

Select Bibliography

Journal Articles

- Aertsen, Ivo and Tony Peters, 'Mediation and Restorative Justice in Belgium' (1998) 6 *European Journal on Criminal Policy and Research* 507
- Anderson, Jane, 'Introducing and Theorising an In-Prison Restorative Justice Programme: The Second-Generation Sycamore Tree Project' (2018) 1(2) *International Journal of Restorative Justice* 210, doi.org/10.5553/ijrj/258908912018001002003
- Bagaric, Mirko, 'An Argument for Uniform Australian Sentencing Law' (2013) 37(1) *Australian Bar Review* 40
- Bagaric, Mirko, Richard Edney and Theo Alexander, '(Particularly) Burdensome Prison Time Should Reduce Imprisonment Length – and Not Merely in Theory' (2014) 38 *Melbourne University Law Review* 409
- Baidawi, Susan, Christopher Trotter and Catherine Flynn, 'Prison Experiences and Psychological Distress Among Older Inmates' (2016) 59(3) *Journal of Gerontological Social Work* 252, doi.org/10.1080/01634372.2016.1197353
- Bartels, Lorana, 'The ACT Prison: Human Rights Rhetoric Versus Crowded and Bored Reality' (2015) 9 *Court of Conscience* 13
- Bartels, Lorana et al, 'Bail, Risk and Law Reform: A Review of Bail Legislation Across Australia' (2018) 42 *Criminal Law Journal* 91
- Bartels, Lorana, Robin Fitzgerald and Arie Freiberg, 'Public Opinion on Sentencing and Parole in Australia' (2018) 65(3) *Probation Journal* 269, doi.org/10.1177/0264550518776763
- Bateman, Will and James Stellios, 'Chapter III of the Constitution, Federal Jurisdiction and Dialogue Charters of Rights' (2012) 36 *Melbourne University Law Review* 1

- Beijersbergen, Karin et al, 'Procedural Justice and Prisoners' Mental Health Problems: A Longitudinal Study' (2014) 24 *Criminal Behaviour and Mental Health* 100, doi.org/10.1002/cbm.1881
- Bower, Alicia, 'Unconstitutionally Crowded: Brown v Plata and How the Supreme Court Pushed Back to Keep Prison Reform Litigation Alive' (2012) 45 *Loyola of Los Angeles Law Review* 555
- Brown, David, 'The Nagle Royal Commission 25 Years On. Gaining Perspective on Two and a Half Decades of NSW Prison Reform' (2004) 29(3) *Alternative Law Journal* 135, doi.org/10.1177/1037969x0402900306
- Brown, David, 'The Limited Benefit of Prison in Controlling Crime' (2010) 22(1) *Current Issues in Criminal Justice* 137, doi.org/10.1080/10345329.2010.12035873
- Brown, David, Melanie Schwartz and Laura Boseley, 'The Promise of Justice Reinvestment' (2012) 37(2) *Alternative Law Journal* 96, doi.org/10.1177/1037969x1203700206
- Bruhn, Anders, Per Åke Nylander and Berit Johnsen, 'From Prison Guards to... What? Occupational Development of Prison Officers in Sweden and Norway' (2017) 18(1) *Journal of Scandinavian Studies in Criminology and Crime Prevention* 68, doi.org/10.1080/14043858.2016.1260331
- Buckland, Ben and Audrey Olivier-Muralt, 'OPCAT in Federal States: Towards a Better Understanding of NPM Models and Challenges' (2019) 25(1) *Australian Journal of Human Rights* 23, doi.org/10.1080/1323238x.2019.1588061
- Burgess, Alannah and Catherine Flynn, 'Supporting Imprisoned Mothers and Their Children. A Call for Evidence' (2013) 60(1) *Probation Journal* 73, doi.org/10.1177/0264550513478318
- Butler, Tony et al, 'Injury Surveillance in the New South Wales Prison System' (2004) 15(2) *Health Promotion Journal of Australia* 151, doi.org/10.1071/he04151
- Butler, Tony et al, 'Mental Disorders in Australian Prisoners: A Comparison with a Community Sample' (2006) 40 *Australian and New Zealand Journal of Psychiatry* 272
- Butler, Tony et al, 'Sexual Behaviour and Sexual Health of Australian Prisoners' (2013) 10 *Sexual Health* 64, doi.org/10.1071/sh12104

- Charlesworth, Hilary, 'Australia's Accession to the First Optional Protocol to the International Covenant on Civil and Political Rights' (1991) 18 *Melbourne University Law Review* 428
- Charlesworth, Hilary, 'The Australian Reluctance About Rights' (1993) 31(1) *Osgoode Hall Law Journal* 195
- Charlesworth, Hilary et al, 'Deep Anxieties: Australia and the International Legal Order' (2003) 25 *Sydney Law Review* 423
- Chen, Bruce, 'The *Human Rights Act 2019* (Qld): Some Perspectives from Victoria' (2020) 45(1) *Alternative Law Journal* 1, doi.org/10.1177/1037969x19899661
- Clear, Todd and James Austin, 'Reducing Mass Incarceration: Implications of the Iron Law of Prison Populations' (2009) 3 *Harvard Law & Policy Review* 307
- Cramp, Taylah and Anita Mackay, 'Protecting Victims and Vulnerable Witnesses Participating in Royal Commissions: Lessons from the 2016–2017 Royal Commission into the Protection and Detention of Children in the Northern Territory' (2019) 29(1) *Journal of Judicial Administration* 3
- Crewe, Ben, 'Soft Power in Prison: Implications for Staff–Prisoner Relationships, Liberty and Legitimacy' (2011) 8(6) *European Journal of Criminology* 455, doi.org/10.1177/1477370811413805
- Cumming, Craig et al, 'In Sickness and in Prison: The Case for Removing the Medicare Exclusion for Australian Prisoners' (2018) 26 *Journal of Law and Medicine* 140
- Debeljak, Julie, 'Parliamentary Sovereignty and Dialogue Under the Victorian *Charter of Human Rights and Responsibilities*: Drawing the Line Between Judicial Interpretation and Judicial Law-Making' (2007) 33(1) *Monash University Law Review* 9
- Debeljak, Julie, 'The Rights of Prisoners Under the Victorian Charter: A Critical Analysis of the Jurisprudence on the Treatment of Prisoners and Conditions of Detention' (2015) 38(4) *University of New South Wales Law Journal* 1332
- Deitch, Michele, 'Distinguishing the Various Functions of Effective Prison Oversight' (2010) 30 *Pace Law Review* 1438
- Dhami, Mandeep, Greg Mantle and Darrell Fox, 'Restorative Justice in Prisons' (2009) 12(4) *Contemporary Justice Review* 433, doi.org/10.1080/10282580903343027
- Dixon, Rosalind, 'An Australian (Partial) Bill of Rights' (2016) 14(1) *International Journal of Constitutional Law* 80

- Dolan, Kate et al, 'Incidence and Risk for Acute Hepatitis C Infection During Imprisonment in Australia' (2010) 25 *European Journal of Epidemiology* 2
- Edney, Richard, 'To Keep Me Safe From Harm? Transgender Prisoners and the Experience of Imprisonment' (2004) 9(2) *Deakin Law Review* 327, doi.org/10.21153/dlr2004vol9no2art247
- Evans, Richard, 'Prison Rape: Is it Okay to Make Jokes About Rape in Prison?' (2014) *Arena* 26
- Evans, Simon and Carolyn Evans, 'Legal Redress Under the Victorian Charter of Human Rights and Responsibilities' (2006) 17 *Public Law Review* 264
- Fortune, Clare-Ann, Tony Ward and Gwenda Willis, 'The Rehabilitation of Offenders: Reducing Risk and Promoting Better Lives' (2012) 19(5) *Psychiatry, Psychology and Law* 646, doi.org/10.1080/13218719.2011.615809
- Freckelton, Ian, 'Cruel and Unusual Punishment of Prisoners with Mental Illnesses: From Oates to Plata' (2011) 18(3) *Psychiatry, Psychology and Law* 329, doi.org/10.1080/13218719.2011.599927
- Freckelton, Ian and Patrick Keyzer, 'Fitness to Stand Trial and Disability Discrimination: An International Critique of Australia' (2017) 24(5) *Psychiatry, Psychology and Law* 770, doi.org/10.1080/13218719.2017.1379105
- Freiberg, Arie, 'Suspended Sentences in Australia: Uncertain, Unstable, Unpopular, and Unnecessary Alternatives to Imprisonment' (2019) 82(1) *Law and Contemporary Problems* 81
- Freiberg, Arie et al, 'Parole, Politics and Penal Policy' (2018) 18(1) *QUT Law Review* 191
- Fuller, Jacqueline, 'The David Eastman Case: The Use of Inquiries to Investigate Miscarriages of Justice in Australia' (2020) 45(1) *Alternative Law Journal* 60, doi.org/10.1177/1037969x19886348
- Gerber, Paula and Joel Gory, 'The UN Human Rights Committee and LGBT Rights: What Is It Doing? What Could It Be Doing?' (2014) 14 *Human Rights Law Review* 403, doi.org/10.1093/hrlr/ngu019
- Goulding, Dot, 'Violence and Brutality in Prisons: A West Australian Context' (2007) 18(3) *Current Issues in Criminal Justice* 399, doi.org/10.1080/10345329.2007.12036401

