

Laws of His Majesty's Province of Upper Canada, passed in the year 1836. Toronto: Robert Stanton, 1836.

6 William IV – Chapter 42 (Session 2)

An Act granting a sum of Money in support of the Provincial Penitentiary, and for other purposes therein-mentioned. The Royal Assent promulgated by Proclamation, 29th September, 1836.

Most Gracious Sovereign:

Whereas it is expedient to proceed further towards the completion and regulation of the Penitentiary, which has been commenced near Kingston, so far as may be requisite for the safe keeping of Convicts, sentenced to imprisonment therein, and for the better accommodation of the Officers and Keepers, and the due enforcement of discipline: And whereas, it is necessary to provide funds for the clothing, lodging and maintenance of the Convicts, and for the payment of the Officers, Watchmen and other persons, employed in the Guarding and Government, and Police of the said Penitentiary: May it therefore please Your Majesty, that it may be enacted, And be it enacted, by the King's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly, of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, "*An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, entitled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province,'*" and by the authority of the same, That it shall and may be lawful to and for His Majesty's Receiver General of this Province, and he is hereby required, from and out of the Rates and Duties now levied and collected, or hereafter to be raised, levied and collected, and remaining in the hands of the said Receiver General unappropriated, to discharge such Warrants as shall, from time to time, be issued by the Governor, Lieutenant Governor, or Person Administering the Government of this Province, in favour of the Board of Inspectors of the said Penitentiary, by whom the money so obtained on such Warrant or Warrants shall be applied, in completing and furnishing such cells as may be required before the next Session of the Legislature for the confinement of Convicts, in clothing, feeding, lodging and furnishing, employment for Convicts; in paying the salaries and wages of Officers, Keepers and Watchmen; in building the walls, and roofing the North Wing of the said Penitentiary; and for so far completing the Hospital, Mess-Room, Kitchen, and Offices therein, as may be found immediately necessary: Provided always, that the said money shall not exceed in amount the sum of Five Thousand Pounds.

II. And be it further enacted by the authority aforesaid, That an account in detail, of the expenditure which may be incurred under this Act, shall be submitted to the Governor, Lieutenant Governor, or Person Administering the Government of this Province, at the next Session of the Legislature; and the monies paid by the Receiver General on such Warrant or

Warrants as shall be issued under the authority of this Act, shall be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Treasury, for the time being, in such manner and form as His Majesty, His Heirs and Successors, shall be graciously pleased to direct.

III. And be it further enacted by the authority aforesaid, That from and after the passing of this Act, the Warden or Deputy Warden, under the direction of the Board of Inspectors, shall and may, from time to time, engage suitable persons to perform the duties of Guards or Watchmen, and to dismiss the same and engage others, as they may see fit, any thing contained in the eighth section of the Act passed in the fourth Session of the eleventh Provincial Parliament, fourth William the Fourth, entitled, "*An Act to provide for the Maintenance and Government of the Provincial Penitentiary, erected near Kingston, in the Midland District,*" to the contrary hereof in anywise notwithstanding.