

1960

c 347 Reformatories Act

Ontario

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CHAPTER 347

The Reformatories Act

- 1.** In this Act, Interpre-
tation
- (a) "county" includes a district;
- (b) "Deputy Minister" means the Deputy Minister of Reform Institutions;
- (c) "inspector" means an inspector appointed under *The Penal and Reform Institutions Inspection Act*; R.S.O. 1960,
c. 291
- (d) "Minister" means the Minister of Reform Institutions. R.S.O. 1950, c. 335, s. 1; 1960, c. 101, s. 1.
- 2.** The Lieutenant Governor in Council may maintain one or more reformatories for Ontario. R.S.O. 1950, c. 335, s. 2. Main-
tenance
- 3.** The Lieutenant Governor in Council may appoint for each reformatory a superintendent, a surgeon, a bursar, an accountant, a storekeeper and such other officers as are necessary. R.S.O. 1950, c. 335, s. 3; 1960, c. 101, s. 2. Appoint-
ment of
officers
- 4.** The Lieutenant Governor in Council may make regulations for the management and discipline of reformatories and for prescribing the duties and conduct of the superintendent, officers and employees therein, and as to the diet, clothing, maintenance, employment, classification, instruction, discipline, correction, punishment and reward of persons detained therein. R.S.O. 1950, c. 335, s. 4; 1960, c. 101, s. 3. Regulations
- 5.—(1)** The Deputy Minister may summarily suspend any officer for misconduct, of which the Minister shall be at once notified, and the suspension shall continue until the pleasure of the Lieutenant Governor is known, and an inspector may, until such pleasure has been intimated to him, cause any such officer so suspended to be removed beyond the precincts of the reformatory. R.S.O. 1950, c. 335, s. 5 (1); 1960, c. 101, s. 4 (1). Power of
Deputy
Minister
over
officers
- (2) It is the duty of the Deputy Minister to recommend the removal of any officer or employee whom he deems incapable, inefficient or negligent in the execution of his duty, or whose presence in the reformatory he deems injurious to the interests thereof, and the pay of every officer so suspended ceases during Duty of
Deputy
Minister

the period of the suspension. R.S.O. 1950, c. 335, s. 5 (2); 1960, c. 101, s. 4 (2).

Transfer
from com-
mon jail
to re-
formatory
R.S.O. 1960,
c. 291

6. A male person confined in a common jail under sentence of imprisonment for an offence against any Act of the Legislature may by the direction and warrant of an officer designated under subsection 1 of section 9 of *The Penal and Reform Institutions Inspection Act* be transferred from the common jail to a reformatory for the unexpired portion of the term of imprisonment to which he was sentenced or committed, and he shall thereupon be imprisoned in a reformatory for the residue of the term and is subject to all the regulations of the reformatory. R.S.O. 1950, c. 335, s. 6; 1960, c. 101, s. 5.

Convicts
may be
sentenced
to reforma-
tory instead
of common
jail

7. The court before which a male person is convicted under any Act of the Legislature of an offence punishable by imprisonment in the common jail may sentence him to imprisonment in a reformatory. R.S.O. 1950, c. 335, s. 7, *revised*.

Transfer of
prisoners

8. An officer designated under subsection 1 of section 9 of *The Penal and Reform Institutions Inspection Act* may by warrant direct the removal from a reformatory back to the common jail, or from an industrial school for boys or an industrial farm to a reformatory, of any person detained therein under the authority of any Act of the Legislature. R.S.O. 1950, c. 335, s. 8; 1960, c. 101, s. 6.

Officer to
deliver up
prisoners
for removal

9. The superintendent of a reformatory, or the superintendent of an industrial school for boys, or of an industrial farm, or the keeper of a common jail, having the custody of any person ordered to be removed shall, when required so to do, deliver him up to the provincial bailiff or other officer or person who produces the warrant, together with a copy certified by the superintendent or jailer of the sentence or order of committal of such person and the date thereof as given to him on the reception of such person into his custody. R.S.O. 1950, c. 335, s. 9.

Superin-
tendent to
receive
and detain
prisoner

10. The superintendent shall receive into the reformatory every person certified to him as sentenced to imprisonment therein, or transferred thereto by warrant, and shall there detain him, subject to the rules, regulations and discipline thereof, until the term of his detention is completed or until he is otherwise discharged in due course of law. R.S.O. 1950, c. 335, s. 10.

Security
by officers

11. The superintendent, the bursar, the accountant and every storekeeper and steward of a reformatory shall give

security to the satisfaction of the Minister and for such amount as he directs. R.S.O. 1950, c. 335, s. 12; 1960, c. 101, s. 8.