- Goulding, Dot, Guy Hall and Brian Steels, 'Restorative Prisons: Towards Radical Prison Reform' (2008) 20(2) *Current Issues in Criminal Justice* 231, doi.org/10.1080/10345329.2008.12035806
- Grant, Elizabeth, 'Prison Environments and the Needs of Australian Aboriginal Prisoners: A South Australian Case Study' (2008) 12(2) *Australian Indigenous Law Review* 66
- Grant, Elizabeth, 'Innovation in Meeting the Needs of Indigenous Inmates in Australia' (2013) 75(4) *Corrections Today* 52
- Grant, Elizabeth, "'Pack 'em, Rack 'em and Stack 'em': The Appropriateness of the Use and Reuse of Shipping Containers for Prison Accommodation' (2013) 13(2) *Australasian Journal of Construction Economics and Building* 35, doi.org/10.5130/ajceb.v13i2.3269
- Grant, Elizabeth, 'Approaches to the Design and Provision of Prison Accommodation and Facilities for Australian Indigenous Prisoners after the Royal Commission into Aboriginal Deaths in Custody' (2014) 17(1) *Australian Indigenous Law Review* 47
- Grant, Elizabeth, 'Designing Carceral Environments for Indigenous Prisoners: A Comparison of Approaches in Australia, Canada, Aotearoa New Zealand, the US and Greenland (Kalaallit Nunaat)' (2016) (1) *Advancing Corrections Journal* 26
- Grant, Elizabeth and Yvonne Jewkes, 'Finally Fit for Purpose: The Evolution of Australian Prison Architecture' (2015) 95(2) *The Prison Journal* 223, doi.org/10.1177/0032885515575274
- Groves, Matthew, 'Administrative Segregation of Prisoners: Powers, Principles of Review and Remedies' (1996) 20 *Melbourne University Law Review* 639
- Groves, Matthew, 'International Law and Australian Prisoners' (2001) 24(1) *University of New South Wales Law Journal* 17
- Groves, Matthew, 'Ombudsmen's Jurisdiction in Prisons' (2002) 28 *Monash University Law Review* 181
- Groves, Matthew, 'Editorial: Prison Conditions and the Right to a Fair Trial' (2008) 32 *Criminal Law Journal* 133
- Groves, Matthew, 'Prisoners and the Victorian Charter' (2010) 34 *Criminal Law Journal* 217

- Guthrie, Jill, Michael Levy and Cressida Forde, 'Investment in Prisons: An Investment in Social Exclusion. Linking the Theories of Justice Reinvestment and Social Inclusion to Examine Australia's Propensity to Incarcerate' (2013) 1(2) *Griffith Journal of Law & Human Dignity* 254
- Hancock, Philip and Yvonne Jewkes, 'Architectures of Incarceration: The Spatial Pains of Imprisonment' (2011) 13(5) *Punishment and Society* 611, doi.org/10.1177/1462474511422171
- Hardcastle, Lesley, Terry Bartholomew and Joe Graffam, 'Legislative and Community Support for Offender Reintegration in Victoria' (2011) 16(1) *Deakin Law Review* 111, doi.org/10.21153/dlr2011vol16no1art96
- Harding, Richard, 'Australia's Circuitous Path Towards the Ratification of the OPCAT, 2002–2017: The Challenges of Implementation' (2019) 25(1) *Australian Journal of Human Rights* 4, doi.org/10.1080/1323238x.2019.1588062
- Harding, Richard and Neil Morgan, 'OPCAT in the Asia-Pacific and Australasia' (2010) 6(2) *Essex Human Rights Review* 99
- Hardwick, Nick and Rachel Murray, 'Regularity of OPCAT Visits by NPMs in Europe' (2019) 25(1) *Australian Journal of Human Rights* 66, doi.org/10.1080/1323238x.2019.1588054
- Hargreaves, John, "'Beyond Rehab": Where Does the Prison Fit?' (2009) 21(1) *Current Issues in Criminal Justice* 148, doi.org/10.1080/10345329.2009.12035837
- Heffernan, Edward, Kimina Andersen and Stuart Kinner, 'The Insidious Problem Inside: Mental Health Problems of Aboriginal and Torres Strait Islander People in Custody' (2009) 17(17) *Australasian Psychiatry* S41, doi.org/10.1080/10398560902948696
- Hefler, Marita, Robyn Hopkins and David Thomas, 'Successes and Unintended Consequences of the Northern Territory's Smoke-Free Prisons Policy: Results From a Process Evaluation' (2016) 26(2) *Public Health Research and Practice* 1, doi.org/10.17061/phrp2621619
- Henderson, Emma and Nicole Shackleton, 'Minority Rights Advocacy for Incarcerated Indigenous Australians: The Impact of Article 27 of the ICCPR' (2016) 41(4) *Alternative Law Journal* 244, doi.org/10.1177/1037969x1604100406

- Heydon, Georgina and Bronwyn Naylor, 'Criminal Record Checking and Employment: The Importance of Policy and Proximity' (2018) 51(3) *Australian & New Zealand Journal of Criminology* 372, doi.org/10.1177/0004865817723410
- Hillgenberg, Harmut, 'A Fresh Look at Soft Law' (1999) 10(3) *European Journal of International Law* 499, doi.org/10.1093/ejil/10.3.499
- Houseman, Lilith, 'Reducing Reliance on Incarceration in Texas: Does Finland Hold Answers?' (2010) 46 *Texas International Law Journal* 209
- Jewkes, Yvonne, 'Just Design: Health Prisons and the Architecture of Hope' (2018) 51(3) *Australian & New Zealand Journal of Criminology* 319, doi.org/10.1177/0004865818766768
- Jones, Robin and Andrew Day, 'Mental Health, Criminal Justice and Culture: Some Ways Forward?' (2011) 19 *Australasian Psychiatry* 325, doi.org/10.3109/10398562.2011.579613
- Kerr, Anne and Rita Shackel, 'Equality with a Vengeance: The Over-Incarceration of Women' (2018) 147 *Precedent* 20
- Lansdell, Gaye et al, "'I am Not Drunk, I Have an ABI": Findings From a Qualitative Study into Systematic Challenges in Responding to People with Acquired Brain Injuries in the Justice System' (2018) 25(5) *Psychiatry, Psychology and Law* 737, doi.org/10.1080/13218719.2018.1474818
- Law Institute, 'Calls for Independent Prisons Inspection Body' (2008) 82(6) *Law Institute Journal* 22
- Lawson, Anna, 'Disability, Equality, Reasonable Accommodation and the Avoidance of Ill-Treatment in Places of Detention: The Role of Supranational Monitoring and Inspection Bodies' (2012) 16(6) *The International Journal of Human Rights* 845, doi.org/10.1080/13642987.2012.706003
- Lerman, Amy and Joshua Page, 'The State of the Job: An Embedded Work Role Perspective on Prison Officer Attitudes' (2012) 14(5) *Punishment & Society* 503, doi.org/10.1177/1462474512464135
- Lewis, Sam, 'Rehabilitation: Headline or Footnote in the New Penal Policy?' (2005) 52(2) *Probation Journal* 119, doi.org/10.1177/0264550505052645
- Liebling, Alison, 'Moral Performance, Inhuman and Degrading Treatment and Prison Pain' (2011) 13(5) *Punishment & Society* 530, doi.org/10.1177/1462474511422159

