

No. 219.

4th Session, 6th Parliament, 24 Vic., 1861.

BILL.

An Act to amend "The Prison and Asylum
Inspection Act."

Received and read, 1st time, Tuesday, 23rd
April, 1861.

Second reading, Friday, 26th April, 1861.

Hon. Mr. Atty Gen. MACDONALD.

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An Act to amend "The Prison and Asylum Inspection Act."

HER MAJESTY, &c., enacts as follows:

Preamble.

I. The fourth section, the first and third sub-sections of the eleventh section, and the twenty-fifth section of the one hundred and tenth chapter of the Consolidated Statutes of Canada, intituled "An Act respecting Inspectors of Public Asylums, Hospitals, the Provincial Penitentiary of Canada, and of all Common Gaols and other Prisons," are hereby repealed.

Certain portions of cap. 110 of Con. Stat. Canada repealed.

II. The following section, or paragraph, shall be substituted for the fourth section hereby repealed, and shall in lieu thereof be read as the fourth section of the said Act:—

New section substituted for s. 4.

"In case of the absence of the Chairman, the Inspectors present may select one of their number to act in his stead during such absence."

III. The following section, or paragraph, shall be substituted for the first sub-section of the eleventh section hereby repealed, and shall in lieu thereof be read as the first sub-section of the eleventh section of the said Act:

New provision substituted for par. 1 of s. 11.

"The said Inspectors shall visit the said Penitentiary, jointly, as often as they see fit, but at least four times in each year, namely, once in each quarter, and shall devote as many days as may be necessary, at each such joint visit, to a rigid inspection of the whole affairs, management and condition of the Institution."

Inspectors to visit the Penitentiary quarterly at least.

III. The following section or paragraph shall be substituted for the third sub-section of the said eleventh section hereby repealed, and shall in lieu thereof be read as the third sub-section of the eleventh section of the said Act:—

New provision substituted for par. 3 of s. 11.

"The said Inspectors shall keep regular minutes of all their visits and proceedings, whether individual or joint; the proceedings at all joint visits shall be entered by the Clerk of the Penitentiary in a book kept for that purpose, and the decisions recorded therein, when signed by the Inspectors present at such visit, shall be the formal action of the Board of Inspectors, and have full force according to the provisions of this Act as such, and nothing which is not therein recorded shall have such authority; and to the said Minute Book the Warden shall have access at all times, and he shall keep himself acquainted with the contents thereof, and guide himself thereby; and the said Inspectors shall keep a memorandum book, in which each Inspector on his individual visits

Minutes of their visits to be kept by Inspectors.

Duty of Warden.

Memorandum Book.

to the Prison shall enter any remarks on the state of the Prison, or on the conduct of any Officer, or any suggestions for the better conduct of the Institution which he may deem it advisable to make."

New section substituted for s. 25.

IV. The following section or paragraph shall be substituted for the twenty-fifth section hereby repealed, and shall in lieu thereof be read 5
as the twenty-fifth section of the said Act:—

Inspectors to record their proceedings.

"The said Inspectors shall keep an exact record of all their proceedings."

Part of par. 10 of s. 11 repealed.

V. So much of the tenth sub-section of the eleventh section of the said Act, as provides the tenth day of February in each year as the 10
period of time when the Inspectors shall make an annual report to the Governor General as therein mentioned, and so much of the thirty-second section of the said Act as provides the tenth day of February in each year as the period of time when the Inspectors shall make an annual report to the Governor as therein mentioned, are hereby re- 15
spectively repealed, and in lieu thereof the first day of April shall be substituted, taken and read as parts of the said sub-section, and of the said section respectively, as the periods of time when the said reports required to be made shall respectively be made in accordance with the said sub-section and section of the said Act. 15

New period for making Reports.

Interpretation.

VI. In the construction of the said Act, the word "Board" or "Inspectors" shall be held to mean a *quorum* of the same.