

Statutory Instrument No. 129 of 2022

PUBLIC FINANCE MANAGEMENT ACT
(Cap. 54:01)

**PUBLIC FINANCE MANAGEMENT (PRISONS INDUSTRY
REVOLVING FUND) ORDER, 2022**
(Published on 29th September, 2022)

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IN EXERCISE of the powers conferred on the Minister of Finance by section 38 of the Public Finance Management Act, the following Order is hereby made —

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| Citation | 1. This Order may be cited as the Public Finance Management (Prisons Industry Revolving Fund) Order, 2022 |
| Interpretation | 2. In this Order, unless the context otherwise requires —
“Accounting Officer” means the Commissioner appointed as such under paragraph 5 (1); |
| Cap. 21:03 | “Commissioner” has the same meaning assigned to it under the Prisons Act;
“Committee” means a Management Committee appointed under paragraph 6;
“Fund” means the Public Finance Management (Prisons Industry Revolving) Fund continued under paragraph 3; and
“Service” has the same meaning assigned to the term under the Prisons Act. |
| Continuation of Fund established under S.I. No. 113 of 2014 | 3. The Prisons Industry Revolving Fund established under the Prisons Revolving Fund Order by section 38 (1) of the Act, is hereby continued under a Special Fund known as Public Finance Management (Prisons Industry Revolving Fund) and shall continue to exist as if established by this Order. |
| Purpose of Fund | 4. The purpose of the Fund is to —
(a) provide financial support to qualifying prisoners upon release from prison;
(b) train and develop any prisoner to acquire skills related to any rehabilitation programme and attain a certificate; and |

- (c) fund the purchase of raw material, machinery and implements for the production of goods and services by prisoners.
- 5.** (1) The Commissioner shall be the Accounting Officer and he or she shall be responsible for the administration of the Fund. Administration of Fund
- (2) The Accounting Officer may exercise such powers and perform such duties as maybe required for the proper discharge of his or her functions under this Order.
- (3) The Accounting Officer may, in writing authorise any other public officer to exercise or perform all or any of the duties required of him or her under this Order.
- 6.** (1) The Minister responsible for defence and security shall, after consultation with the Accounting Officer, appoint a Management Committee. Management of Fund
- (2) The Committee shall be responsible for —
- (a) overseeing the management of the Fund;
 - (b) advising the Accounting Officer with respect to the Fund;
 - (c) developing guidelines for the implementation and administration of the Fund in accordance with the Act;
 - (d) monitoring disbursements from the Fund; and
 - (e) any other duties as may be approved by the Accounting Officer.
- (3) The Committee appointed under subparagraph (1) shall consist of the following officers from the Service —
- (a) a prisoner's administration and rehabilitation officer, who shall be the Chairperson of the Committee;
 - (b) a social worker;
 - (c) a finance officer;
 - (d) an industrial officer;
 - (e) a works and planning officer;
 - (f) a farms and gardens manager; and
 - (g) an operations and security officer.
- (4) The Unit responsible for prisoner's administration and rehabilitation shall provide secretarial services to the Committee.
- (5) The members of the Committee shall be appointed for a period of three years and shall be eligible for re-appointment for a further term not exceeding three years.
- 7.** There shall be paid into the Fund such monies — Receipts into Fund
- (a) as may from time to time be appropriated by the National Assembly for the purposes of the Fund;
 - (b) accrued or realised from the proceeds of lease of facilities, service of items brought in for repair and sale of items produced by prisoners; and
 - (c) accrued or realised as interest from any investment made from the money in the Fund.
- 8.** There shall be paid from the Fund — Disbursements from Fund
- (a) costs incurred for carrying out the purposes set out in paragraph 4;
 - (b) expenses incurred in relation to the administration of the Fund; and
 - (c) such other sums, as the Accounting Officer may, in writing approve, provided that such disbursement qualify as reasonable expenses incurred in the performance of duties consistent with the objects of the Fund.
- 9.** If the Fund is in surplus at the end of a financial year, such surplus shall remain as part of the Fund balance and shall be carried forward to the next year. Surplus in Fund

Investment of
Fund monies

10. (1) Any monies accruing to the Fund which is not required for immediate use shall be invested in accordance with the objects of the Fund as the Accountant-General may direct.

(2) Income earned from an investment made in accordance with subparagraph (1) shall accrue to the Fund.

Accounts of
Fund

11. The Accounting Officer shall --

(a) keep and maintain or cause to be kept and maintained, proper books of accounts and records of all financial transactions, assets and liabilities of the Fund in respect of each financial year;

(b) maintain an account into which all receipts into the Fund and all disbursements from the Fund shall be recorded and the monthly reconciliation for the Fund accounts shall be carried out; and

(c) prepare, sign and transmit to Accountant-General and Auditor-General a statement of income and expenditure and a balance sheet of the Fund in respect of the financial year, containing such information in the manner that the Minister in consultation with Accountant-General may direct, within a period of two months after the close of each financial year.

Revocation of
S.I. No. 113
of 2014

12. The Prisons Industry Revolving Fund is hereby revoked.

MADE this 19th day of September, 2022.

PEGGY O. SERAME,
Minister of Finance.