ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

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C A P. LXVII.

An Act to amend the Law as to the Custody of Offenders. [9th *July* 1847.]

5 G. 4. c. 84.

WHEREAS by an Act passed in the Fifth Year of the Reign of King *George* the Fourth, intituled *An Act for the Transportation of Offenders from* Great Britain, it was enacted, that it should be lawful for His Majesty, by any Order or Orders in Council, to declare His Royal Will and Pleasure that Male Offenders convicted in *Great Britain*, and being under Sentence or Order of Transportation, should be kept to Labour in any Part of His Majesty's Dominions out of *England* to be named in such Order or Orders in Council: And whereas it is expedient that it should be made lawful to remove to the same Places of Confinement any Male Offender convicted in *Ireland* who would have been removable thereunto if he had been convicted in *Great Britain*: 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, That it shall be lawful for One of Her Majesty's Principal Secretaries of State to direct that any Male Offender convicted in *Ireland*, and being under Sentence or Order of Transportation, may be removed to and confined and kept to Labour in any such Place of Confinement out of *England*, in like Manner as if he had been convicted in *Great Britain*; and every Offender who shall be so removed shall continue in Custody, and

So much of 5 G. 4. c. 84. as enacts that Male Offenders sentenced to Transportation may be kept to hard

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Labour out of England extended to Offenders convicted in Ireland.

shall be kept to Labour in the Place of Confinement to be so provided, or any other Place of Confinement to be from Time to Time provided by Her Majesty out of *England*, until Her Majesty shall otherwise direct, or until the Offender shall be entitled to his Liberty; and that all the Enactments of the said Act relating to the Returns to be made concerning every Person in Custody in each of such Places of Confinement, and the Powers and Duties of the Superintendent and Overseer having the Custody of any such Offender, and to the Treatment of such Offenders while so confined, and the Time during which they shall be so confined, shall, subject to the Amendments made in the said Act by an Act passed in the last Session of Parliament, intituled *An Act for abolishing the Office of Superintendent of Convicts under Sentence of Transportation*, apply to all such Male Offenders convicted in *Ireland* and removed under the Authority of this Act, as if they had been convicted in *Great Britain* and removed under the Authority of the first-recited Act to such Places of Confinement.

9 & 10 Vict. c. 26.

Offenders under Sentence or Order of Transportation may be removed to any Prison in Great Britain.

II. And be it enacted, That it shall be lawful for Her Majesty, by an Order in Writing, to be notified in Writing by One of Her Majesty's Principal Secretaries of State, to direct that any Persons under Sentence or Order of Transportation within *Great Britain* shall be removed from the Prisons in which they are severally confined to any other of Her Majesty's Prisons or Penitentiaries in *Great Britain*, there to be confined for such Time as Her Majesty by any such Order notified as aforesaid shall direct, not exceeding the Time for which they might have been lawfully confined in the Prisons from which they shall have been severally removed; and the Expence of maintaining any such Person in the Prison to which he shall be removed under this Act, and any other additional Expence incurred in such Prison by such Removal and Confinement, shall be defrayed in like Manner as the Expence of maintaining any such Person in any Place of Confinement appointed under the first-recited Act.

Act may be amended, &c.

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

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