

ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

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C A P. XXV.

An Act to amend the Act for the better ordering of Prisons. [3d *July* 1840.]

WHEREAS by the Statute passed in the last Session of Parliament, intituled *An Act for the better ordering of Prisons*, it is among other things enacted, that the Prisoners of each Sex in the Gaols and Prisons therein mentioned shall be divided into the Classes therein also mentioned and set forth, and that Debtors in those Prisons in which Debtors may be lawfully confined shall form and constitute the First of such Classes: And whereas in and by such Statute it is also enacted, that certain Rules and Regulations therein prescribed and set forth shall be observed in every Prison in *England* and *Wales* in addition to and in amendment of the other Rules and Regulations which are in force in such Prisons: And whereas it is expedient that such of the said Rules and Regulations only be applied and observed, in regard to such First Class of Prisoners, as shall be made by the Persons authorized by Law to make Rules and Regulations for the Government of the said Gaols and Prisons, and approved of by One of Her Majesty's Principal Secretaries of State: And whereas it is expedient that in every Gaol, House of Correction, Bridewell, and Penitentiry in *England* and *Wales* a further Subdivision be made of Prisoners convicted and not sentenced to hard Labour: Be it therefore declared and enacted by the Queen's most Excellent Majesty, by and

2 & 3 Vict. c. 56.

with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said Act as renders the Rules, Orders, and Regulations therein prescribed and set forth applicable to Debtors shall be repealed.

Certain Parts of recited Act repealed.

Regulations respecting Debtors and Persons convicted of Misdemeanors.

II. And be it enacted, That in every Prison in which Debtors may be lawfully confined the Persons authorized by Law to make Rules and Regulations for the Government of such Prison shall, with the Approval of One of Her Majesty's Principal Secretaries of State, make such Rules, Orders, and Regulations for the good Management of the Debtors confined therein as shall by them from Time to Time be regarded as fit and necessary; and that in every Gaol, House of Correction, Bridewell, and Penitentiary in *England* and *Wales* Prisoners convicted of Misdemeanors and not sentenced to hard Labour shall be divided into at least Two Divisions, one of which shall be called the First Division, and that separate Rules and Regulations shall be made for each Division, and that the Rules enacted by the said Act of the last Session of Parliament shall not apply to the said First Division; and that whenever any Person convicted of Misdemeanor shall be sentenced to Imprisonment without hard Labour it shall be lawful for the Court or Judge before whom such Person shall have been tried to order, if such Court or Judge shall think fit, that such Person shall be confined with the Prisoners of the said First Division; and no Prisoner respecting whom no such Order shall be made shall be confined with the Prisoners of the said First Division.

Act may be amended this Session.

III. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

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