

such Gaol has been or is to be 'built, its relative situation to any streets and buildings and to any river or other water; its comparative elevation and capability of being drained; the materials of which it has been or is to be composed; the necessity of guarding against cold and damp, and of providing properly for ventilation; the proper classification of persons, having respect to their age, sex, and the cause of their confinement; the best means of ensuring their safe custody without the necessity of resorting to severe treatment; the due accommodation of the keeper of the Gaol so that he may have ready access to the prisoners and may conveniently oversee them; the exclusion of any intercourse with persons without the walls of the building; the prevention of nuisances from whatever cause; the combining provision as well for the reformation of convicts so far as may be practicable, as for their employment, in order that the Common Gaols may really serve for places of correction; the admission of prisoners to air and exercise without the walls of the building; and the enclosure of the yard and premises with a secure wall.

Provision for securing the requisite improvements in the County Gaols in Upper Canada.

XXIII. Within months after this Act shall come into force, it shall be the duty of the Warden of each County in Upper Canada, to call a special meeting of the County Council; and such County Council shall thereupon appoint a special Committee to confer with the Inspectors and to arrange with them any alterations and additions that may be deemed necessary to make their County Gaol satisfy the requirements of the twenty-first section of this Act, and to report the same to the said County Council; and in case the Inspectors and such Committee do not agree upon the alterations or additions, the matter then shall be referred to the Governor in Council to decide between them, and thereupon the decision shall be reported to the County Council; and it shall be the duty of the said County Council in either case, by By-law, to order and provide for the making of the said alterations and additions, and for the appropriation of any money that may be required for that purpose.

County Councils to raise money to make the required improvements; and how.

XXIV. It shall be the duty of each County Council in Upper Canada, and they are hereby required and empowered to levy and raise such a sum by direct taxation as shall be sufficient to make the said alterations and additions, or at their option to borrow the money so required, under a By-law to be passed for that purpose, for such number of years as they may deem expedient; in such By-law there shall be imposed and settled a special rate over and above and in addition to all rates whatsoever, to be levied in each year for the payment of the said loan, and sufficient, according to the last assessment returns before the passing of such By-law, to pay the whole amount of the said loan and interest within the period fixed by the said By-law for the payment thereof.