



S U P P L E M E N T  
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MONDAY, 10TH OCTOBER, 1870.

[No. 94.

Department of Public Lands,  
Brisbane, 7th October, 1870.

HIS Excellency the Governor, with the advice of the Executive Council, has been pleased to appoint the following gentlemen to be Trustees of the Brisbane General Cemetery, under the provisions of "*The Cemetery Act of 1865*":—

JOHN HARDGRAVE;  
WILLIAM PETTIGREW;  
SAMUEL WALKER GRIFFITH;  
GEORGE EDMONDSTONE;  
ALEXANDER RAFF;  
JAMES COWLISHAW;  
JOHN PETRIE;  
MICHAEL QUINLAN;  
NATHANIEL LADE;  
WILLIAM PERRY.

By His Excellency's Command,  
J. MALBON THOMPSON.

Colonial Secretary's Office,  
Brisbane, 10th October, 1870.

HIS Excellency the Governor, with the advice of the Executive Council, has been pleased to appoint

ARTHUR HODGSON, Esquire,  
to act in conjunction with John Douglas and John Watts, Esquires, as Commissioner for Queensland, for the purposes of carrying out the objects of the International Exhibition, to be held in London in 1871.

By His Excellency's Command,  
A. H. PALMER.

Colonial Secretary's Office,  
Brisbane, 1st October, 1870.

RULES AND REGULATIONS FOR THE  
MANAGEMENT OF ST. HELENA PENAL  
ESTABLISHMENT.

HIS Excellency the Governor, with the advice of the Executive Council, has been pleased to cancel the former Regulations for the management of the Penal Establishment at St. Helena, published in the *Government Gazette* of 1867, No. 38, page 470, and to approve of certain other Rules and Regulations in lieu thereof, which are hereby published for general information.

By His Excellency's Command,  
A. H. PALMER.

PENAL ESTABLISHMENT, ST. HELENA  
ISLAND.

GENERAL REGULATIONS.

I.—THE SUPERINTENDENT.

1. The establishment will be under the immediate control of an officer to be styled "The Superintendent," who will be held responsible for its proper management, according to regulations established for the time being.

2. The Superintendent will reside on the Island, in quarters provided at public cost, and he will on no account quit the station unless under sanction in writing from the Colonial Secretary first obtained.

3. He will be the person in immediate command of all subordinate officers, or other free persons at any time employed on the Island; and he will see that no such subordinate officer or other person

quits the Island, on any pretext whatever, without leave—which leave he will be empowered to grant, at his discretion, for a period not exceeding three days, under restrictions to be imposed by himself, for which he will be held responsible.

4. He will see that no person (unless duly authorised) lands on the Island without an order in writing from the Colonial Secretary or Visiting Justice; nor will he allow any boat to approach the Island, at any point, without challenge, and detention until the circumstance is reported to him; he shall then, in his discretion, grant or withhold permission for such boat to come to the landing place. In the event of permission being granted, he will see that such boat, after discharging cargo or passengers, pulls off to the mooring buoy fixed for such purpose, and there remains until again required.

5. He will himself, or the officer next in command will, accompany all visitors while on the Island, and be held responsible that no communication is had with any prisoner, except in his presence and hearing; and he will cause any visitor who may infringe this regulation to be immediately removed off the Island, entering the occurrence in his official diary, and making immediate report thereof to the Colonial Secretary.

6. He will not permit any boat to land passengers at any other than the principal landing-place, unless under competent authority. He may, however, permit cargoes to be landed at the most convenient spot, and shall then take all proper precautions to prevent communication with the prisoners.

7. He will see that no visitors remain on the Island after sunset, unless in possession of the Colonial Secretary's authority for a later hour; and he will not permit any one, not being an authorised official, to sleep on the Island, as it is absolutely necessary that the intercourse between the Island and the main land shall be, as much as possible, restricted.

