



## WESTERN AUSTRALIA.

ANNO VICESIMO-PRIMO VICTORIÆ REGINÆ.

No. I.

### An Ordinance to make additional provisions for Convict Discipline in Western Aus- tralia.

**W**HEREAS it has been found necessary to make additional regulations for Convict Discipline in Western Australia, as well on road parties and in depôt as inside prisons; also to declare more fully the duties of officers connected therewith: Be it enacted, by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof:—

Preamble.

I. THAT from and after the passing of this Ordinance, any person who shall clandestinely, without the previous knowledge and assent of a superintendent or overseer of convicts, give or convey, or attempt to give or convey, directly or indirectly, any article

whatsoever of food, or luxury, or wearing apparel, or any weapon, instrument, or utensil, to any convict, or indiscriminately to or amongst any party of convicts, then being respectively in the custody and service of the Government, or shall conceal or place the same, or any of the same, in the way of, and for the purpose of being clandestinely received by, any such convict or convicts, whether in either of the said cases, such convict or convicts be inside any prison or depôt, or on any road or working party, shall, on conviction thereof in a summary manner before any one or more Justice or Justices of the Peace, forfeit and pay any sum not exceeding ten pounds, and in default of payment thereof, shall be imprisoned, with or without hard labour, for any term not exceeding three calendar months.

Clandestine presents of articles, of food, of luxury or tools, and laying any such in way of convicts, prohibited.

II. THAT any person employed in, attached to, or connected with any Prison, Convict Establishment, or Depôt, or road or working party, in whose possession shall be found any letter or document addressed to, or purporting to be written by or on behalf of any convict then under the control and in the custody of the Government, the said letter, not being duly superscribed by a Superintendent, shall, on conviction thereof in a summary manner before any one or more Justice or Justices of the Peace, forfeit and pay a sum not exceeding Five Pounds, and in default of payment thereof, shall be imprisoned, with or without hard labour, for any term not exceeding one month.

Servant or hired labourer or officer not to possess letters to or from convicts unsigned by officer.

£5.

12 months.

III. THAT any person who shall deliver, or attempt to deliver to, or who shall receive from, any convict in prison, in depôt or on a road or working party, any letter or paper not duly superscribed by a Superintendent shall, on conviction thereof in a summary manner before any one or more Justice or Justices of the Peace, forfeit and pay a sum not exceeding five pounds, and in default of payment thereof, shall be imprisoned, with or without hard labour, for any term not exceeding one month.

Nor to deliver to.

£5 penalty.

IV. THAT any officer, or other person in any way connected with any prison, depôt, or road or working party, who shall aid in, or connive at the breach of any enactment herein contained, or in the Ordinances No. 6, 1850, and No. 18, 1853, respectively, or of any rule or prison regulation duly established by the Governor, shall, on conviction thereof in a summary way before any two or

Conniving officer.

1857.

21st Vict., No. 1.

more Justices of the Peace, forfeit and pay a sum not exceeding fifty pounds, and in default of payment thereof, or at the discretion of the convicting Justices in the first instance, without the previous imposition of any fine, shall be imprisoned, with or without hard labour, for any term not exceeding twelve months. <sup>£50 &c., or 12 months imprisonment.</sup>

V. THAT this Ordinance, and No. 18, 16th Victoria, 1853, and No. 6, 14th Victoria, 1850, shall be taken and construed together as one Ordinance, to all intents and purposes.

A. E. KENNEDY,

GOVERNOR AND COMMANDER-IN-CHIEF.

*Passed the Legislative Council this }  
22nd day of June, 1857. }*

HENRY WAKEFORD,

Clerk of the Council.