



# Introducing the UK's National Preventive Mechanism

## What is a National Preventive Mechanism?

A National Preventive Mechanism (NPM) is one or more designated bodies that monitor the treatment and conditions of those people who have been deprived of their liberty. The aim of an NPM is to prevent torture and other cruel, inhuman or degrading treatment or punishment from taking place.

The mandate for an NPM comes from the Optional Protocol to the United Nations Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (OPCAT), a human rights treaty drafted by States who wanted to ensure stronger protections for detainees. Central to OPCAT is the idea that a system of regular, independent visits to places of detention can serve as an important safeguard against abuses, and prevent torture and ill-treatment in places that by their very nature fall outside the public gaze.

States that ratify OPCAT must establish an NPM. There are now 55 NPMs formally in existence around the world.

### Specific requirements of an NPM

To comply with OPCAT, NPMs must have certain powers. These include the power to:

- inspect all places of detention
- access all information relating to detainees
- interview detainees in private
- choose where to visit and who to speak to
- make recommendations based on human rights norms to relevant authorities
- make proposals and observations on existing or draft legislation.

## What does the UK NPM do?

The UK signed up to OPCAT in 2003 and in so doing, expressed its commitment to prevent torture and ill-treatment in places of detention.

The UK's National Preventive Mechanism was formally designated in 2009 and is now made up of 20 organisations whose official functions include monitoring and inspecting places of detention. Across the UK, different detention settings are visited or inspected by different NPM members. The UK NPM is coordinated by HM Inspectorate of Prisons and a steering group, made up of representatives from NPM members in the four nations, guides decision-making.

## Membership of the UK NPM

Detention Setting	Jurisdiction			
	England	Wales	Scotland	Northern Ireland
Prisons	HM Inspectorate of Prisons (HMI Prisons) with Care Quality Commission (CQC) and Ofsted	HMI Prisons with Healthcare Inspectorate Wales (HIW)	HM Inspectorate of Prisons for Scotland (HMIPS) with Care Inspectorate (CI)	Criminal Justice Inspectorate Northern Ireland (CJINI) and HMI Prisons with Regulation and Quality Improvement Authority (RQIA)
	Independent Monitoring Boards (IMB)	IMB		IMB Northern Ireland
Police Custody	HM Inspectorate of Constabulary (HMIC) and HMI Prisons		HM Inspectorate of Constabulary for Scotland	CJINI with RQIA
	Independent Custody Visiting Association (ICVA)		Independent Custody Visitors Scotland	Northern Ireland Policing Board Independent Custody Visiting Scheme
Court Custody	HMI Prisons and Lay Observers		HMIPS	CJINI
Children in Secure Accommodation	Ofsted (jointly with HMI Prisons in relation to secure training centres)	Care and Social Services Inspectorate Wales (CSSIW)	CI	RQIA
				CJINI
Children (all settings)	Office of the Children's Commissioner (OCC)			
Detention Under Mental Health Law	CQC	HIW	Mental Welfare Commission for Scotland (MWCS)	RQIA
Deprivation of Liberty and other Safeguards in Health and Social Care	CQC	HIW	CI and MWCS	RQIA
		CSSIW		
Immigration Detention	HMI Prisons			
	IMB			
Military detention	HMI Prisons and ICVA			
Customs Custody Facilities	HMIC and HMI Prisons and HMICS			

### What difference does being part of the NPM make?

Being part of the NPM brings both recognition and responsibilities. NPM members' powers to inspect, monitor and visit places of detention are formally recognised as part of the UK's efforts to prevent torture and ill-treatment. At the same time, NPM members have the responsibility to ensure that their working practices are consistent with standards for preventive monitoring established by OPCAT.

In addition to individual members' preventive monitoring, the UK NPM as a coordinated body focuses attention on crucial detention-related issues, promoting coherent analysis and responses to them. The NPM produces an annual report of its activities. It is scrutinised by official UN human rights bodies and non-governmental organisations to ensure that it is fulfilling its OPCAT mandate.

### For more information please contact:

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