CHAP. 46.

An Act for amending the Law relating to the appointment of the Gaoler, Chaplain, and Matron of the Prison of the City of Bath. [13th July 1871.]

A.D. 1871.

WHEREAS the city of Bath is a municipal borough subject to the provisions of the Municipal Corporation Act, passed in the session of the fifth and sixth years of the reign of His late Majesty King William the Fourth, chapter seventy-six, and has a prison commonly called the Bath City Prison:

And whereas by the Prison Act, 1865, the appointment of a gaoler, chaplain, matron, and other officers of a prison within any borough subject to the said Municipal Corporation Act is vested in the justices of the borough in sessions assembled, and the officers so appointed hold their offices during the pleasure of the said justices, but it is by the said Act provided that nothing therein contained should affect any right vested by Act of Parliament or charter in the council of any municipal borough of appointing a gaoler, chaplain, or other officer to the prison of such borough:

28 & 29 Vict. c. 126. ss. 10. 14. 81.

And whereas, in pursuance of a charter granted by Queen Elizabeth in the thirty-second year of her reign, the council of the said city of Bath have exercised the right of appointing one of their number, under the title of bailiff, to be keeper of the said Bath City Prison, but the actual duties of the office of gaoler have been performed by an officer appointed by the said bailiff, and holding office during his pleasure:

And whereas doubts are entertained as to the legality of such appointment of a substitute by the said bailiff; and it is expedient that the power of direct appointment of the actual gaoler as well as of the chaplain and the matron of the said City Prison shall be vested in the council of the said city of Bath:

A.D. 1871.

Be it enacted by the Queen's most Excellent Majesty, by and 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, as follows:

Short title.

1. This Act may be cited for all purposes as "The Bath City Prison Act, 1871."

Appointment of gaoler, chaplain, and matron of Bath City Prison.

2. From and after the passing of this Act, the appointment of the gaoler, chaplain, and matron of the said City Prison shall be vested in the council of the said city and borough of Bath; but every such gaoler, chaplain, and matron when appointed shall hold office during the pleasure of the justices of the said borough in sessions assembled, and shall be subject to the provisions of the said Prison Act, 1865, in the same manner as if they had been appointed by the said justices: Provided, that every appointment of such gaoler and matron heretofore made by such bailiff shall for all purposes whatever be deemed to have been valid.

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