8. He will not allow any letter or written paper to pass from or to any prisoner, until it has been read and initialled by himself; nor will he permit any prisoner to retain in his possession any paper, pen, pencil, or ink, whereby illicit correspondence or communication may possibly be effected.

9. He will himself, or, at any time he may be absent on leave, the officer next in rank will, muster the prisoners three times each day—viz., at sunrise, dinner time, and locking up; and should there be any prisoners serving sentence in irons, he will cause those irons to be carefully examined at every muster.

10. He will cause the prisoners to be worked in good order and regularity, and will enforce the strictest discipline on all occasions. Any infringement of this regulation, on the part of a prisoner, he will report to the Visiting Justice, and, should the offence be of a serious nature, he will place the offender in strict confinement, and make immediate report to the Justice.

11. He will have full control over the distribution of the labor of the prisoners, but will, in every case where practicable, adhere to the system of task work.

12. He will form the prisoners into suitable working gangs, and appoint a prisoner, of good conduct, as sub-overseer to each—a free officer being in responsible charge of not more than two such gangs at any one time; and he shall require from each free officer a daily report of the conduct of the prisoners under his charge, and make entry thereof in his official diary.

13. He will not allow any prisoner to perform work on his own account, or for any private party, nor for the private advantage or convenience of any officer connected with the establishment; but he will himself be permitted to retain the services of one prisoner as a domestic servant, and may appoint one prisoner as cook for the

officers' ward; but these servants shall be selected from the well-conducted men whose length of service shall be sufficient to render them proper objects for exemption from ordinary labor.

14. When any prisoner reports himself sick, the Superintendent shall cause him to be placed on low diet until examined by the Visiting Surgeon.

15. Should any serious disturbance occur on the island, or any escape be effected, he will, by preconcerted signal, make the same known through the nearest telegraph or police station, in order that the necessary assistance may be forwarded.

16. The Superintendent will understand that his general duty is to ensure, by his own supervision, the vigilance of his officers, and the safe custody and discipline of the prisoners; and he will, without reservation, make full report of any breach of the Regulations on the part of officials or prisoners.

17. The power of punishing prisoners given to gaolers of Her Majesty's prisons by statute, is possessed by the Superintendent of the Penal Establishment, and he is expected to combine discretion and firmness in the use of such power. He is empowered to place in confinement, when required, any prisoner who may be guilty of refractory or other improper conduct, and so detain such prisoner until the Visiting Justice can adjudicate on the offence; and he is immediately to report the circumstance to that officer.

18. He will keep a Journal or Diary, in which he will enter the daily reports, and notify all particular occurrences. He will also keep a register of all prisoners on the island, giving one page or folio to each individual, and recording therein everything implying good or bad conduct of that individual. He will also keep an index of all prisoners so registered, in order that immediate reference may at any time be made as to the conduct of any prisoner. He will further keep a book, to be called the "Visitors' Book," in which every person, official or otherwise, will enter his name, and state the object of his visit to the Island.

## II.—THE VISITING JUSTICE.

1. This officer will visit the Island at least once a week in the discharge of the duties devolving upon him.

2. Upon each occasion he will hold a Court for the trial of such offenders as may be brought before him, and, when he shall have received previous intimation from the Superintendent that a charge of a serious nature will be preferred against any prisoner, he will be authorised to seek the assistance of another Magistrate to form a Court competent to inflict a punishment which he by himself could not order.

3. He will muster the prisoners whenever he may think necessary, and will receive any complaint which any prisoner may desire to make against the persons in authority on the Island, and will, thereafter, take such steps as he may deem necessary and equitable.

4. He will make a monthly report to the Colonial Secretary, and shall therein specify the state of the establishment, how far the Regulations have been attended to, and the business of the Island properly conducted.

5. He will, as speedily as possible, report to the Colonial Secretary any occurrence of an extraordinary nature, or that may seem to him proper to be brought under the notice of the Government.

