

PUNISHMENTS.

37. It shall be lawful for the Inspector, subject to the approval of the Minister of Justice, to make, and from time to time, to alter rules for the discipline and correction of convicts confined in any penitentiary, as hereinbefore provided; but in case any convict is accused of having committed any offence, which, if proved, would be followed by the infliction of corporal punishment or a remand to the penal prison, where such penal prison is established, it shall be the duty of the Warden to make investigation upon oath into the facts of the case, before awarding such punishment or remand, and to make a minute of the evidence taken by him, to be forwarded forthwith to the Inspector: Provided also that the Surgeon of the penitentiary shall have certified that the prisoner is in a physical condition to bear such punishment, and that the Surgeon shall be present during its infliction, and that no more than sixty lashes shall be inflicted upon any prisoner for any such offence.

Inspector, with approval, to make rules for discipline correction.

Proviso.

Investigation in certain cases.

Proviso.

OFFICERS.

38. It shall be lawful for the Governor to appoint for any penitentiary a Warden, a Deputy Warden (who in the absence or incapacity of the Warden shall exercise all the functions of the Warden), a Protestant Chaplain, an Assistant Protestant Chaplain when required, a Roman Catholic Chaplain, an Assistant Roman Catholic Chaplain when required, a Surgeon, and an Accountant, all of whom shall hold their offices during pleasure; but the Inspector shall have power summarily to suspend any of the above named officers for misconduct, until the circumstances of the case, of which the Minister of Justice shall be at once notified, have been decided upon by him; and the Inspector may, until such decision has been so intimated, cause any officer so suspended to be removed beyond the precincts of the prison; and generally the Inspector shall have power and it shall be his duty to recommend the removal of any of the above-named officers whom he may deem incapable, inefficient or negligent in the execution of his duty, or whose presence in the Penitentiary he considers detrimental to the interests thereof.

What officers the Governor may appoint for each penitentiary.

Power of Inspector to suspend any officer.

General powers.

39. It shall be lawful for the Minister of Justice to appoint for any penitentiary, a Schoolmaster, a Schoolmistress, a Storekeeper, a Steward, a Chief Keeper, who in the absence or incapacity of the Deputy Warden, shall exercise all the functions of the such Deputy Warden, a Matron, a Deputy Matron, and such and so many trade instructors as may, from time to time, be required, to hold their offices during pleasure; but the Warden shall have power summarily to suspend for misconduct any of the officers named in this section, until the next visit of the Inspector, when he shall

Minister of Justice to appoint certain officers.

Power of Warden to suspend any of them.