CHAP. 35.

An Act to amend "The Prisons (Scotland) Administration Act, 1860." A.D. 1869.

[26th July 1869.]

WHEREAS "The Lands Clauses Consolidation (Scotland) Act, 1845," is incorporated with "The Prisons (Scotland) Administration Act, 1860," as explained by the Act twenty-eighth and twenty-ninth Victoria, chapter eighty-four:

And whereas by the one hundred and sixteenth section of the said Lands Clauses Act it is provided that if no period be prescribed the powers of the promoters of the undertaking for compulsory purchase of lands for the purposes of the special Act shall not be exercised after the expiration of three years from the passing of the special Act, and it is expedient that the said provision should be excepted in so far as regards lands to be acquired for the purposes of the said Prisons Act: And whereas it is expedient that provision should be made for defraying the expense of maintaining prisoners under short sentences in places of detention, and of transmitting prisoners to local prisons:

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:

Exception of provision of Lands Clauses Act limiting time for compulsory purchase of lands.

1. The one hundred and sixteenth section of "The Lands Clauses Consolidation (Scotland) Act, 1845," is hereby excepted from the incorporation of that Act with "The Prisons (Scotland) Administration Act, 1860;" and the Commissioners of Her Majesty's Works and Public Buildings and any County or District Prison Board may at any time and from time to time, under the provisions of the said Acts and this Act, purchase, take, and acquire otherwise than by agreement lands adjoining or adjacent to any prison for the purpose of enlarging, improving, or isolating such prison; and any purchases of lands which may have been made

A.D. 1869.

under and for the purposes of the said Prisons Act previous to the passing of this Act are hereby sanctioned and confirmed; and the expression "the promoters of the undertaking" in the said Lands Clauses Act shall include any District Prison Board seeking to acquire lands under the said Prisons Act.

Expense of maintaining prisoners in places of detention may be paid by County or District Prison Board.

2. When any building or part of a building other than a local prison under the administration of a County or District Prison Board is or shall be a lawful place of detention for prisoners under short sentences, whether under the powers conferred by "The Summary Procedure Act, 1864," or in virtue of any public or local Act, the County or District Prison Board of the county or district in which such place of detention is situate may pay to the administrators of the police having charge of such place of detention, such sum or sums of money annually as such Board may think proper for or towards defraying the expense of maintaining the prisoners detained in such place of detention, and all monies so paid shall be charged on and defrayed out of the assessment for current expenses leviable by such board.

Expense of transmitting prisoners to local prisons may be paid by County or District Prison Board.

3. Any County or District Prison Board may defray out of the assessment for current expenses leviable by them, the expense of transmitting any person who may have been sentenced to imprisonment by any sheriff, magistrate of a burgh, or justice of the peace from the place where such sentence was pronounced to any local prison in the county in which such place is situate.

Short title.

4. This Act may be cited for all purposes as "The Prisons (Scotland) Amendment Act, 1869."

LONDON: Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1869.