6. He will, under date of the 1st of every month, furnish the following returns to the Colonial Secretary, viz.:—

1st.—General Report, in the shape of a letter.

2nd.—Numerical return, including admissions and discharges.

3rd.—Return of punishments, inflicted by his own order, or that of the Superintendent.

7. He will countersign all requisitions, or applications, which either directly or indirectly entail expenditure of public money on account of the

penal establishment; and no requisition, or application, of this nature will be attended to unless so countersigned; and the Visiting Justice will be held strictly responsible that he recommends nothing that can be reasonably dispensed with.

8. He will inspect provisions and clothing supplied to the prisoners, and report to the Colonial Secretary whenever he shall find that either is not of proper quality and quantity.

9. He has no authority to alter any existing Regulation, but he will be at liberty to communicate directly with the Government, and make any suggestions he may consider for the general good.

### III.—THE VISITING SURGEON.

1. The Surgeon will, until otherwise directed, visit the Island at least once a week.

2. On each occasion he may, if he think fit, direct the prisoners to be mustered, and shall make a personal inspection of their condition.

3. He will keep a journal, and therein record the state of every sick prisoner, the name of his disease, the medicines prescribed and administered, and the diet and treatment he may direct to be observed; all such records being inserted in the journal in English, avoiding professional phraseology where practicable.

4. He will also visit the Island whenever he may be required so to do upon the occurrence of an emergency.

### IV.—WARDERS.

1. The warders will be under the control and immediate orders of the Superintendent, whose instructions they are strictly to obey.

2. No warder will be allowed, on any pretext, to leave the Island, except with the sanction of the Superintendent; nor shall he, except with the sanction of the Colonial Secretary, absent himself from duty at any one time for a longer period than three days.

3. No warder shall bring anything on the Island without the knowledge and sanction of the Superintendent; nor shall he give or sell anything to any prisoner, nor carry to or from any prisoner anything—message, or letter—without express sanction first obtained in like manner; and all bundles, boxes, parcels, and persons of any warder arriving at or departing from the Island may be examined by the Superintendent, or the officer next in command, should the former deem such search or examination necessary.

4. No warder will be permitted on any account to bring spirituous liquors to the Island without leave from the Superintendent and the sanction of the Visiting Justice. Any liquors brought without such sanction will be immediately confiscated, and thrown away.

5. No warder shall strike, nor use any offensive or provoking language towards, any prisoner.

6. Any warder infringing any Regulations, or guilty of any improper conduct, will immediately be suspended from duty by the Superintendent, and brought before the Visiting Justice, who shall inquire into the circumstances of the charge, and report thereupon to the Colonial Secretary, who, at his discretion, shall order the dismissal of the warder, forfeiture of wages then due, or both dismissal and forfeiture, as the circumstances of the case may seem to warrant.

### V.—POLICE GUARD.

The Police Guard stationed at St. Helena will be under the immediate control of the non-commissioned officer, whose duty it will be to co-operate with the Superintendent, and do all in his power to establish the security of the prisoners by night and day, and maintain order and repress insubordination on the part of such prisoners.

The non-commissioned officer in command of the Police Guard will act under instructions from his own immediate superior—such instructions having been submitted to, and approved by, His Excellency the Governor in Council.

### ORDERS FOR THE NON-COMMISSIONED OFFICER IN COMMAND OF THE POLICE GUARD STATIONED AT H. M. PENAL ESTABLISHMENT, ST. HELENA.

1. The Commissioner of Police holds the non-commissioned officer in charge of the St. Helena detachment responsible that the following orders, for his guidance, are strictly carried out.

2. He is at all times to bear in mind that the duties attached to the command of a convict guard require the most constant vigilance, and that there is no point connected with them in which watchfulness and attention on his part are more necessary than the rigid enforcement, in the men under his command, of the instructions laid down for his guidance.

3. He is also to remember that any laxity of discipline, or absence of proper vigilance and caution, may be followed by most serious consequences.