- Loughnan, Arlie, 'Drink Spiking and Rock Throwing. The Creation and Construction of Criminal Offences in the Current Era' (2010) 35(1) *Alternative Law Journal* 18, doi.org/10.1177/1037969x1003500104
- Loughnan, Arlie, "'The Very Foundations of Any System of Criminal Justice": Criminal Responsibility in the Australian Model Criminal Code' (2017) 6(3) *International Journal for Crime, Justice and Social Democracy* 8, doi.org/10.5204/ijcjsd.v6i3.420
- Lynch, Sam and Lorana Bartels, 'Transgender Prisoners in Australia: An Examination of the Issues, Law and Policy' (2017) 19 *Flinders Law Journal* 185
- Mac Suibhne, Seamus, 'Erving Goffman's *Asylums* 50 Years On' (2011) 198 *The British Journal of Psychiatry* 1, doi.org/10.1192/bjp.bp.109.077172
- Mackay, Anita, 'The Road to the ACT's First Prison (the Alexander Maconochie Centre) was Paved with Rehabilitative Intentions' (2012) 11(1) *Canberra Law Review* 33
- Mackay, Anita, 'Human Rights Law Compliance in Prisons: What Can Australia Learn From the Nordic Approach?' (2014) 20(1) *Australian Journal of Human Rights* 31, doi.org/10.1080/1323-238x.2014.11882140
- Mackay, Anita, 'Stubbing Out Smoking in Prisons. Bans are an Ineffective Mechanism' (2014) 39(2) *Alternative Law Journal* 99, doi.org/10.1177/1037969x1403900207
- Mackay, Anita, 'Human Rights Protections for People with Mental Health and Cognitive Disability in Prisons' (2015) 22(6) *Psychiatry, Psychology and Law* 842, doi.org/10.1080/13218719.2015.1015207
- Mackay, Anita, 'The Human Rights Implications of Smoking Bans in Closed Environments: What Australia May Learn From the International Experience' (2016) 46 *International Journal of Law, Crime and Justice* 13, doi.org/10.1016/j.ijlcj.2015.12.005
- Mackay, Anita, 'Article 10(1) of the International Covenant on Civil and Political Rights (ICCPR) and Australian Prisons' (2017) 23(3) *Australian Journal of Human Rights* 368, doi.org/10.1080/1323238x.2017.1397095
- Mackay, Anita, 'The Relevance of the United Nations Mandela Rules for Australian Prisons' (2017) 42(4) *Alternative Law Journal* 279, doi.org/10.1177/1037969x17732706
- Mackay, Anita, 'Human rights guidance for Australian prisons: Complementing implementation of the OPCAT' (2020) (Online Advance) *Alternative Law Journal*, doi.org/10.1177/1037969X20962863

- Maconochie, Kenneth, 'Captain Alexander Maconochie: Sociologist and Penal Reformer' (2009) 9(3) *The Howard Journal of Criminal Justice* 235, doi.org/10.1111/j.1468-2311.1956.tb00990.x
- Malacova, Eva, 'Attitudes Towards Sex: A Comparison of Prisoners and the General Community' (2011) 8 *Sexual Health* 355, doi.org/10.1071/sh10113
- Marchetti, Elena, 'Critical Reflections upon Australia's Royal Commission into Aboriginal Deaths in Custody' (2005) 5 *Macquarie Law Journal* 103
- Mathieson, Thomas, 'The Politics of Abolition' (1986) 10 *Contemporary Crises* 81
- McDonnell, Michelle and James Farrell, 'Tough, Tougher, Toughest? A New Government's Approach to Sentencing Laws in Victoria' (2012) 37(3) *Alternative Law Journal* 238, doi.org/10.1177/1037969x1203700405
- McGarrity, Nicola, 'From Terrorism to Bikies. Control Orders in Australia' (2012) 37(3) *Alternative Law Journal* 166, doi.org/10.1177/1037969x1203700305
- McGaughey, Fiona, Tamara Tulich and Harry Blagg, 'UN Decision on Marlon Noble Case: Imprisonment of an Aboriginal Man with Intellectual Disability Found Unfit to Stand Trial in Western Australia' (2017) 42(1) *Alternative Law Journal* 67, doi.org/10.1177/1037969x17694790
- McGregor, Judy, 'The Challenges and Limitations of OPCAT National Preventive Mechanisms: Lessons From New Zealand' (2017) 23(3) *Australian Journal of Human Rights* 351, doi.org/10.1080/1323238x.2017.1392477
- McKay, Carolyn, 'Digital Access to Justice from Prison: Is There a Right to Technology?' (2018) 42 *Criminal Law Journal* 303
- McNamara, Luke and Julia Quilter, 'High Court Constitutional Challenges to Criminal Law and Procedure Legislation in Australia' (2018) *University of New South Wales Law Journal* 1047
- Meijer, Sonja, 'Rehabilitation as a Positive Obligation' (2017) 25 *European Journal of Crime, Criminal Law and Criminal Justice* 145, doi.org/10.1163/15718174-25022110
- Minogue, Craig, 'Why Don't I get the Joke? Prison Rape in the Public Discourse' (2011) 36(2) *Alternative Law Journal* 116, doi.org/10.1177/1037969x1103600209
- Moffa, Monique, Greg Stratton and Michele Ruyters, 'Parole Populism: The Politicisation of Parole in Victoria' (2019) 31(1) *Current Issues in Criminal Justice* 75, doi.org/10.1080/10345329.2018.1556285

- Moore, John, 'Alexander Maconochie's "Mark System"' (2011) 198 *Prison Service Journal* 38
- Naylor, Bronwyn, 'Criminal Records and Rehabilitation in Australia' (2011) 3(1) *European Journal of Probation* 79
- Naylor, Bronwyn, 'Researching Human Rights in Prisons' (2015) 4(1) *International Journal for Crime, Justice and Social Democracy* 79
- Naylor, Bronwyn, 'Protecting Human Rights in Detention. Rights, Monitoring and OPCAT' (2016) 41(3) *Alternative Law Journal* 151, doi.org/10.1177/1037969x1604100302
- Naylor, Bronwyn, Julie Debeljak and Anita Mackay, 'A Strategic Framework for Implementing Human Rights in Closed Environments' (2015) 41 *Monash University Law Review* 218, doi.org/10.1080/1323238x.2015.11910938
- Naylor, Bronwyn and Stan Winford, 'Implementing the OPCAT Through Prison Monitoring: The Relevance of Rehabilitation' (2019) 25(1) *Australian Journal of Human Rights* 113, doi.org/10.1080/1323238x.2019.1588060
- Nowak, Manfred, 'The Need for a World Court of Human Rights' (2007) 7 *Human Rights Law Review* 251, doi.org/10.1093/hrlr/ngl026
- O'Connor, Claire, 'Victims or Offenders? Mental Health Issues in Women's Prisons' (2007) 81 *Precedent* 26
- Ogders, Stephen, 'Uniform Evidence Law at 21' (2017) 28(3) *Current Issues in Criminal Justice* 311, doi.org/10.1080/10345329.2017.12036077
- Orr, Graeme and George Williams, 'The People's Choice: The Prisoner Franchise and the Constitutional Protection of Voting Rights in Australia' (2009) 8(2) *Election Law Journal* 123, doi.org/10.1089/elj.2008.0016
- Owers, Anne, 'Prison Inspection and the Protection of Human Rights' (2004) 2 *European Human Rights Law Review* 107
- Owers, Anne, 'The Protection of Prisoners' Rights in England and Wales' (2006) 12 *European Journal on Criminal Policy and Research* 85
- Owers, Anne, 'Prison Inspection and the Protection of Prisoners' Rights' (2010) 30(5) *Pace Law Review* 1535
- Prisoners' Legal Service, *Inside Out* (Issue No 58, June 2013)
- Raynor, Peter and Gwen Robinson, 'Why Help Offenders? Arguments for Rehabilitation as a Penal Strategy' (2009) 1(1) *European Journal of Probation* 3, doi.org/10.1177/206622030900100102

- Reisig, Michael, 'The Champion, Contender, and Challenger: Top-Ranked Books in Prison Studies' (2001) 81(3) *The Prison Journal* 389, doi.org/10.1177/0032885501081003006
- Ritchers, Juliet et al, 'Consensual Sex Between Men and Sexual Violence in Australian Prisons' (2012) 41 *Archives of Sexual Behavior* 517
- Roos, Oscar and Anita Mackay, 'A Shift in the United Nations Human Rights Committee's Jurisprudence on Marriage Equality? An Analysis of Two Recent Communications from Australia' (2019) 42(2) *University of New South Wales Law Journal* 747
- Rosenberg, Sebastian et al, 'National Mental Health Reform: Less Talk, More Action' (2009) 190(4) *Medical Journal of Australia* 193, doi.org/10.5694/j.1326-5377.2009.tb02346.x
- Sarre, Rick, 'Beyond "What Works?" A 25-Year Jubilee Retrospective of Robert Martinson's Famous Article' (2001) 34(1) *Australian and New Zealand Journal of Criminology* 38, doi.org/10.1177/000486580103400103
- Sarre, Rick, 'The Importance of Political Will in the Imprisonment Debate' (2009) 21(1) *Current Issues in Criminal Justice* 154, doi.org/10.1080/10345329.2009.12035838
- Scheerer, Sebastian, 'Towards Abolitionism' (1986) 10 *Contemporary Crises* 5
- Schetter, Louis, 'Queensland's Human Rights Act: Perhaps Not Such a Great Step Forward' (2020) (Advance) *Alternative Law Journal* 1, doi.org/10.1177/1037969x19898538
- Schwartz, Melanie, 'Building Communities, Not Prisons: Justice Reinvestment and Indigenous Overimprisonment' (2010) 14(1) *Australian Indigenous Law Review* 2
- Shammas, Victor, 'The Pains of Freedom: Assessing the Ambiguity of Scandinavian Penal Exceptionalism on Norway's Prison Island' (2014) 16(1) *Punishment & Society* 104, doi.org/10.1177/1462474513504799
- Shinkfield, Alison and Joseph Graffam, 'Community Reintegration of Ex-Prisoners' (2009) 53(1) *International Journal of Offender Therapy and Comparative Criminology* 29, doi.org/10.1177/0306624x07309757
- Stathopoulos, Mary, 'Addressing Women's Victimization in Custodial Settings' (2012) 13 *ACSSA Issues* 1

