2.4	Characteristic features of three competing forms of	
	'means' discourse	46
2.5	Discourse matrix for the Scottish prison system	46
4.1	Referral of life-sentence cases to the Parole Board	97
4.2	Procedure for reviewing parole applications from	J.
	life-sentence prisoners following a favourable	
	recommendation by the LRC	101
5.1	Regime at Peterhead, 1986	108
5.2	Progressive hierarchy of prisons, 1987	111
_		111

6.1	Different characteristics of accountability in different means discourses	138
8.1	Administrative procedure followed in Scottish cases to ECHR	195
9.1 9.2	'Old' discourse matrix 'New' discourse matrix	237 237

Tables

1.1	Changes in the absolute and relative use of available penalties, 1897 and 1978	16
1.2	Prison populations in Western Europe, as at	10
	1 September 1988	17
1.3	Prison receptions and mean periods of detention in 1988	18
1.4	Trends in average daily population and in receptions, 1970–88	19
1.5	Comparison of average daily population in 1971 and 1986	20
1.6	Changes in average daily population, 1984-8	20
1.7	Roles of prison establishments in 1987	22
3.1	Data relating to meetings of the National	
	Classification Board, January 1985–June 1987	59
3.2	Decisions of National Classification Board, January	
	1985-June 1987	60
3.3	Disposals at five pre-Grand Design meetings of the	
	National Classification Board, 1986 and early 1987	61
3.4	Recommendations and outcomes in twenty-seven	
	initial classification cases at pre-Grand Design	
	meetings of the National Classification Board	66
3.5	Changing composition of long-term prisoners over	
	the period 1981–6 – numbers in sample and	
	percentages of those sentenced in the year(s) in	
	question	70
3.6	Data relating to meetings of the National	
	Classification Board, July 1987–December 1988	75

3.7	Decisions of the National Classification Board,	
	July 1987–December 1988	77
3.8	Disposals at four post-Grand Design meetings of	
	the National Classification Board, early 1988	78
3.9	Requests, recommendations and outcomes in thirty-s	six
	initial classification cases from three of the National	
	Classification Board post-Grand Design meetings	80
4.1	Crimes and offences resulting in sentences of	
	imprisonment (transfer data and careers data)	84
4.2	Length of sentence imposed (transfer data and	
	careers data)	85
4.3	Prisoners' ages (careers data)	86
4.4	Prison of classification (careers data)	90
4.5	Previous custodial sentences (careers data)	92
4.6	Backgrounds of prisoners classified for and held at	
	different prisons (careers data)	93
4.7	Preliminary Review Committee decisions,	
	May 1980–June 1987	99
4.8	Timing of PRC and LRC decisions	99
5.1	Employment in Scottish prisons, 1986-7 and	
	1988–9	116
5.2	Allocation and reallocation to work: cases observed	
	at Local Induction Boards, 1987–8	119
5.3	Allocations and reallocations to work: outcomes in	
	observed cases	123
5.4	Allocation to work: expressed preferences and LIB	
	decisions	125
5.5	Work reallocations: expressed preferences and	
	LIB decisions	126
6.1	Number of petitions received by the Scottish Prison	
	Service, 1985–8	143
6.2	Incidence of petitions in each establishment	
	in 1986	147
6.3	Largest individual categories of petitions	148
6.4	Distribution of petitions into composite categories	148
6.5	Relationship between recommendations and	
	outcomes in transfer petitions	154
	•	

8.1	Numbers of individual applications to the	
	European Commission on Human Rights declared	
	admissible and non-admissible, 1955–87	186
8.2	Registered applications by country of origin,	
	1981–7	187
8.3	Frequency of cases, standardised by size of	
	population	188
8.4	Registered applications from detained or interned	
	applicants, 1955–87	189
8.5	Issues and outcomes in ECHR applications from	
	prisoners in Scotland	208
	*	