4. The non-commissioned officer in charge is to attend to any instructions he may receive from the Superintendent, or officer in charge of the Island, who will be held responsible that he issue none calculated to interfere with the immediate command of the police, or derange the interior economy required of it by the Police Regulations.

5. All constables are hereby strictly prohibited from holding any intercourse or communication with the prisoners, and the non-commissioned officer in charge will be held responsible that he warns the men of his detachment that any disregard of the orders on this subject will meet with certain punishment. No constable, not even a sentinel, is to reply to any question or communication addressed to him by a prisoner. The prisoners should be apprized by the Superintendent of this order to the police. In the event of a sentinel being left in temporary charge of a "working gang of prisoners," he may give such instructions to them as he was desired by the civil officer in charge, or Superintendent; but is on no account to let his communication to the prisoners exceed the orders he was directed to give them.

6. In case of alarm, the detachment is immediately to get under arms and be in readiness to act as the Superintendent, or officer in charge of the Island, may require.

7. The non-commissioned officer in charge is to post all the sentries, attend to the reliefs, and see that all the sentinels are vigilant in the performance of their duties.

8. He is to visit the sentries frequently by day and night; not less than twice every night.

9. The non-commissioned officer in charge is to inspect the arms and ammunition of his detachment daily, and those of the sentries immediately previous to mounting, and ascertain that they are clean and fit for use.

10. He is responsible that no rifle or ammunition leaves the hand or possession of any constable in "charge thereof" under any pretence whatever, unless it be inside the *barrack room* of the detachment. He is to caution the men under his command that any neglect of this order will be punished; and that they are in no case to leave their arms or ammunition except as above, or when ordered to do so by him.

11. He must also caution the constables that the permission sometimes granted them to sit down occasionally, when doing duty as sentinels over a working gang for an unusually lengthened period, is on no account to be considered a license to relax the constant vigilance expected of them.

12. Not more than two constables of the guard (when off duty) are to be absent from the immediate proximity of the police barrack.

13. No constable is to sleep anywhere but in the barrack.

14. No prisoners are to be allowed in the immediate neighborhood of the barrack entrance or windows.

15. The non-commissioned officer and men of the detachment must be at all times ready to co-operate with the superintendent or officer in charge, and render every assistance in their power to maintain the general order and security of the prisoners.

16. He will see that all the standing orders, and other instructions which may be issued from time to time, are promptly executed, so far as they regard the duties required of his detachment; and he will immediately report to the officer in charge of the Island any neglect of the same, whether occasioned by his own men or not.

17. The non-commissioned officer in charge of the guard is responsible that every sentry mounts duty with his rifle loaded, and with nine (9) rounds of ammunition in his pouch.

18. He is to attend every muster of prisoners with the required number of sentries, and take care that each sentry thoroughly understands the orders relating to his post.

19. He will mount the sentry on No. 3 post before the prisoners are released from their cells in the morning, and take care that one is there until the "All right" signal is hoisted at night.

20. Night duty begins at the hoisting of the "All right" signal, and terminates with the release of the prisoners from cells the next morning; and the non-commissioned officer must post his sentries accordingly.

21. He must understand that Order No. 5 also prohibits constables from conveying any letters, books, or parcels to or from any prisoner. The police are hereby prohibited from conveying anything to or from the Island, beyond the usual equipment of a constable, and such requirements as may be sanctioned by the authorities.

22. Police are on no account to convey any communication or parcels, &c., to or from any of those employed on the Island, whether officials or not. They are to decline to convey anything, even if required to do so by the Superintendent or any other authority; and if desired to do so they are to immediately report it to the non-commissioned officer commanding, who must mention it in his written report to the Inspector of Police, Brisbane.

23. No constable is to bring into the Island any spirituous liquor, without the knowledge of the Superintendent and the sanction of the Visiting Justice.

24. Constables are to observe the character and conduct of each prisoner, and should anything suspicious occur, they must report it to the nearest official.

