

1937

c 387 Industrial Farms Act

Ontario

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CHAPTER 387.

The Industrial Farms Act.

1. — (1) The council of a county or of a city having a population of not less than 50,000 as shown by the last Dominion of Canada census, may pass by-laws for establishing, equipping and maintaining an industrial farm or industrial farms, which in the case of a city may be established within or without the limits of the city, and for acquiring the lands necessary for that purpose.

Industrial farms in city or county.

(2) Industrial farms may be established in provisional judicial districts by the Lieutenant-Governor in Council. 1932, c. 43, s. 2.

In provisional judicial districts.

2. An industrial farm shall not be established until the site and plans for the buildings to be erected thereon have been approved by the Lieutenant-Governor in Council on the report of an officer authorized by the Lieutenant-Governor in that behalf, or the officer designated in accordance with subsection 1 of section 10 of *The Public Institutions Inspection Act*. 1932, c. 43, s. 3.

Site and plans must be approved.

Rev. Stat. c. 330.

3. In lieu of establishing separate industrial farms the councils of two or more counties or cities may, with the approval in writing of an officer authorized by the Lieutenant-Governor in that behalf, or the officer designated in accordance with subsection 1 of section 10 of *The Public Institutions Inspection Act*, enter into an agreement for the establishment, equipment and maintenance of, and may establish, equip and maintain an industrial farm. 1932, c. 43, s. 4.

Joint action by two or more municipal corporations.

Rev. Stat. c. 330.

4.—(1) Prisoners who are convicted of offences against any Act of this Legislature or against a municipal by-law, or who may be lawfully committed for offences against the criminal law, may be transferred on a warrant of an officer authorized by the Lieutenant-Governor in that behalf, or the officer designated in accordance with subsection 1 of section 10 of *The Public Institutions Inspection Act*, from any common or district gaol, or from any other place of legal custody, to an industrial farm.

Transfer from gaol to industrial farm.

(2) A male prisoner in an industrial farm whose sentence has not expired, may be transferred to an Ontario reformatory

Transfer of prisoners.

or to the gaol of the county or district in which he was sentenced, or to any other industrial farm or gaol, upon the warrant of the officer as provided in subsection 1, and the said officer may also direct the removal of any female prisoner in an industrial farm to the Andrew Mercer Reformatory for Females or to an industrial refuge for females or to the gaol of the county or district in which she was sentenced. 1932, c. 43, s. 5.

Appoint-
ment of
superin-
tendent, etc.

Rev. Stat.
c. 280.

5. The superintendents, guards, clerks, accountants, engineers and all other officers and employees of industrial farms shall be appointed by the Lieutenant-Governor in Council upon the report of the officer designated in accordance with subsection 1 of section 10 of *The Public Institutions Inspection Act*, and shall be paid such salaries by the county or city or authority establishing and maintaining such farms as shall be prescribed from time to time by the Lieutenant-Governor in Council, provided that in any industrial farm for male prisoners established and equipped by the corporation of a city of over 100,000 persons, the corporation of the said city may appoint one engineer and one steward, but if such appointments are made, the said engineer and the said steward shall be subject to the same discipline and the same rules and regulations as any other officer or employee of such farm. 1932, c. 43, s. 6.

Agreements
for extend-
ing sewer-
age system
to industrial
farm.

6.—(1) The council of a county or city which has established an industrial farm or industrial farms may from time to time enter into an agreement or agreements for connecting the industrial farm or industrial farms with the sewerage system of any municipal corporation, and may pass all by-laws and do all things necessary to carry the agreement or agreements into effect.

Contracts
for supply-
ing water,
light and
power.

(2) Such council of a county or city may contract with The Hydro-Electric Power Commission of Ontario or with any municipal corporation, company, firm or individual, owning or operating a waterworks system or works for the production and supply of electricity for light, heat or power, for the supply of water for domestic purposes and for fire protection, or for the supply of electricity for light, heat or power purposes at the industrial farm or industrial farms.

Power to
carry neces-
sary works
over inter-
vening
lands.

(3) For the purpose of connecting such industrial farm or industrial farms with such sewerage or waterworks system or electrical works, the corporation of such county or city, its officers, servants, agents or workmen may enter upon and pass over any lands or highways lying between such industrial farm or industrial farms and the points of connection, and may dig up such lands and highways and construct sewers and lay down

pipes and place all necessary poles, wires and appliances and do all necessary work in or upon such lands and highways, making due compensation to the owners as provided by *The Municipal Act*.

Rev. Stat.
c. 266.

(4) Where two or more such counties or cities have established a joint industrial farm or industrial farms, they shall have in respect to such industrial farm or industrial farms, all the powers conferred upon the council of a county or city by this section. 1932, c. 43, s. 7.

Powers of
corporations estab-
lishing a
joint industrial
farm.

7. It shall not be necessary to obtain the assent of the electors to a by-law for raising such moneys as may be required for the establishment, equipment and maintenance of an industrial farm or for the acquiring of lands required for that purpose. 1932, c. 43, s. 8.

Assent of
electors not
required
to by-law
establishing
industrial
farm.

8. The Lieutenant-Governor in Council upon the recommendation of an officer as provided in subsection 1 of section 10 of *The Public Institutions Inspection Act*, may make rules and regulations for the management, discipline, government and control of an industrial farm and prescribing the requirements to be observed in keeping the buildings, plants and machinery in repair. 1932, c. 43, s. 9.

Rules and
regulations.

Rev. Stat.
c. 380.

9. Rules and regulations made under the authority of this Act may provide for requiring every prisoner committed to an industrial farm to perform such work or services at such time, for such hours and at such trade or labour as may be deemed advisable, and for buying material therefor, and for selling or otherwise disposing of the articles manufactured or produced therefrom. 1932, c. 43, s. 10.

Work of
prisoners.

10.—(1) Except where otherwise provided by agreement the cost of the maintenance of an industrial farm, as referred to in subsection 1 of section 1, including the salaries of the superintendent and the officers and employees thereof, and of the persons committed or transferred to it, and all other expenses incidental thereto, shall be borne and paid in the same manner and by the same county or city and the Province in the same proportion as if the industrial farm were a common gaol under *The Administration of Justice Expenses Act*.

Cost of
maintenance
of industrial
farm.

Rev. Stat.
c. 141.

(2) In the case of a joint industrial farm, the counties or cities by which it is established shall provide, by agreement, the proportions in which the costs and expenses mentioned in subsection 1 shall be borne by them respectively, and by which of them such costs and expenses shall be paid in the first instance, and the terms of such agreement may be varied from

In case of
joint farms.

time to time as occasion may require, and if the corporations are unable to agree as to the variation, the same shall be determined by arbitration under *The Municipal Act*, but no such variation, except by agreement, shall be made more often than once in every five years.

Rev. Stat.
c. 266.

Cost of
maintenance
in pro-
visional
judicial
district.

(3) The cost of the establishment, equipment and maintenance of an industrial farm in a provisional judicial district, as referred to in subsection 2 of section 1 shall be borne and paid by the Province. 1932, c. 43, s. 11.

Monthly
reports by
superin-
tendent.

Rev. Stat.
c. 380.

11. The superintendent of every industrial farm shall, during the first week of each calendar month, transmit by registered post to the officer designated in accordance with subsection 1 of section 10 of *The Public Institutions Inspection Act*, a report showing the number of prisoners admitted, discharged, paroled and deceased in the industrial farm during the preceding month, on the form prescribed by the said officer, together with such other particulars as he may require. 1932, c. 43, s. 12.
