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CAP. XXI.

An Act to provide Compensation to Officers of certain discontinued Prisons. [29th *May* 1868.]

WHEREAS by "The Prison Act, 1865," certain Prisons mentioned in the Second Schedule to the said Act are directed to be discontinued: And whereas by the Seventy-second Section of the said Act the Justices in Sessions assembled are empowered to award Compensation to any Person deprived of any Salary or Emolument by the Discontinuance of any of the said Prisons: And whereas it is expedient to extend the Power of awarding Compensation to all Cases in which Prisons are discontinued:

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 Prison Officers Compensation Act, 1868.

Construction of Act.

2. This Act shall be construed as one with The Prisons Act, 1865.

Compensation to Officers of all discontinued Prisons.

3. The Justices in Sessions assembled having Jurisdiction over any such discontinued Prison as is herein-after mentioned may allow such Compensation or Superannuation Allowance as they think fit to

to any Person who, by reason of the Discontinuance of such Prison, is deprived of any Salary or Emolument, so that no such Compensation or Superannuation Allowance exceed the Proportion of the Salary or Emolument which might be granted under similar Circumstances to a Person in the Civil Service under the Acts for regulating such Compensations or Superannuation Allowances for the Time being in force; and any Compensation or Superannuation Allowance so allowed shall be paid out of any Rates or Property applicable to the Payment of the Salaries of the Officers of such Prison before the Discontinuance thereof, subject to this Proviso, that when the Power to levy such Rates or such Property is vested in a different Body from the Justices, the Consent of such last-mentioned Body shall be obtained to the Amount of Compensation or Superannuation Allowance allowed.

"Discontinued Prison" shall for the Purposes of this Section mean any Prison other than the Prisons specified in the Second Schedule to the said Prisons Act which has ceased to be used as a Prison since the Date of the passing of the said Prisons Act, 1865, or which may hereafter cease to be used as a Prison.

As to Expression "Justices in Sessions assembled."

4. The Expression "Justices in Sessions assembled" shall in this Act mean as follows; that is to say,

1. As respects any Prison belonging to any County, except as herein-after mentioned, or to any Riding, Division, Hundred, or Liberty of a County, having a separate Court of Quarter Sessions, the Justices in Quarter Sessions assembled:
2. As respects any Prison belonging to any County divided into Ridings or Divisions, and maintained at the common Expense of such Ridings or Divisions, the Justices of the County assembled at Gaol Sessions:
3. As respects any Prison belonging to the City of *London*, or the Liberties thereof, the Court of the Lord Mayor and Aldermen:
4. As respects any Prison belonging to any Municipal Borough, the Justices of the Borough assembled at Sessions to be held by them at the usual Time of holding Quarterly Sessions of the Peace, or at such other Time as they may appoint:
5. As respects any Prison belonging to any City, District, Borough, or Town having a separate Prison Jurisdiction, and not hereinbefore mentioned, the Justices or other Persons having Power at Law to make Rules for the Government of such Prison.

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1868.