

Laws of Her Majesty's Province of Newfoundland, passed in the year 1867. J. C. Withers, Queen's Printer, 1867.

30 Victoria – Chapter 12

An Act to amend an Act passed in the Twenty-ninth Year of the Reign of Her present Majesty, entitled "An Act to Empower the Superior Courts of this Colony to direct certain Offenders to remove therefrom, and for other purposes." (Passed 26th April, 1867.)

Whereas it is expedient to amend an Act passed in the Twenty-ninth year of the Reign of Her present Majesty, entitled "An Act to Empower the Superior Courts of this Colony to direct certain Offenders to remove therefrom, and for other purposes."

Be it therefore enacted, by the Governor, Legislative Council, and Assembly, in Legislative Session convened, as follows:—

- I. The First Section of the Act passed in the Twenty-ninth year of the Reign of Her present Majesty, entitled "An Act to Empower the Superior Courts of this Colony to direct certain Offenders to remove therefrom, and for other purposes," shall be, and the same is, hereby Repealed.
- II. It shall be lawful for the Supreme and Circuit Courts of this Colony, when any Person shall be convicted before them of any Felony, not a Capital Felony, if they shall see fit, to adjudge and sentence that such Person shall, in addition to any other punishment, or without any other punishment, leave this Colony after, or at the expiration of such other punishment, where other punishment may be adjudged, and within a time to be named by the Court as part of the sentence; and that the Person so adjudged to leave, shall remain away, either for a term of years or for life; and such Court shall, as part of the original sentence, further adjudge, that in case of such Person not departing within the time specified in the sentence, or in case of his returning before the expiration of his sentence (his punishment in that behalf not being lawfully remitted), that such Person shall be again arrested and committed to prison, there to remain for such period, not exceeding three years, as the Court may direct, and thereto be subject to hard labour, or otherwise; and such Person shall, in the event of his not departing, or of his returning as aforesaid, be liable to arrest and detention by any Person, at any place within this Colony, for the purpose of his being again imprisoned in manner aforesaid; and such arrest, detention and imprisonment, may be without Warrant.