

CHAP. 50

An Act respecting inspectors of prisons and other institutions

[Assented to 25th April, 1908]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

1. Section seventh of chapter eighth, of title sixth of the R.S.Q., 2757, Revised Statutes, is replaced by the following : &c. replaced.

"SECTION VII.

INSPECTORS OF PRISONS AND OTHER INSTITUTIONS

"**2757.** The Lieutenant-Governor in Council may appoint, Appointment of prison, &c. inspectors. under the provisions of this section, fit persons, not more than three in number, to be inspectors of prisons, hospitals, and other institutions.

Such inspectors hold office during pleasure, and are under the control of the Attorney-General, in so far as the inspection Term of office, &c. of prisons is concerned, and under the control of the Provincial Secretary as regards hospitals and other institutions.

"**2758.** The Attorney-General or the Provincial Secretary, as the case may be, may, at any time, assign to the inspectors respectively, such parts as he may think proper, of the Their duties. duties which are by this section assigned to or performed by inspectors of prisons, hospitals and other institutions, and may also, at any time, order any one of said inspectors to perform any duties which have been assigned to or are ordinarily performed by another."

"**2759.** The inspectors visit and inspect, either singly Inspection of gaols, &c. or together, under the direction of the Attorney-General, every gaol, house of correction, and prison or place kept or used for the confinement of persons, in any part of this Province, as often as ordered by the Attorney-General, but at least twice in the year.

The inspectors, or each of them, may examine, and under oath Examination by inspectors, &c. if they think proper, any person holding any office or receiving any salary or emolument in a place of confinement, and call for and inspect all books and papers relating to such place of confinement, and may inquire into all matters relating thereto.

"**2760.** The inspectors appointed in virtue of this section, are *ex-officio*, and without the necessity of real property Inspectors are justices of the peace, &c. qualification, justices of the peace for the whole Province.

Rules that may be made by inspectors.

“**2761.** The inspectors may make, amend, or repeal rules and regulations for the administration of the common gaols of the Province, in matters relating to:

1. The maintenance of the prisoners in regard to diet, clothing, bedding, and other necessaries ;
2. Their employment to the profit of the public revenue ;
- 3: Medical attendance ;
4. Religious instruction ;
5. The conduct of the prisoners, and the restraint and punishment to which they may be subjected ;
6. The treatment and custody of the prisoners generally, the whole internal economy and management of the gaol, and all such matters connected therewith as may be thought by them useful and expedient.

Such rules and regulations shall not come into force until after they have been submitted to the Lieutenant-Governor in Council for his approval.

The rules and regulations now in force, shall continue in full force and effect, until amended or repealed according to law.

Inspection, &c., of hospitals, &c.

“**2762.** The inspectors, either singly or together, as often as may be determined on by the Provincial Secretary, and, at least twice in the year, shall visit and examine every hospital or other benevolent institution supported wholly by grant of public money, or by money levied under authority of law, and report to the Provincial Secretary as to the condition and management of each hospital or other charitable institution.

Special inspection, &c. of hospitals, &c.

“**2763.** The inspectors, either singly or together, shall visit and examine, every hospital or other benevolent institution, supported wholly by grant of public money, whenever required so to do by the Provincial Secretary, and shall report to him upon its state, management and condition.

In case of refusal of admission into the same for the purpose of inspection, they shall forthwith report such refusal to him and the circumstances attending the same.

Inspection of Beauport Lunatic Asylum.

“**2764.** So long as any appropriation of money is made by the Legislature in aid of the Beauport Lunatic Asylum, near Quebec, the inspectors shall visit such asylum as often as they may think fit, or as they may be ordered by the Provincial Secretary, and at least twice in the year.

Contents of report.

In their annual report they shall fully report on the state and management of such asylum and on the condition of its inmates.

"2765. Whenever required so to do by the Provincial Secretary, the inspectors, either singly or together, and at least once in the year, shall visit, examine and report to him upon the state and management of every private lunatic asylum established under the provisions of section third of chapter fifth of title eighth of these Revised Statuts, and upon the condition of its inmates.

The Lieutenant-Governor, upon the recommendation of the Provincial Secretary, after the receipt of any report of the inspectors, may, by an instrument under his hand and seal, suspend or revoke the license granted under the said section.

"2766. In case any other lunatic asylum, or any asylum for idiots, or for the deaf, dumb or blind, be maintained wholly at the expense of the Government, the inspectors appointed under this section shall have and perform the same powers and duties with respect to such asylums respectively, as are vested in them by virtue of article 2764 with respect to the Beauport Lunatic Asylum, near Quebec.

"2767. The inspectors shall make a full and accurate annual report, to the Attorney-General, as far as gaols, houses of correction, and prisons or places of confinement are concerned, and to the Provincial Secretary in so far as the several asylums, hospitals, and institutions under their inspection are concerned, of the state, condition and management of the various institutions subject to their inspection, and inspected by them, or any of them during the preceding year, together with such suggestions for the improvement of the same as they may deem necessary for their improvement, and shall annex to such reports, all statements and tables of statistics, as the Attorney-General or the Provincial Secretary, as the case may be, may require or deem useful.

"2768. If the inspectors find at any time, that a gaol, or house of correction, or prison, or place of confinement, a hospital or any other charitable institution, maintained wholly by the grant of public moneys or by the aid of moneys levied in virtue of the law, has not the proper and necessary appointments, as far as health is concerned, or that they have become improper for the confinement of prisoners or patients, they shall forthwith report thereupon to the Attorney-General or to the Provincial Secretary, as the case may be."

2. The inspectors of prisons now in office, shall remain notwithstanding the provisions of this act, until replaced according to law.

3. This act shall come into force on the day of its sanction.