- Steinerte, Elina, 'The Jewel in the Crown and Its Three Guardians: Independence of National Preventive Mechanisms Under the Optional Protocol to the UN Torture Convention' (2014) 14 *Human Rights Law Review* 1, doi.org/10.1093/hrlr/ngt042
- Subedi, Surya, 'Protection of Human Rights Through the Mechanism of UN Special Rapporteurs' (2011) 33(1) *Human Rights Quarterly* 201, doi.org/10.1353/hrq.2011.0011
- Suzuki, Masahiro and William Wood, 'Co-Option, Coercion and Compromise: Challenges of Restorative Justice in Victoria, Australia' (2017) 20(2) *Contemporary Justice Review* 274, doi.org/10.1080/10282580.2017.1311194
- Taylor, A J W and John Rynne, 'Exemplary Prisoner Management' (2016) 49(4) *Australian & New Zealand Journal of Criminology* 512, doi.org/10.1177/0004865815604194
- Thornton, Margaret, 'Sex Discrimination, Courts and Corporate Power' (2008) 36 *Federal Law Review* 31, doi.org/10.1177/0067205x0803600102
- Tran, Christopher, 'Facts and Evidence in Litigation Under the *Charter of Human Rights and Responsibilities Act 2006* (Vic) and the *Human Rights Act 2004* (ACT)' (2012) 36 *Melbourne University Law Review* 287
- Trotter, Andrew and Harry Hobbs, 'The Great Leap Backward: Criminal Law Reform with the Hon Jarrod Bleijie' (2014) 36(1) *Sydney Law Review* 1
- Tubex, Hilde and Roger Houchin, 'Opportunities for Restorative Justice in the Contemporary Penal Climate' (2009) 11(2) *Journal of Police Studies* 173
- Tubex, Hilde et al, 'Penal Diversity Within Australia' (2015) 17(3) *Punishment & Society* 345, doi.org/10.1177/1462474515590891
- Tubex, Hilde et al, 'Western Australian Penal Culture and Indigenous Over-Representation: Evaluating 25 Years of Law, Policy and Practice' (2018) 43(1) *The University of Western Australia Law Review* 264
- Vernon, Alikki, 'The Ethics of Appropriate Justice Approaches: Lessons From a Restorative Response to Institutional Abuse' (2017) 35(1) *Law in Context* 139, doi.org/10.26826/law-in-context.v35i1.36
- Wallace, Rebecca and Karen Wylie, 'Changing on the Inside: Restorative Justice in Prisons: A Literature Review' (2013) 19 *Journal of Bahamian Studies* 57, doi.org/10.15362/ijbs.v19i1.180

- Walsh, Tamara, 'Is Corrections Correcting? An Examination of Prisoner Rehabilitation Policy and Practice in Queensland' (2006) 39(1) *Australian and New Zealand Journal of Criminology* 109, doi.org/10.1375/acri.39.1.109
- Ward, Tony and Astrid Birgden, 'Human Rights and Clinical Correctional Practice' (2007) 12(6) *Aggression and Violent Behaviour* 628, doi.org/10.1016/j.avb.2007.05.001
- Ward, Tony and Robyn Langlands, 'Repairing the Rupture: Restorative Justice and the Rehabilitation of Offenders' (2009) 14 *Aggression and Violent Behavior* 205, doi.org/10.1016/j.avb.2009.03.001
- Ward, Tony, Kathryn Fox and Melissa Garber, 'Restorative Justice, Offender Rehabilitation and Desistance' (2014) 2(1) *Restorative Justice: An International Journal* 24, doi.org/10.5235/20504721.2.1.24
- Watchirs, Helen and Gabrielle McKinnon, 'Five Years' Experience with the *Human Rights Act 2004* (ACT): Insights for Human Rights Protection in Australia' (2010) 33(1) *UNSW Law Journal* 136
- Weatherburn, Don, 'Australian Imprisonment 2002-2016: Crime, Policing and Penal Policy' (2018) 51(4) *Australian & New Zealand Journal of Criminology* 537, doi.org/10.1177/0004865818757585
- Weller, Penelope, 'OPCAT Monitoring and the Convention on the Rights of Persons with Disabilities' (2019) 25(1) *Australian Journal of Human Rights* 130, doi.org/10.1080/1323238x.2019.1588056
- Wemmers, Jo-Anne, 'Where Do They Belong? Giving Victims a Place in the Criminal Justice Process' (2009) 20 *Criminal Law Forum* 395, doi.org/10.1007/s10609-009-9107-z
- White, Paul and Harvey Whiteford, 'Prisons: Mental Health Institutions of the 21st Century?' (2006) 185(6) *Medical Journal of Australia* 302, doi.org/10.5694/j.1326-5377.2006.tb00581.x
- Williams, George and Daniel Reynolds, 'A Human Rights Act for Queensland? Lessons From Recent Australian Experience' (2016) 41(2) *Alternative Law Journal* 81, doi.org/10.1177/1037969x1604100202
- Zedner, Lucia, 'Dangers and Dystopias in Penal Theory' (2002) 22(2) *Oxford Journal of Legal Studies* 341, doi.org/10.1093/ojls/22.2.341
- Zehr, Howard and Harry Mika, 'Fundamental Concepts of Restorative Justice' (1997) 1(1) *Contemporary Justice Review* 47, doi.org/10.4324/9781351150125-4

Books

- Aertsen, Ivo, Tom Daems and Luc Robert (eds), *Institutionalizing Restorative Justice* (Willan Publishing, 2006)
- Anthony, Thalia and Chris Cunneen (eds), *The Critical Criminology Companion* (Hawkins Press, 2008)
- Baldry, Eileen et al, *A Predictable and Preventable Path: Aboriginal People with Mental and Cognitive Disabilities in the Criminal Justice System* (UNSW, 2015)
- Barry, John, *Alexander Maconochie of Norfolk Island. A Study of a Pioneer in Penal Reform* (Oxford University Press, 1958)
- Bartkowiak-Théron, Isabelle and Nicole Asquith (eds), *Policing Vulnerabilities* (Federation Press, 2012)
- Bentham, Jeremy, *Introduction to the Principles of Morals and Legislation* (Clarendon Press, 1789)
- Bentham, Jeremy, *A Fragment on Government* (Clarendon Press, 1891)
- Blouin-Genest, Gabriel, Marie-Christine Doran and Sylvie Paquerot (eds), *Human Rights as Battlefields: Changing Practices and Contestations* (Springer Nature Switzerland, 2019), doi.org/10.1007/978-3-319-91770-2
- Braithwaite, John, *Restorative Justice and Responsive Regulation* (Oxford University Press, 2002)
- Bronitt, Simon and Bernadette McSherry, *Principles of Criminal Law* (Lawbook Co, 3rd ed, 2010)
- Brown, David and Meredith Wilkie (eds), *Prisoners as Citizens* (The Federation Press, 2002)
- Brown, David et al, *Justice Reinvestment. Winding Back Imprisonment* (Palgrave Studies in Prisons and Penology, 2016)
- Campbell, Tom and Seumas Miller (eds), *Human Rights and the Moral Responsibilities of Corporate and Public Sector Organisations* (Kluwer Academic Publications, 2004)
- Carlton, Bree, *Imprisoning Resistance: Life and Death in an Australian Supermax* (Institute of Criminology Press, 2007)
- Carrington, Kerry et al (eds), *Crime, Justice and Social Democracy: International Perspectives* (Palgrave Macmillan, 2012)

