

# QUESTION WITHOUT NOTICE

Question No. 25405 of 2023

## Legislative Council

ASKED BY: Hon Meg Webb MLC

ANSWERED BY: Hon Leonie Hiscutt MLC, Leader of the  
Government in the Legislative Council

### QUESTION:

Do the regulations and policies governing operations of the Ashley Youth Detention Centre formally incorporate and reflect the Nelson Mandela Rules, as adopted by the United Nations General Assembly on 17 December 2015 and which inform assessments made under OPCAT?

If so, detail how the Nelson Mandela Rules are applied and monitored?

## RESPONSE:

The Department is currently conducting a review into AYDC policies and procedures to ensure alignment with contemporary standards, legislation, and international human rights obligations. The Nelson Mandela Rules will inform this review.

In Tasmania, the Nelson Mandela Rules are monitored through the Tasmanian National Preventative Mechanism, which appointed Mr Richard Connock in February 2022.

The Office of the Tasmanian NPM is currently in the implementation phase of its development and DECYP has been working with the NPM to fulfill its oversight role. So far this has included support to conduct a site visit at AYDC in May 2023 and to provide it with policies and procedures that pertain to “governing the treatment of children and young people deprived of their liberty”.

The Department will continue to support the Office of the Tasmanian National Preventative Mechanism to formally incorporate the Nelson Mandela Rules for monitoring of AYDC.

APPROVED/NOT APPROVED

Hon Roger Jaensch MP  
Minister for Education, Children and Youth

Date:

**[Answer provided in the House, Tuesday 17 October 2023]**