

BILL

No. 16 of 1921.

An Act to amend An Act respecting Gaols and Prisons.

(Assented to , 1921.)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

An Act respecting Gaols and Prisons, being chapter 15 of the Statutes of Alberta, 1908, is amended as follows:

1. By adding thereto the following sections as sections 13, 14, 15, 16 and 17:

“13. Any officer or servant of any gaol or prison, or other person who—

“(a) Gives or in any way conveys to any prisoner any article or thing not allowed by the rules of the gaol or prison to be so given or conveyed; or,

“(b) Leaves any such article anywhere with intent that any prisoner shall get the same; or,

“(c) Does any other act with intent that any prisoner shall get any such article; or,

“(d) Takes or receives or carries out from any prisoner, for any purpose, any article not allowed by the rules of the gaol or prison to be so taken, received or carried out; or,

“(e) Buys from or sells to or for any prisoner anything whatsoever; or,

“(f) Takes or receives for his own use, or for that of any other person, any fee or gratuity from any prisoner or visitor; or,

“(g) Without proper authority employs any prisoner in work for the personal benefit of himself or any other person; or,

“(h) Endeavours to do or knowingly allows to be done any of the acts in this section mentioned;

shall, on summary conviction, be liable to a penalty not exceeding one hundred dollars, or imprisonment with hard labour for a term not exceeding three months.

“14. Any prisoner who is, upon his discharge or release from the gaol or prison, furnished, at the expense of the gaol or prison, with money or with tickets for transportation, in pursuance of the provisions hereinafter contained, and who uses such money or tickets for any purpose other than

the purpose for which the money or tickets were so furnished, is guilty of an offence, and liable on summary conviction to imprisonment for a term not exceeding three months.

“15. Every person who—

“(a) Is found trespassing upon any grounds, buildings, yards, offices or other premises whatsoever, belonging or appertaining to any gaol or prison; or,
 “(b) Who enters the same, or who may be found loitering upon the street or highway adjacent thereto, not being an officer or servant of the gaol or prison, or authorized by the warden or gaoler; shall, on summary conviction, for a first offence, be liable to a penalty not exceeding ten dollars, and in default of payment to imprisonment, with or without hard labour, for a term not exceeding one month.

“(2) For a subsequent offence he shall be liable to a penalty not exceeding fifty dollars, and in default of payment to imprisonment, with or without hard labour, for a term not exceeding three months.

“16. The warden of the gaol or prison shall *ex officio* be, and have the powers and authority of, a justice of the peace, with respect to any offence or charge of an offence under the four sections last preceding, and for all purposes connected with any such offence or charge.

“(2) Each and every keeper and guard of the gaol or prison shall, for all the said purposes, *ex officio* be, and have the powers and authority of, a constable.

“17. The warden of a gaol or prison, or any officer thereof deputed by him for the purpose, may—

- “(a) Open and examine any letter, parcel, or mail matter received at the gaol or prison, through the mail or otherwise, addressed to or intended for any prisoner;
- “(b) Open and examine any letter, parcel, or mail matter which any prisoner desires to have sent out by mail or otherwise;
- “(c) Withhold from a prisoner any such letter, parcel or mail matter addressed to him or intended for him, or destroy it, or otherwise deal with it as required or authorized by the rules and regulations;
- “(d) Detain or destroy, or remove or obliterate objectionable contents of, or otherwise deal with, any letter, parcel, or mail matter which a prisoner desires to have sent out from the gaol or prison.”

No. 16.

FOURTH SESSION
FOURTH LEGISLATURE
11 GEORGE V
1921

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An Act to amend An Act respecting
Gaols and Prisons.

Received and read the

First time

Second time

Third time

HON. MR. McLEAN.

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