- Cavadino, Michael and James Dignan, *Penal Systems: A Comparative Approach* (SAGE, 2006)
- Cavadino, Michael and James Dignan, *The Penal System. An Introduction* (SAGE, 2007)
- Cohen, Stanley, *Visions of Social Control: Crime, Punishment and Classification* (Polity Press, 1985)
- Conte, Alex and Richard Burchill (eds), *Defining Civil and Political Rights. The Jurisprudence of the United Nations Human Rights Committee* (Routledge, 2nd ed, 2016), doi.org/10.4324/9781315576244
- Coyle, Andrew, *The Prisons We Deserve* (Harper Collins Publishers, 1994)
- Coyle, Andrew, *Managing Prisons in a Time of Change* (International Centre for Prison Studies, 2001)
- Coyle, Andrew, *Humanity in Prison. Questions of Definition and Audit* (International Centre for Prison Studies, 2003)
- Coyle, Andrew and Helen Fair, *A Human Rights Approach to Prison Management. Handbook for Prison Staff* (Institute for Criminal Policy Research Birkbeck, University of London, 3rd ed, 2018)
- Cunneen, Chris et al, *Penal Culture and Hyperincarceration. The Revival of the Prison* (Ashgate, 2013), doi.org/10.4324/9781315599892
- Davis, Angela, *Are Prisons Obsolete?* (Seven Stories Press, 2003)
- Debeljak, Julie and Laura Grenfell (eds), *Law Making and Human Rights: Executive and Parliamentary Scrutiny Across Australian Jurisdictions* (Lawbook Co, 2020)
- Deckert, Antje and Rick Sarre (eds), *The Palgrave Handbook of Australian and New Zealand Criminology, Crime and Justice* (Palgrave, 2017), doi.org/10.1007/978-3-319-55747-2
- Durnescu, Ioan and Fergus McNeill, *Understanding Penal Practice* (Taylor and Francis, 2013)
- Fletcher, Adam, *Australia's Human Rights Scrutiny Regime. Democratic Masterstroke or Mere Window Dressing?* (Melbourne University Press, 2018)
- Freckelton, Ian and Kerry Peterson (eds), *Tensions and Traumas in Health Law* (Federation Press, 2017)
- Freiberg, Arie, *Fox & Freiberg's Sentencing: State and Federal Law in Victoria* (Lawbook Co, 3rd ed, 2014)

- Garland, David, *The Culture of Control: Crime and Social Order in Contemporary Society* (Oxford University Press, 2001)
- Garland, David (ed), *Mass Imprisonment. Social Causes and Consequences* (SAGE, 2001)
- Gerber, Paula and Melissa Castan (eds), *Contemporary Perspectives on Human Rights Law in Australia* (Lawbook Co, 2013)
- Goffman, Erving, *Asylums. Essays on the Social Situation of Mental Patients and Other Inmates* (Aldine Publishing Company, 1962)
- Groves, Matthew and Colin Campbell (eds), *Australian Charters of Rights a Decade On* (Federation Press, 2017)
- Groves, Matthew, Janina Boughey and Dan Meagher (eds), *The Legal Protection of Rights in Australia* (Bloomsbury Publishing, 2019)
- Hayward, Keith, Shadd Maruna and Jayne Mooney (eds), *Fifty Key Thinkers in Criminology* (Routledge, 2010)
- Hertogh, Marc and Richard Kirkham (eds), *Research Handbook on the Ombudsman* (Edward Elgar Publishing, 2018)
- Ireland, Jane et al (eds), *The Routledge International Handbook of Forensic Psychology in Secure Settings* (Routledge, 2017)
- Jesuit Social Services, *All Alone. Young Adults in the Victorian Justice System* (2018)
- Jewkes, Yvonne (ed), *Handbook on Prisons* (Willan Publishing, 2007)
- Jewkes, Yvonne et al (eds), *Handbook on Prisons* (Routledge, 2016)
- Johnstone, Gerry and Daniel Van Ness (eds), *Handbook of Restorative Justice* (Willan Publishing, 2003)
- Joseph, Sarah and Melissa Castan, *The International Covenant on Civil and Political Rights. Cases, Materials and Commentary* (Oxford University Press, 3rd ed, 2013)
- Keyzer, Patrick et al (eds), *Access to International Justice* (Routledge, 2014)
- Levy, Ron et al (eds), *New Directions for Law in Australia: Essays in Contemporary Law Reform* (ANU Press, 2017)
- Liebling, Alison, David Price and Guy Shefer, *The Prison Officer* (Taylor and Francis, 2nd ed, 2010)
- Mackenzie, Geraldine, Nigel Stobbs and Jodie O'Leary, *Principles of Sentencing* (The Federation Press, 2010)

- Maconochie, Alexander, *Report on the State of Prison Discipline in Van Diemen's Land* (London, 1838)
- Mannheim, Hermann (ed), *Pioneers in Criminology* (Patterson Smith Publishing Corporation, 1972)
- Maruna, Shadd and Russ Immarigeon (eds), *After Crime and Punishment. Pathways to Offender Reintegration* (Willan Publishing, 2004)
- Mathieson, Thomas, *Prison on Trial* (Waterside Press, 3rd ed, 2006)
- Max Planck Yearbook of United Nations Law, Volume 19, 2015* (Brill, 2016)
- Moeckli, Daniel et al (eds), *International Human Rights Law* (Oxford University Press, 2014)
- Moore, Linda et al (eds), *Women's Imprisonment and the Case for Abolition: Critical Reflections on Corston Ten Years On* (Routledge, 2017), doi.org/10.4324/9781315204819
- Morris, Norval, *Maconochie's Gentlemen. The Story of Norfolk Island and the Roots of Modern Prison Reform* (Oxford University Press, 2002)
- Murray, Rachel et al, *The Optional Protocol to the UN Convention Against Torture* (Oxford University Press, 2011)
- Naylor, Bronwyn, Julie Debeljak and Anita Mackay (eds), *Human Rights in Closed Environments* (Federation Press, 2014)
- Neal, David, *The Rule of Law in a Penal Colony: Law and Power in Early New South Wales* (Cambridge University Press, 1992)
- Owen, Tim and Alison Macdonald (eds), *Livingstone, Owen, and Macdonald on Prison Law* (Oxford University Press, 5th ed, 2015)
- Pratt, John et al (eds), *The New Punitiveness: Trends, Theories, Perspectives* (Willan Publishing, 2005)
- Pratt, John and Anna Eriksson, *Contrasts in Punishment. An Explanation of Anglophone Excess and Nordic Exceptionalism* (Routledge, 2013), doi.org/10.4324/9780203096116
- Rainey, Bernadette, Elizabeth Wicks and Clare Ovey, *Jacobs, White and Ovey. The European Convention on Human Rights* (Oxford University Press, 7th ed, 2017)
- Raynor, Peter and Gwen Robinson, *Rehabilitation, Crime and Justice* (Palgrave Macmillan, 2005)

- Reeves, Carla (ed), *Experiencing Imprisonment. Research on the Experience of Living and Working in Carceral Institutions* (Routledge, 2017), doi.org/10.4324/9781315764177
- Roberts, Andrew and Jeremy Gans (eds), *Critical Perspectives on the Uniform Evidence Law* (The Federation Press, 2017)
- Rodley, Nigel, and Matt Pollard, *The Treatment of Prisoners Under International Law* (Oxford University Press, 3rd ed, 2009)
- Rotman, Edgardo, *Beyond Punishment. A New View on the Rehabilitation of Criminal Offenders* (Greenwood Press, 1990)
- Rutherford, Andrew, *Prisons and the Process of Justice: The Reductionist Challenge* (Heinemann, 1984)
- Scott, David (ed), *Why Prison?* (Cambridge University Press, 2013)
- Steels, Brian and Dot Goulding, *Predator or Prey? An Exploration of the Impact and Incidence of Sexual Assault in West Australian Prisons* (Centre for Social and Community Research, Murdoch University, Perth, Western Australia, 2009)
- Sykes, Gresham, *Society of Captives; A Study of a Maximum Security Prison* (Princeton University Press, 1958)
- Van Zyl Smit, Dirk and Sonja Snacken, *Principles of European Prison Law and Policy: Penology and Human Rights* (Oxford University Press, 2009)
- Wallace, Jack et al, *Regulating Hepatitis C: Rights and Duties. Preventing Hepatitis C Transmission in Australian Adult Correctional Settings* (La Trobe University, 2009)
- Weber, Leanne et al (eds), *The Routledge International Handbook of Criminology and Human Rights* (Routledge, 2016)
- Weber, Leanne et al (eds), *The Routledge International Handbook of Criminology and Human Rights* (Routledge, 2017)
- White, Rob and Fiona Haines, *Crime and Criminology* (Oxford University Press, 4th ed, 2008)
- Williams, George, Sean Brennan and Andrew Lynch, *Blackshield & Williams Australian Constitutional Law & Theory. Commentary & Materials* (The Federation Press, 6th ed, 2014)
- Williams, George and Daniel Reynolds, *A Charter of Rights for Australia* (UNSW Press, 4th ed, 2017)

