

1950

c 335 Reformatories Act

Ontario

© Queen's Printer for Ontario, 1950

Follow this and additional works at: <http://digitalcommons.osgoode.yorku.ca/rso>

Bibliographic Citation

Reformatories Act, RSO 1950, c 335

Repository Citation

Ontario (1950) "c 335 Reformatories Act," *Ontario: Revised Statutes*: Vol. 1950: Iss. 4, Article 23.

Available at: <http://digitalcommons.osgoode.yorku.ca/rso/vol1950/iss4/23>

CHAPTER 335

The Reformatories Act

1. In this Act, Interpre-
tation.
- (a) "county" includes district;
- (b) "inspector" means inspector appointed under *The Penal and Reform Institutions Inspection Act*; Rev. Stat.
c. 273.
- (c) "Minister" means Minister of Reform Institutions. R.S.O. 1937, c. 382, s. 1, *amended*.
2. The Lieutenant-Governor in Council may maintain one Main-
tenance. or more reformatories for Ontario. R.S.O. 1937, c. 382, s. 2.
3. The Lieutenant-Governor in Council may appoint for Appoint-
ment of
officers. each reformatory a superintendent, a director of industries, a surgeon, a bursar, an accountant, a storekeeper and such other officers as may be necessary. R.S.O. 1937, c. 382, s. 3.
4. The Lieutenant-Governor in Council may make regula- Regulations. tions for the management and discipline of reformatories and for prescribing the duties and conduct of the superintendent, director of industries, 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. 1937, c. 382, s. 4.
- 5.—(1) The inspector may summarily suspend any officer Power of
inspector
over
officers. 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 the 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.
- (2) It shall be the duty of the inspector to recommend the Duty of
inspector. 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 shall cease during the period of the suspension. R.S.O. 1937, c. 382, s. 5.

Transfer from common jail to reformatory.

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 the inspector 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 shall be subject to all the regulations of the reformatory. R.S.O. 1937, c. 382, s. 6.

Convicts may be sentenced to reformatory instead of common jail.

7. The court before which any male person is convicted under, or under the authority of 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. 1937, c. 382, s. 7.

Transfer of prisoners.

8. The Minister or such other officer as may be authorized by the Lieutenant-Governor in Council 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. 1937, c. 382, s. 8.

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. 1937, c. 382, s. 9.

Superintendent 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. 1937, c. 382, s. 10.

Administration of reformatory.

11. The administration of a reformatory shall be divided into,

- (a) the custodial branch, the chief executive officer of which shall be known as the "superintendent"; and
- (b) the industrial branch, the chief executive officer of which shall be known as the "director of industries". R.S.O. 1937, c. 382, s. 11.

12. The superintendent, the director of industries, the Security by officers.
 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 shall direct. R.S.O. 1937, c. 382, s. 12.

13.—(1) The inspector shall not nor shall any officer or Officers not to be interested in any prison contract.
 employee in a reformatory, 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.

(2) Every person who contravenes any of the provisions of Penalty.
 this section shall be liable to a penalty of \$1,000. R.S.O. 1937, c. 382, s. 13.

14. The superintendent or the director of industries of a reformatory shall not nor shall any officer or employee buy Officers not to trade, etc., in the reformatory.
 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. 1937, c. 382, s. 14.

15.—(1) Except under the regulations, no morphia, Prohibition of liquors and drugs.
 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. Rev. Stat. c. 210.

(2) Every person, other than an officer of a reformatory Penalty.
 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 shall be guilty of an offence and upon summary conviction shall be liable to a penalty of \$40. R.S.O. 1937, c. 382, s. 15.

16. Every reformatory shall be furnished with all requisite Labour.
 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. 1937, c. 382, s. 16.

17. A record of the conduct of the inmates of a reformatory Record of conduct to be kept.
 shall be kept. R.S.O. 1937, c. 382, s. 17.

Sentences.

18.—(1) Every person sentenced directly to a reformatory shall be sentenced to imprisonment therein for a period of not less than three months and for an indeterminate period thereafter of not more than two years less one day.

Consideration by Board of Parole.

(2) The Board of Parole before paroling any inmate of a reformatory shall take into consideration his history for the purpose of determining whether he should be paroled. R.S.O. 1937, c. 382, s. 18.

Employment beyond the precincts.

19.—(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.

Conditions of employment.

(2) Every such inmate during such employment shall be subject to all the provisions of this Act and the regulations and discipline of the reformatory, and to such other regulations of the superintendent as may be prescribed by the inspector. R.S.O. 1937, c. 382, s. 19.

Inmates not to be discharged on a Sunday.

20. When the term of imprisonment of any 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. 1937, c. 382, s. 20.

Detention of diseased inmates.

21. 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 shall be under the same discipline and control as if his sentence were unexpired. R.S.O. 1937, c. 382, s. 21.

Property belonging to reformatory.

22. A reformatory shall be deemed to include all the land procured for such institution, and all buildings and machinery erected or used thereon and all carriages, wagons, sleighs and other vehicles for land carriage being the property of such institution or employed in its service, and the superintendent shall have the custody and care thereof. R.S.O. 1937, c. 382, s. 22.

Procuring land at reformatory for farm purposes.

23. 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 same to be securely enclosed. R.S.O. 1937, c. 382, s. 23.

Contracts, how to be made.

24. 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 inspector on behalf of His Majesty. R.S.O. 1937, c. 382, s. 24.

25.—(1) For more efficiently carrying on the industries at any reformatory the Minister may cause an account to be opened in any Province of Ontario Savings Office or in any branch in Ontario of a chartered bank of Canada in the name of the "Reformatory Industries", with a credit from year to year to cover what may be required for the year for the purposes of the business in connection with such industries, not exceeding the estimated sales of the year as reported to the Assembly by the Minister. R.S.O. 1937, c. 382, s. 25.

Account with a bank for the reformatory industries.

(2) All money received by the reformatory for and on account of goods sold of whatever kind shall be deposited from day to day to the credit of the account. R.S.O. 1937, c. 382, s. 27.

Deposit of money received for goods sold.

(3) All cheques drawn upon the account shall be signed by the director of industries and the bursar of the reformatory and countersigned by the inspector and the Minister. R.S.O. 1937, c. 382, ss. 26, 28.

Cheques, how signed and countersigned.

(4) Every cheque drawn upon the account shall, when presented to the several officers required to sign and countersign it for signature, have attached thereto for the information of such officers the original bill, or a duplicate or certified copy of the original bill, for payment of which the cheque is issued, the bill having been theretofore certified by the accountant of the reformatory to be correct. R.S.O. 1937, c. 382, s. 29.

Bill to be attached to cheque when presented for signature.

(5) At the end of each fiscal year there shall be paid over to the Treasurer of Ontario the balance of the money standing at the credit of the account. R.S.O. 1937, c. 382, s. 30.

Payment of balance to Provincial Treasurer.

26. The provincial Auditor shall audit the industrial accounts of every reformatory at least every three months. R.S.O. 1937, c. 382, s. 31.

Audit.



