

CHAPTER 11. No. 7.

PRISONS.

Ordinance
Cap. 94-1925.

AN ORDINANCE RELATING TO PRISONS.

Commencement.

[16th October, 1900.]

Short title.

1. This Ordinance may be cited as the Prisons Ordinance.

Interpreta-
tion.

2. In this Ordinance—

“prison” includes any place mentioned in section 3 of this Ordinance, or proclaimed or appointed under this Ordinance;

“prisoner” includes every inmate of any prison detained therein under sentence or conviction for any offence, or under committal or remand pending trial or investigation on a charge of any offence;

“prohibited article” means any article declared to be a prohibited article by the Prison Rules for the time being in force.

Prisons of
the Colony.

3. The prisons of the Colony shall consist of,—

(a) the Royal Gaol in Port-of-Spain;

(b) Carrera’s Island, and any other convict depot proclaimed to be such by the Governor in Council under section 4;

(c) district prisons proclaimed to be such by the Governor in Council under section 5;

(d) labour yards and other places appointed under section 6.

Convict
depots.

4. It shall be lawful for the Governor in Council by proclamation to appoint any place as a convict depot.

5. (1) It shall be lawful for the Governor in Council, by proclamation, to declare any Police Station or part thereof or other suitable place to be a district prison. District prisons.

(2) Any person sentenced on summary conviction to imprisonment, with or without hard labour, for any term not exceeding one month may be imprisoned at the nearest district prison: Provided that any person sentenced on summary conviction in Tobago to imprisonment, with or without hard labour, may be imprisoned in a district prison in Tobago for the full term to which he is sentenced.

6. (1) It shall be lawful for the Governor in Council, by proclamation, to appoint such places without the precincts of any prison as he may see fit as labour yards for the employment at hard labour during working hours of prisoners sentenced to imprisonment with hard labour. Labour yards.

(2) Any person who may have been sentenced to imprisonment with hard labour may lawfully be kept and worked at hard labour on any highway, road, street, or public place, or in any other place beyond the precincts of any prison which the Governor may from time to time by writing under his hand authorise and appoint. Other places where prisoners may be required to work.

7. It shall be lawful for the Superintendent of prisons to transfer prisoners from any prison to any other prison as in his discretion may be necessary. Transfer of prisoners.

8. Any person who shall bring in or carry out, or endeavour to bring in or carry out, or knowingly allow to be brought into or carried out, of any prison any prohibited article shall be liable, on summary conviction, to a fine of ninety-six dollars. Prohibited articles.

9. Any person landing, or attempting to land, on the Island of Carrera, without the authority of the Governor, Superintendent of prisons, or officer in charge, may be arrested by any officer in charge or warder and be by him handed over to the Police, and any such person shall be liable, on summary conviction, to a fine of twenty-four dollars, or to imprisonment for three months. Landing at Carrera without authority.

10. Any person aiding the escape of any prisoner from any prison, or from the custody of any person in charge of any such Aiding escape.

prisoner, shall be liable, on summary conviction, to a fine of forty-eight dollars:

Provided that nothing herein contained shall be deemed to affect the powers of the Supreme Court on indictment for such offence under the provisions of the Criminal Offences Ordinance.

Assaulting,
etc., officers
of prison.

11. Any person who—

(a) assaults, obstructs, or resists, or

(b) aids or incites any other person so to assault, obstruct, or resist,

the Superintendent of prisons, or any prison officer or warder, in the execution of his duty, or any person aiding or assisting such Superintendent, officer, or warder in the execution of his duty, shall be liable, on summary conviction, to a fine of one hundred and twenty dollars, or to imprisonment for six months.

Interfering
with
prisoner.

12. Any unauthorised person holding intercourse or interfering with a prisoner while in any prison or public place shall be liable, on summary conviction, to a fine of twenty-four dollars.

Use of
firearms by
officers.

13. For the purpose of preventing escape or violent assault, and for the purpose of preventing or suppressing mutiny, any officer having charge of any prisoners may use firearms or any other mode of force, and shall not be responsible for the consequences of such use, if necessary for any of the purposes aforesaid.

Right of
arrest.

14. It shall be lawful for the Superintendent of prisons or any warder or constable to apprehend without warrant any person committing an offence against this Ordinance.

Publication
of appoint-
ments.

15. All appointments under this Ordinance shall be published in the *Royal Gazette*.

Prosecution
of offences.

16. All offences under this Ordinance punishable on summary conviction may be prosecuted before a Magistrate or Justice, and all penalties incurred in consequence of such offences may be imposed or recovered in the manner provided by the Summary Courts Ordinance.