Australian Government, Statutory Agency and Other Official Publications

- A WA Human Rights Act: Report of the Consultation Committee for a Proposed WA Human Rights Act* (2007)
- ACT Auditor-General, *The Rehabilitation of Male Detainees at the Alexander Maconochie Centre (Report No. 2 of 2015)* (2015)
- ACT Government, *ACT Drug Strategy Action Plan 2018-2021: A Plan to Minimise Harms from Alcohol, Tobacco and Other Drug Use* (2018)
- ACT Government, Justice and Community Safety, *Human Rights Principles for ACT Correctional Centres* (January 2019)
- ACT Health Services Commissioner, *Review of the Opioid Replacement Program at the Alexander Maconochie Centre* (2018)
- ACT Human Rights and Discrimination Commissioner, *Human Rights Audit on the Conditions of Detention of Women at the Alexander Maconochie Centre* (2014)
- ACT Human Rights Commission, *Human Rights Audit on the Operation of ACT Correctional Facilities Under Corrections Legislation* (2007)
- ACT Human Rights Commission, *Annual Report 2011/12* (2012)
- ACT Human Rights Commission, *Annual Report 2012–2013* (2013)
- ACT Human Rights Commission, *Response to the Australian Human Rights Commission's May 2017 'OPCAT in Australia Consultation Paper'* (21 July 2017)
- ACT Inspector of Correctional Services, *Review into the Treatment and Care of Remandees at the Alexander Maconochie Centre* (2018)
- ACT Inspector of Correctional Services, *ACT Standards for Adult Correctional Services* (2019)
- ACT Inspector of Correctional Services, *Report of a Review of a Correctional Centre by the ACT Inspector of Correctional Services: Healthy Prison Review of the Alexander Maconochie Centre* (2019)
- ACT Inspector of Correctional Services, *Report of a Review of the Care and Management of Remandees at the Alexander Maconochie Centre* (2019)
- Adult Parole Board Victoria, *Parole Manual Adult Parole Board of Victoria* (Adult Parole Board of Victoria, 2018)

- Angus, Chris, *Older Prisoners: Trends and Challenges* (NSW Parliamentary Research Service, 2015)
- Anti-Discrimination Board of New South Wales, *C Change. Report of the Enquiry into Hepatitis C Related Discrimination* (2001)
- Anti-Discrimination Commission Queensland, *Women in Prison. A Report by the Anti-Discrimination Commission Queensland* (2006)
- Anti-Discrimination Commission Queensland, *Women in Prison* (2017)
- Anti-Discrimination Commission Queensland, *Women in Prison 2019: A Human Rights Consultation Report* (2019)
- Australian Bureau of Statistics, *Prisoners in Australia 2013* (2014)
- Australian Bureau of Statistics, *Prisoners in Australia 2018* (2018)
- Australian Bureau of Statistics, *Prisoners in Australia 2019* (5 December 2019)
- Australian Human Rights Commission, *Implementing the Optional Protocol to the Convention Against Torture: Options for Australia. A Report to the Australian Human Rights Commission by Professors Richard Harding and Neil Morgan (Centre for Law and Public Policy, The University of Western Australia)* (2008)
- Australian Human Rights Commission, *OPCAT in Australia Consultation Paper* (May 2017)
- Australian Human Rights Commission, *OPCAT in Australia Consultation Paper: Stage 2* (June 2018)
- Australian Institute of Criminology, *Guilty Outcomes in Reported Sexual Assault and Related Offence Incidents* (Crime Facts Info No 162, 2007)
- Australian Institute of Criminology, *Australian Crime: Facts and Figures: 2013* (2014)
- Australian Institute of Criminology, *How Much Does Prison Really Cost? Comparing the Costs of Imprisonment with Community Corrections* (Research Report No 5, 2018)
- Australian Institute of Criminology, *Justice Reinvestment in Australia: A Review of the Literature* (Research Report No 9, 2018)
- Australian Institute of Health and Welfare, *The Health of Australian Prisoners 2015* (2015)
- Australian Institute of Health and Welfare, *The Health of Australian Prisoners 2018* (2019)

- Australian Institute of Health and Welfare, *National Drug Strategy Household Survey 2016 Detailed Findings* (2017)
- Australian Law Reform Commission, *Seen and Heard: Priority for Children in the Legal Process*, Report No 84 (1997)
- Australian Law Reform Commission, *Connection to Country: Review of the Native Title Act 1993 (Cth)*, Report No 126 (2015)
- Australian Law Reform Commission, *Traditional Rights and Freedoms—Encroachments by Commonwealth Laws*, Report No 129 (2016)
- Australian Law Reform Commission, *Pathways to Justice—An Inquiry into the Incarceration Rate of Aboriginal and Torres Strait Islander Peoples*, Report No 133 (2017)
- Australian Law Reform Commission and New South Wales Law Reform Commission, *Uniform Evidence Law* (2006)
- Baidawi, Susan et al, *Older Prisoners—A Challenge for Australian Corrections* (Trends and Issues in Crime and Criminal Justice No 426, 2011)
- Callinan, Ian, *Review of the Parole System in Victoria* (2013)
- Commonwealth and Northern Territory, *Royal Commission into the Protection and Detention of Children in the Northern Territory, Final Report* (2017)
- Commonwealth Ombudsman, *Commonwealth Ombudsman Implementation of the Optional Protocol to the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (OPCAT) Baseline Assessment of Australia's OPCAT Readiness Report No. 3/2019* (September 2019)
- Community Development and Justice Standing Committee (WA), *Making Our Prisons Work: An Inquiry into the Efficiency and Effectiveness of Prisoner Education, Training and Employment Strategies* (2010)
- Corrective Services Administrators' Conference (Cth), *Guiding Principles for Corrections in Australia* (2018)
- Department of Justice and Regulation, *Annual Report 2017–18* (2018)
- Freiberg, Arie et al, *Drug and Specialist Courts Review* (Department of Justice and Attorney-General, Queensland, 2016)
- Government of Western Australia Department of Corrective Services, *Annual Report 2010/11. Contract for the Provision of Court Security and Custodial Services* (2011)

- Heseltine, Karen, Andrew Day and Rick Sarre, *Prison-Based Correctional Offender Rehabilitation Programs: The 2009 National Picture in Australia* (Australian Institute of Criminology Reports Research and Public Policy Series 112, 2011)
- House of Representatives Standing Committee on Aboriginal and Torres Strait Islander Affairs, *Doing Time – Time for Doing. Indigenous Youth in the Criminal Justice System* (2011)
- Independent Inquiry into the Treatment in Custody of Mr Steven Freeman, ‘*So Much Sadness in Our Lives*’ (2016)
- Independent Investigation into the Metropolitan Remand Centre Riot, *Final Report* (December 2015)
- Justice Nagle, *Report of the Royal Commission into NSW Prisons* (Government Printer, 1978)
- National Human Rights Consultation, *National Human Rights Consultation Report* (September 2009)
- New South Wales, Parliament Legislative Council Portfolio Committee No. 4 – Legal Affairs, *Parklea Correctional Centre and Other Operational Issues* (2018)
- NSW Government, *Department of Justice Annual Report 2017–18* (2018)
- NSW Inspector of Custodial Services, *Inspection Standards for Adult Custodial Services in New South Wales* (2014)
- NSW Inspector of Custodial Services, *Report No. 1 – The Invisibility of Correctional Officer Work* (2014)
- NSW Inspector of Custodial Services, *Full House: The Growth of the Inmate Population in NSW* (2015)
- NSW Inspector of Custodial Services, *Old and Inside: Managing Aged Offenders in Custody* (2015)
- NSW Inspector of Custodial Services, *Prison Greens: The Clothing and Bedding of Inmates in NSW* (2017)
- NSW Inspector of Custodial Services, *The Management of Radicalised Inmates in NSW* (2018)
- Office of the Custodial Inspector Tasmania, *Inspection Standards for Adult Custodial Services in Tasmania* (2018)

