



Prisons (Scotland) Act 1877

CHAPTER 53

PRISONS (SCOTLAND) ACT 1877

Preliminary

- 1 Short title of Act
- 2 Commencement of Act
- 3 Extent of Act

PART I

TRANSFER AND ADMINISTRATION OF PRISONS

Transfer of Prisons

- 4 Maintenance of prisons and prisoners out of public funds
- 5 Prisons to vest in Secretary of State
- 6 General rules for prisons made by Secretary of State to continue

ADMINISTRATION OF PRISONS

Prison Commissioners

- 7 Appointment of Prison Commissioners
- 8 Appointment of inspectors, officers, and servants
- 9 Salaries
- 10 Duties of Prison Commissioners
- 11 Reports by Prison Commissioners
- 12 Report to contain information as to manufacturing processes in prison
- 13 Return of punishments to be made yearly

Status: This is the original version (as it was originally enacted).

Visiting Committee

- 14 Appointment of visiting committee of prisons
- 15 Duties of visiting committee
- 16 Visit to prison by any sheriff or justice

PART II

SUPPLEMENTAL PROVISIONS

As to Obligation to maintain Prisons

- 17 Termination of local obligation to maintain prisons
- 18 Compensation to be made in place of prison accommodation
- 19 Compensation to be made to prison authority in respect of accommodation provided for prisoners of some other authority
- 20 Allowance to be made to prison authority in respect of uncompleted prison
- 21 Power to prison authority to erect new prison

As to Contracts and Debts

- 22 General saving of rights of creditors
- 23 Determination of contracts between prison authorities
- 24 Existing debts to be defrayed by prison authorities
- 25 Provision as to continuing contracts

As to Assets

- 26 Provision as to assets

As to Classification and Commitment of Prisoners

- 27 Confinement of prisoners before and during trial
- 28 Confinement of prisoners after conviction
- 29 Confinement of civil prisoners
- 30 Secretary of State may legalise police cells as places of detention for short periods
- 31 Saving as to commitment of prisoners
- 32 Legal custody of prisoner

Discharge of Prisoners

- 33 Provision where term of imprisonment expires on Sunday
- 34 Power to Secretary of State to grant certificates to Prisoners Aid Societies, and to revoke or suspend the same
- 35 Allowance to discharged prisoner
- 36 Discharged prisoner may be provided with means of returning to his home

As to Jurisdiction

- 37 Jurisdiction of sheriff and other officers
- 38 Prisoners under sentence of death

As to Discontinuance of Prisons

- 39 Power of Secretary of State to discontinue prisons

40 Effect of discontinuance of prison

Status of Officers

- 41 Position and duties of existing officers of Managers of General Prison at Perth
- 42 Position and duties of existing officers of prisons
- 43 Superannuation of officers and abolition of offices

As to Miscellaneous Matters

- 44 Regulations as to hard labour
- 45 Special rules as to treatment of unconvicted prisoners and certain other prisoners
- 46 Treatment of prisoners convicted of sedition, &c
- 47 Treatment of persons committed for contempt of court
- 48 Test of malingering to be made only with authority of visiting committee, &c
- 49 Duties of medical officer
- 50 Limitation of time of confinement in a punishment cell
- 51 Duties of governor
- 52 As to insane prisoners
- 53 Procurator fiscal shall hold public inquiry on prisoner who has died in prison
- 54 Transfer of duties of existing inspectors of prisons
- 55 Power of authority to borrow on rate
- 56 Power of Public Works Loan Commissioners to lend
- 57 Legal estate in prison to be in the Prison Commissioners
- 58 As to rules of Secretary of State, and repeal of inconsistent enactments
- 59 Saving clause as to pensions
- 60 Superannuation to clerk or treasurer, &c
- 61 Repeal of section 50 of 20 & 21 Vict. c.71, and constitution of District Boards of Lunacy
- 62 Provision for expense of Lunacy District Board where there is no district asylum
- 63 Provision for levying certain assessments heretofore levied along with the prison assessment
- 64 8 & 9 Vict. c.19 incorporated with this Act for acquisition of lands
- 65 Returns of warrants of imprisonment and sentences

Judicial Statistics

- 66 Prison Commissioners to discharge duties of department of Judicial Statistics

Reformatories and Industrial Schools

- 67 Commissioners of supply of counties or magistrates of burghs may contribute to reformatories or industrial schools

Arrangement and Arbitration

- 68 Power of Secretary of State and prison authority to compromise and refer to arbitration

Status: This is the original version (as it was originally enacted).

Definitions

- 69 Definition of "furniture and effects belonging to a prison"
- 70 Definition of "prisoner" and "maintenance of prisoner" and "cell accommodation for prisoner"
- 71 Definitions of other terms used in this Act

Repeal of Acts

- 72 Repeal of Acts

SCHEDULE — Acts Repealed