

Rwanda

Ministerial Order determining Judicial Police Custody Facilities

Ministerial Order 1 of 2014

Legislation as at 30 June 2014

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Rwanda

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Ministerial Order 1 of 2014

Published in Official Gazette 26 on 30 June 2014

Assented to on 25 May 2014

Commenced on 30 June 2014

[This is the version of this document from 30 June 2014.]

The Minister of Internal Security;

Pursuant to the Constitution of the Republic of Rwanda of 04 June 2003 as amended to date, especially in Articles 170, 121 and 201;

Pursuant to Law n° 46/2010 of 14/12/2010 determining the powers, responsibilities, organization and functioning of the Rwanda National Police, especially in Articles 2, 3, 8 and 42;

Pursuant to Law n° 30/2013 of 24/05/2013 relating to the code of criminal procedure, especially in Article 40;

After consideration and approval by the Cabinet in its session of 28/03/2014;

ORDERS:

Article One – Purpose of this Order

This Order determines judicial Police custody facilities.

Article 2 – Judicial Policy custody facilities

Judicial Policy custody facilities are established at Police stations and posts.

Any person the judicial Police decides to prosecute while under detention must be detained in Judicial Police custody.

Article 3 – Separation of detained

Judicial Police custody must be constructed in a way that detained women are separated from men and children from adult persons.

Article 4 – Basic requirements

Custody facilities must have basic requirements which help to safeguard a detainee's life and not be harmful to his/her security.

Requirements for custody facilities must include the following:

- 1° not to be over populated;
- 2° having enough light;
- 3° to be cleaned;
- 4° to have proper ventilation;

- 5° to have toilets and bath rooms;
- 6° the detainee may be equipped with a room for consultation with his/her lawyer or a visitor.

Article 5 – Repealing provision

All prior provisions contrary to this Order are hereby repealed.

Article 6 – Commencement

This Order shall come into force on the date of its publication in the Official *Gazette* of the Republic of Rwanda.