- Office of the Inspector of Custodial Services, *Report of an Announced Inspection of Bandyup Women's Prison June 2002* (2003)
- Office of the Inspector of Custodial Services, *Vulnerable and Predatory Prisoners in Western Australia: A Review of Policy and Practice* (2003)
- Office of the Inspector of Custodial Services, *Report of an Announced Inspection of Adult Prisoner Transport Services* (2004)
- Office of the Inspector of Custodial Services, *Code of Inspection Standards for Adult Custodial Services, Version 1* (19 April 2007)
- Office of the Inspector of Custodial Services, *Thematic Review of Custodial Transport Services in Western Australia* (2007)
- Office of the Inspector of Custodial Services, *Issues Paper. Smoking in Prison* (2008)
- Office of the Inspector of Custodial Services, *Prisoner/Detainee Transportation 1 July 2011 – 31 December 2011* (2012)
- Office of the Inspector of Custodial Services, *Directed Review into an Incident at Banksia Hill Detention Centre of 20 January 2013* (2013)
- Office of the Inspector of Custodial Services, *Funeral Attendances by Incarcerated People in Western Australia* (2013)
- Office of the Inspector of Custodial Services, *Report of an Announced Inspection of Greenough Regional Prison* (2013)
- Office of the Inspector of Custodial Services, *Prisoner and Staff Perceptions of WA Custodial Facilities from 2010–2012* (2014).
- Office of the Inspector of Custodial Services, *Report of an Announced Inspection of Bandyup Women's Prison* (2014)
- Office of the Inspector of Custodial Services, *Thermal Conditions of Prison Cells* (2015)
- Office of the Inspector of Custodial Services, *Fine Defaulters in the Western Australian Prison System* (2016)
- Office of the Inspector of Custodial Services, *Western Australia's Prison Capacity* (2016)
- Office of the Inspector of Custodial Services, *Access to Funerals and Other Compassionate Leave for People in Custody in Western Australia* (2017)
- Office of the Inspector of Custodial Services, *Annual Report 2017–18* (2018)

- Office of the Inspector of Custodial Services, *The Birth at Bandyup Women's Prison in March 2018* (2018)
- Office of the Inspector of Custodial Services, *The Digital Divide: Access to Digital Technology for People in Custody* (2018)
- Office of the Inspector of Custodial Services, *Contact with Family and Friends While in Custody* (2018)
- Office of the Inspector of Custodial Services, *Strip Searching Practices in Western Australian Prisons* (2019)
- Ombudsman New South Wales, *Managing Use of Force in Prisons: The Need for Better Policy and Practice* (2012)
- Ombudsman New South Wales, *Annual Report 2017–2018* (2018)
- Ombudsman for the Northern Territory, *Women in Prison Northern Territory. Report of the Investigation into Complaints from Women Prisoners at Darwin Correctional Centre* (2008)
- Ombudsman Northern Territory, *Ombudsman NT Investigation Report. Women in Prison II – Alice Springs Women's Correctional Facility* (2017)
- Ombudsman South Australia, *Department for Correctional Services – Port Augusta Prison Disturbance* (2010)
- Ombudsman South Australia, *Department for Correctional Services – Prisoner Amenities Levy* (2011)
- Ombudsman South Australia, *Department for Correctional Services – Continuing Separation of a Prisoner* (2012)
- Ombudsman South Australia, *Ombudsman Investigation into the Department of Correctional Services in Relation to the Restraining and Shackling of Prisoners in Hospitals* (2012)
- Ombudsman South Australia, *Final Report Department of Correctional Services* (2013)
- Ombudsman South Australia, *Department for Correctional Services – Treatment of a Prisoner* (2013)
- Ombudsman South Australia, *Department for Correctional Services – Restraint of a Prisoner* (2014)
- Ombudsman South Australia, *Department for Correctional Services – Prohibition of Correspondence* (2016)

- Ombudsman South Australia, *Department for Correctional Services – Shackling of a Prisoner in Hospital* (2016)
- Ombudsman South Australia, *Department for Correctional Services – Unreasonable Shackling of a Prisoner in Hospital* (2016)
- Ombudsman South Australia, *Department for Correctional Services – Failure to Ensure that a Prisoner Understood the Induction Process* (2017)
- Ombudsman South Australia, *Department for Correctional Services – Failure to Induct Prisoner* (2017)
- Ombudsman South Australia, *Department for Correctional Services – Unjust and Oppressive Separation of a Prisoner* (2017)
- Ombudsman South Australia, *Department for Correctional Services – Unlawful Shackling of a Mental Health Patient in Hospital* (2017)
- Ombudsman South Australia, *Department for Correctional Services – Failure to Amend Record of Gender Media Release* (2018)
- Ombudsman South Australia, *Department for Correctional Services – Handling of a Prisoner’s Diabetes* (2018)
- Ombudsman South Australia, *Department for Correctional Services’ – Handling of a Physical Altercation* (2019)
- Ombudsman South Australia, *Restraint of Prisoner During Hospitalisation – Compliance with Standard Operating Procedures in Relation to Checking of Restraints* (2019)
- Ombudsman Tasmania, *Report on an Inquiry into Risdon Prison. The Risdon Prison Complex* (2001)
- Ombudsman Tasmania, *Report on an Inquiry into Risdon Prison. Risdon Prison Hospital & Forensic Mental Health Service* (2001)
- Ombudsman Tasmania, *Risdon Prison Complex Tamar Unit and Behaviour Management Program. Investigation Report* (2010)
- Ombudsman Tasmania, *Investigation into the Strip Searching Procedures for Women at the Hobart Reception Prison* (2017)
- Ombudsman Victoria, *Investigation into Deaths and Harms in Custody* (2014)
- Ombudsman Victoria and Office of Police Integrity, *Conditions for Persons in Custody. Report of Ombudsman Victoria and Office of Police Integrity July 2006* (2006)

- Ombudsman Western Australia, *Annual Report 2017–18* (2018)
- Palmer, Mick, *Risdon Prison Complex Inquiry* (March 2011)
- Parliament of Tasmania Legislative Council Select Committee, *Correctional Services and Sentencing in Tasmania* (1999)
- Parliament of Victoria Family and Community Development Committee, *Inquiry into Abuse in Disability Services Final Report* (May 2016)
- Productivity Commission, *Disability Care and Support, Productivity Commission Inquiry Report* (2011)
- Queensland Ombudsman, *The Classification and Movement of Prisoners Report. An Investigation of Queensland Corrective Services' Process for the Classification, Placement and Transfer of Prisoners* (2009)
- Queensland Ombudsman, *The Strip Searching of Female Prisoners Report. An Investigation into the Strip Search Practices at Townsville Women's Correctional Centre* (2014)
- Queensland Ombudsman, *Overcrowding at Brisbane Women's Correctional Centre Report* (2016)
- Queensland Productivity Commission, *Inquiry into Imprisonment and Recidivism. Final Report* (2019)
- Response of the Australian Government to the Views of the Committee in Communication No 1184/2003 (Brough v Australia)*
- Response of the Australian Government to the Views of the Committee on the Rights of Persons with Disabilities in Communication No 7/2012 (Noble v Australia)*
- Royal Commission into Aboriginal Deaths in Custody, *National Report* (1991)
- Select Committee on the Increase in Prisoner Population (NSW), *Final Report* (2001)
- Senate Community Affairs References Committee, *Indefinite Detention of People with Cognitive and Psychiatric Impairment in Australia* (2016)
- Senate Legal and Constitutional Affairs References Committee, *Value of a Justice Reinvestment Approach to Criminal Justice in Australia* (2013)
- Senate Select Committee on Mental Health, *A National Approach to Mental Health – From Crisis to Community, First Report* (2006)
- Senate Select Committee on Regional and Remote Indigenous Communities, *Indigenous Australians, Incarceration and the Criminal Justice System* (2010)

- Senate Standing Committee on Community Affairs, *Violence, Abuse and Neglect Against People with Disability in Institutional and Residential Settings, Including the Gender and Age Related Dimensions, and the Particular Situation of Aboriginal and Torres Strait Islander People with Disability, and Culturally and Linguistically Diverse People with Disability* (November 2015)
- Sentencing Advisory Council, *Gender Differences in Sentencing Outcomes* (2010)
- Sentencing Advisory Council, *Does Imprisonment Deter? A Review of the Evidence* (2011)
- Sentencing Advisory Council, *Minimum Standard Non-Parole Periods. Final Report* (2011)
- Sentencing Advisory Council, *Victoria's Prison Population 2002–2012* (2013)
- Shuard, Jan, *Critical Incident Review into the Events at Greenough Regional Prison on 24–25 July 2018* (2018)
- Sofronoff, Walter, *Queensland Parole System Review, Final Report* (Department of Justice and Attorney-General, 2016)
- Standing Committee on Justice and Community Safety, ACT Legislative Assembly, *Inquiry into the Establishment of an ACT Prison: Justification and Siting* (1999)
- Standing Committee on Justice and Community Safety, ACT Legislative Assembly, *The Proposed ACT Prison Facility: Philosophy and Principles* (1999)
- Steering Committee for the Review of Government Service Provision, *Report on Government Services 2018, Volume C: Justice* (Commonwealth of Australia, 2018)
- Steering Committee for the Review of Government Service Provision, *Report on Government Services 2019, Part C: Justice* (Commonwealth of Australia, 2019)
- Steering Committee for the Review of Government Service Provision, *Report on Government Services 2020, Volume C: Justice* (Commonwealth of Australia, 2020)
- Tasmania Law Reform Institute, *A Charter of Rights for Tasmania*, Report No 10 (2007)
- Tasmanian Custodial Inspector, *Annual Report 2017–18* (2018)
- Tasmanian Custodial Inspector, *Inspection of Adult Custodial Services in Tasmania, 2017 Care and Wellbeing Inspection Report* (October 2018)

