

CHAPTER 66.

Of the Removal of Criminal offenders from this Colony.

SECTION

1.—Persons convicted of felony may be adjudged to leave the Colony. Penalty for returning.

SECTION

2.—Removal from one district to another.

3.—Imprisonment may be dispensed with or reduced.

1. The Supreme Court, when any person shall be convicted before it of any felony not a capital felony, if it shall see fit, may adjudge and sentence that such person shall in addition to any other punishment, or without any other punishment, leave this colony after or at the expiration of such other punishment, where other punishment may be adjudged, and within a time to be named by the Court as part of the sentence; and that the person so adjudged to leave shall remain away either for a term of years or for life; and such Court shall, as part of the original sentence, further adjudge that in case of such person not departing within the time specified in the sentence, or in case of his returning before the expiration of his sentence (his punishment in that behalf not being lawfully remitted), such person shall be again arrested and committed to prison, there to remain for such period, not exceeding three years, as the Court may direct, and there be subject to hard labour or otherwise; and such person shall, in the event of his not departing, or of his returning as aforesaid, be liable to arrest and detention by any person at any place within this colony for the purpose of his being again imprisoned in manner aforesaid; and such arrest, detention and imprisonment may be without warrant.

2. For the purpose of carrying into effect the sentence of the Court, the person so sentenced may be removed from one part of this colony to another, either in the custody of the Sheriff or otherwise as the Court may direct.

3. In cases in which offenders coming within the provisions of this chapter and who may be sentenced to leave this colony, would, for the felonies of which they may be convicted, be liable to imprisonment according to any law now or hereafter to be in force in this colony, the term of imprisonment prescribed by any such law may be dispensed with or reduced, as the case may be: provided that this section shall in no wise affect the term of imprisonment which such offenders may be adjudged to suffer by reason of their not departing or of their returning in manner aforesaid.