

24. In any case, in which sentence of death has been passed upon any convict, by any court in Canada, and the Governor, on behalf of Her Majesty, has been pleased to commute such sentence for imprisonment for life, or for any term of years, such commutation shall have the same effect as the judgment of a competent court legally sentencing such convict to such imprisonment for life or other term would have; and the Sheriff, or other officer, or other person having such convict in custody, on receipt of a letter from the Secretary of State, or such other officer as aforesaid, notifying him of the fact of such commutation, and directing him to convey such convict to a penitentiary therein named, shall forthwith convey such convict thereto, and shall have the same rights and powers in conveying such convict to such penitentiary as if the conveyance took place by virtue of the sentence of a competent court.

Power to convey a convict whose sentence has been commuted, and effect of commutation.

25. In order to commute any sentence of death as aforesaid for imprisonment for life, or for a term of years, it shall not be held to be necessary, nor to have been at any time necessary, for the purpose of commuting such sentence, or of authorizing the conveyance of a prisoner to any penitentiary, or for his reception and detention therein for the commuted period, that a copy of any pardon should be or should have been in the possession of the Warden of such penitentiary; a letter, signed by the Secretary of State, or such other officer as aforesaid, notifying the Warden of the fact of such commutation, and of the term of years or life term for which the sentence has been commuted, shall be and shall have been sufficient authority for the Warden to receive such convict into the penitentiary, and to deal with him as if he had been sentenced by a competent court to confinement therein for the period or life term in the said letter mentioned.

What shall be sufficient authority to the warden in such case.

26. Every prisoner who, being ordered to be detained in any penitentiary, escapes from the person or persons having the lawful custody of such prisoner, when being conveyed thereto, shall be guilty of felony, and being convicted thereof, shall have not less than two years added to the original term of his imprisonment: and any prisoner who at any time breaks prison or escapes, or attempts to escape from the custody of any officer, guard, or other servant of the penitentiary while at work, or passing to or from work, either within or beyond the prison walls or penitentiary limits, shall, on conviction thereof, be punished by an addition not exceeding three years to the term of his imprisonment, besides forfeiting the whole of the period of remission of sentence hereinafter mentioned, which he may have earned; and he may also be again confined in the penal prison or solitary cells, if any, attached to such penitentiary as in the prison rules may be prescribed.

Escape during conveyance to be felony.

Punishment of prisoners escaping or attempting to escape, while at work, &c.