- The Corrective Services Ministers' Conference (Cth), *Standard Guidelines for Corrections in Australia* (3rd ed, 2004)
- The Corrective Services Ministers' Conference (Cth), *Standard Guidelines for Corrections in Australia* (2012)
- Trimboli, Lily, *NSW Trends in the Age-Specific Rates of Offending, 1995 – 2018* (Issues Paper No 143, NSW Bureau of Crime Statistics and Research, 2019)
- Victorian Auditor-General, *Prison Capacity Planning* (2012)
- Victorian Equal Opportunity and Human Rights Commission, *Unfinished Business. Koori Women and the Justice System* (2013)
- Victorian Equal Opportunity and Human Rights Commission, *2013 Report on the Operation of the Charter of Human Rights and Responsibilities* (2014)
- Victorian Equal Opportunity and Human Rights Commission, *Annual Report 2017/18* (2018)
- Victorian Government, Submission 324 to Scrutiny of Acts and Regulations Committee, *Review of the Charter of Human Rights and Responsibilities Act 2006*, 2011
- Victorian Ombudsman, *Investigation into the Handling, Storage and Transfer of Prisoner Property in Victorian Prisons* (2005)
- Victorian Ombudsman, *Investigation into Contraband Entering a Prison and Related Issues* (2008)
- Victorian Ombudsman, *Investigation into Prisoner Access to Health Care* (2011)
- Victorian Ombudsman, *The Death of Mr Carl Williams at HM Barwon Prison – Investigation into Corrections Victoria* (2012)
- Victorian Ombudsman, *Investigation into Children Transferred from the Youth Justice System to the Adult Prison System* (2013)
- Victorian Ombudsman, *Investigation into Deaths and Harms in Custody* (2014)
- Victorian Ombudsman, *Ombudsman's Recommendations. Third Report on Their Implementation* (Report for Parliament, 19 February 2014)
- Victorian Ombudsman, *Investigation into the Rehabilitation and Reintegration of Prisoners in Victoria* (2015)
- Victorian Ombudsman, *Implementing OPCAT in Victoria: Report and Inspection of the Dame Phyllis Frost Centre* (2017)

Victorian Ombudsman, *Investigation into the Imprisonment of a Woman Found Unfit to Stand Trial* (2018)

Victorian Ombudsman, *Annual Report 2018* (2018)

Victorian Parliament Legislative Council, Select Committee of the Legislative Council upon the Victorian Prisons Service, *Interim Report* (1984)

Weatherburn, Don, Jiuzhao Hua and Steve Moffatt, 'How Much Crime Does Prison Stop? The Incapacitation Effect of Prison on Burglary', *Crime and Justice Bulletin* (NSW Bureau of Crime Statistics and Research, 2006)

International Reports and Committee General Comments

Committee on the Elimination of Racial Discrimination, *Decision 2(54) on Australia: Concluding Observations/Comments*, UN Doc CERD/C/54/Misc.40/Rev.2 (1999)

Correctional Investigator Canada, *Aging and Dying in Prison. An Investigation into the Experiences of Older Individuals in Federal Custody* (2019)

Guidelines of the Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment in Relation to Visits to States Parties Under Article 11 (a) of the Optional Protocol, CAT/OP/5 (14 February 2015)

Her Majesty's Inspectorate of Prisons, *'No Problems – Old and Quiet': Older Prisoners in England and Wales. A Thematic Review by HM Chief Inspector of Prisons* (2004)

Her Majesty's Inspectorate of Prisons, *Report on HMP Aberdeen Full Inspection 6 – 10 October 2008* (2009)

Human Rights Committee, *Concluding Observations of the Human Rights Committee: Australia*, UN Doc CCPR/C/AUS/CO/5 (7 May 2009)

Human Rights Committee, *Concluding Observations on the Sixth Periodic Report of Australia*, UN Doc CCPR/C/AUS/CO/6 (1 December 2017)

Human Rights Council, *Report of the Special Rapporteur on the Right of Everyone to the Enjoyment of the Highest Attainable Standard of Physical and Mental Health*, Anand Grover, UN DOC A/HRC/14/20/Add.4 (3 June 2010)

- Human Rights Council, *Report of the Special Rapporteur on the Rights of Indigenous Peoples on Her Visit to Australia*, UN Doc A/HRC/36/46/Add.2 (8 August 2017)
- Human Rights Council, *Report of the Special Rapporteur on Violence Against Women, Its Causes and Consequences on Her Mission to Australia*, UN Doc A/HRC/38/47/Add.1 (17 April 2018)
- Human Rights Watch, *'I Needed Help, Instead I Was Punished': Abuse and Neglect of Prisoners with Disabilities in Australia* (2018)
- Independent Monitoring Boards, *'Slopping Out?' A Report on the Lack of In-Cell Sanitation in Her Majesty's Prisons in England and Wales* (National Council for Independent Monitoring Boards, 2010)
- Joseph, Sarah, Katie Mitchell and Linda Gyorki, *Seeking Remedies for Torture Victims. A Handbook on the Individual Complaint Procedures of the UN Treaty Bodies* (World Organisation Against Torture, 2006)
- National Preventive Mechanism (UK), *Monitoring Places of Detention. Ninth Annual Report of the United Kingdom's National Preventive Mechanism 1 April 2017 – 31 March 2018* (2019)
- Quaker Council for European Affairs, *The Social Reintegration of Ex-Prisoners in Council of Europe Member States* (Quaker Council for European Affairs, 2011)
- Recommendation CM/Rec (2012) 5 of the Committee of Ministers to Member States on the European Code of Ethics for Prison Staff* (Adopted by the Committee of Ministers on 12 April 2012 at the 1140th meeting of the Ministers' Deputies)
- Secretary-General of the United Nations, *Compilation of Guidelines on the Form and Content of Reports to be Submitted by States Parties to the International Human Rights Treaties*, UN Doc HRI/GEN/2/Rev.5 (29 May 2008)
- Subcommittee for the Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, *The Approach of the Subcommittee on Prevention of Torture to the Concept of Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment Under the Optional Protocol to the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment*, CAT/OP/12/6 (30 December 2010)
- Subcommittee for the Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, *Fifth Annual Report of the Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (January – December 2011)* (2012)

- Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, *Visit to New Zealand Undertaken from 29 April to 8 May 2013: Observations and Recommendations Addressed to the State Party. Report of the Subcommittee*, UN Doc CAT/OP/NZL/1 (10 February 2017)
- United Nations Committee against Torture, *CAT General Comment No. 2 Implementation of Article 2 by States Parties* (24 January 2008)
- United Nations Committee against Torture, *Concluding Observations of the Committee against Torture: Australia*, UN Doc CAT/C/AUS/CO/3 (22 May 2008)
- United Nations Committee on the Rights of Persons with Disabilities, *CRPD General Comment No. 6: Equality and Non-Discrimination* (26 April 2018)
- United Nations Committee on the Rights of Persons with Disabilities, *Concluding Observations on the Initial Report of Australia*, UN Doc CRPD/C/AUS/CO/1 (21 October 2013)
- United Nations Human Rights Committee, *CCPR General Comment No. 20: Article 7 (Prohibition of Torture, or Other Cruel, Inhuman or Degrading Treatment or Punishment)* (10 March 1992)
- United Nations Human Rights Committee, *CCPR General Comment No. 21: Article 10 (Humane Treatment of Persons Deprived of Their Liberty)* (10 April 1992)
- United Nations Human Rights Committee, *General Comment 29, States of Emergency (Article 4)*, UN Doc CCPR/C/21/Rev.1/Add.11 (2001)
- United Nations Human Rights Committee, *Consideration of Reports Submitted by States Parties Under Article 40 of the Covenant Sixth Periodic Reports of States Parties Due in 2013 Australia*, UN Doc CCPR/C/ AUS/6 (2 June 2016)
- United Nations Human Rights Council, *Report by the Special Rapporteur on the Situation of Human Rights and Fundamental Freedoms of Indigenous People, James Anaya, Addendum, Situation of Indigenous Peoples in Australia* (1 June 2010)
- United Nations Office on Drugs and Crime, *Handbook on Strategies to Reduce Overcrowding in Prisons* (United Nations, 2013)
- World Health Organization, *Health in Prisons. A WHO Guide to the Essentials in Prison Health* (2007)

This text is taken from *Towards Human Rights Compliance in Australian Prisons*, by Anita Mackay, published 2020 by ANU Press, The Australian National University, Canberra, Australia.