12.—(1) No officer or employee of the Department of Reform Institutions shall, either in his own name or in the name of or in connection with or as the agent of any other person, provide, furnish or supply any materials, goods or provisions for the use of a reformatory, or be concerned, directly or indirectly, in furnishing or supplying the same or in any contract relating thereto. R.S.O. 1950, c. 335, s. 13 (1); 1960, c. 101, s. 9.

Officers not to be interested in any prison contract

(2) Every person who contravenes any of the provisions of this section is liable to a penalty of \$1,000. R.S.O. 1950, c. 335, s. 13 (2).

Penalty

13. No officer or employee of the Department of Reform Institutions shall buy from or sell to any inmate in the reformatory anything whatever, or take or receive to his own use or for the use of any other person any fee, gratuity or emolument from any inmate or visitor or any other person, or employ any inmate in working for him. R.S.O. 1950, c. 335, s. 14; 1960, c. 101, s. 10.

Officers not to trade, etc., in the reformatory

14.—(1) Except under the regulations, no morphia, cocaine or other narcotic drug, and no liquor within the meaning of *The Liquor Control Act* shall on any pretence whatever be brought into a reformatory for the use of any officer or employee or person in the institution or for the use of any inmate.

Prohibition of liquors and drugs
R.S.O. 1960 c. 217

(2) Every person, other than an officer of a reformatory acting under the regulations, who gives any morphia, cocaine or other narcotic drug or intoxicating liquor and every officer, employee or other person who gives or conveys tobacco in any form to any inmate is guilty of an offence and on summary conviction is liable to a fine of \$40. R.S.O. 1950, c. 335, s. 15.

Offence

15. Every reformatory shall be furnished with all requisite means for carrying on beneficial labour by the inmates in shops and the various forms of labour having for their base clay, sand, gravel, stone, lime, agriculture, horticulture and dairying in all their various branches. R.S.O. 1950, c. 335, s. 16.

Labour

16. A record of the conduct of the inmates of a reformatory shall be kept. R.S.O. 1950, c. 335, s. 17.

Record of conduct to be kept

17. Every person sentenced directly to a reformatory shall be sentenced to imprisonment therein for a period of not

Sentences

less than three months and for an indeterminate period thereafter of not more than two years less one day. R.S.O. 1950, c. 335, s. 18 (1).

Employment
beyond the
precincts

18.—(1) The Lieutenant Governor in Council may authorize, direct or sanction the employment of any inmate upon any specific work or duty beyond the limits of the reformatory. R.S.O. 1950, c. 335, s. 19 (1).

Conditions of
employment

(2) Every such inmate during such employment is subject to all the provisions of this Act and the regulations and discipline of the reformatory. R.S.O. 1950, c. 335, s. 19 (2); 1960, c. 101, s. 12.

Inmates
not to be
discharged
on a
Sunday

19. When the term of imprisonment of an inmate expires on a Sunday, he shall be discharged on the previous Saturday unless he desires to remain until the following Monday. R.S.O. 1950, c. 335, s. 20.

Detention
of diseased
inmates

20. No inmate shall be discharged from a reformatory at the termination of his sentence if then labouring under any contagious or infectious disease or under any acute or dangerous illness, but he shall be permitted to remain in the reformatory until he recovers from such disease or illness, and any inmate so remaining is under the same discipline and control as if his sentence were unexpired. R.S.O. 1950, c. 335, s. 21.

Property
of
reformatory

21. A reformatory shall be deemed to include all the land procured for the institution and all buildings and machinery erected or used thereon and all vehicles being the property of the institution or employed in its service, and the superintendent has the custody and care thereof. R.S.O. 1950, c. 335, s. 22, *revised*.

Procuring
land at
reformatory
for farm
purposes

22. The Lieutenant Governor in Council may cause to be procured and provided, adjacent to or surrounding any reformatory, a tract of land fit for agricultural or mechanical purposes, not exceeding 200 acres, and may cause the tract to be securely enclosed. R.S.O. 1950, c. 335, s. 23.

Contracts,
how to be
made

23. All dealings and transactions on account of any reformatory, and all contracts for goods, wares or merchandise necessary for maintaining and carrying it on, or for the sale of goods prepared or manufactured therein, or for the hire, labour or employment of any of the inmates either within or without the limits thereof, shall be entered into and carried out by the Deputy Minister on behalf of Her Majesty. R.S.O. 1950, c. 335, s. 24; 1960, c. 101, s. 13.