25. They must make an immediate report of any vessel or craft, or any floating material, in the neighborhood of the Island; also, of anything by which it would be possible for a prisoner to escape.

26. A sentry may only leave his post for the purpose of preventing a prisoner's escape, or what may appear to be a preparation to do so.

27. A sentry in charge of a gang of prisoners will march them to and from their work, two deep, in an orderly manner, and will not allow any to leave the ranks. When they are at work, he must not permit any of them to be out of his sight. He is responsible for the number he takes over, and must count them frequently to ascertain that they are all present. Should he be unable to account for the absence of any, he must at once march the remainder back to the yard, hand them over to the warder on duty, and report the circumstance to the officer in charge of the Island. He must be

careful that he gives the prisoners no opportunity of seizing his rifle, and is, therefore, required to keep at a safe distance.

28. No firearms are, under any pretence whatever, to be discharged without the sanction of the officer in charge of the Island, unless as a signal of alarm; but constables will be held responsible that they create no false alarm.

29. Should any prisoner attempt to escape from the Island by swimming, or by boat or raft, the sentry, or any member of the penal guard who shall observe him, shall call upon such prisoner to return to the shore and surrender himself; and should the prisoner so attempting to escape fail to obey immediately, he shall be fired upon. It is, however, to be borne in mind that, so long as a prisoner is on the Island, although in hiding, he should not be dealt with as an *escaped* prisoner. In such case, he must be arrested without use of firearms, if possible.

30. Order 28, prohibiting the discharge of firearms without the sanction of the Superintendent, or officer in charge, is intended simply to prevent the occurrence of unnecessary alarm, but is not meant to prohibit the discharge of fire-arms by sentries, by way of signal to obtain assistance.

### 31. DAY POSTS.

1. In front of the prison buildings.
2. At south-east corner of the yard, to command a view of the south and east.
3. At the "Jetty" on the beach, to command a view of all the south end of the Island and a portion of the west.
4. Round warders' and police quarters.
5. On an elevation at south-east point of the Island.

### 32. NIGHT POSTS.

1. As by day.
2. At back of the prison buildings within the yard.

### 33. POST DUTIES, *i.e.*, ORDERS FOR SENTRIES.

#### I.—DAY POST.

*To keep a look-out for signals at No. 3 Post, and report same.*

This sentry will keep a sharp look-out for any signals at No. 3 post, and report any such signals to the warder on duty.

#### I.—NIGHT POST.

*To watch front and ends of Prison Buildings, and to report any suspicious noises.*

The sentry on this post will keep a sharp look-out on the front and ends of the prison buildings; and should he hear or see anything suspicious, or which might lead him to believe that an attempt was being made to break out, he will at once report the same to the warder inside the building, and to the sentry on No. 2 post.

#### II.—DAY POSTS.

*To see that no prisoners climb over the fence.*

This sentry will see that no prisoner or prisoners leave the yard by climbing over the fence of the south and east angles.

#### II.—NIGHT POSTS.

*To watch the back of Prison Buildings, and report any suspicious noises, &c.*

The sentry on this post will keep a sharp look-out on the back of the prison buildings, hospital, and cook-house; and should he see or hear anything suspicious, or which might lead him to suppose that an attempt was being made to break out, he will at once report the same to the warder on duty inside, and also to the sentry on No. 1 post.

## III. and V.—DAY POSTS.

*To see that no prisoners leave the Island by any means.*

The sentries on these posts will keep a sharp look-out, and be very careful that no prisoner or prisoners leave the Island by means of any boat, raft, buoy, swimming, or otherwise.

*To fire for assistance in case of any attempt being made.*

In case of any such attempt being made, they will at once fire for assistance, and prevent such departure by all the means at their command.

*To report, by firing, any boat or other vessel approaching the Island.*

They will also report, by firing, any boat or other vessel approaching the Island.

## IV.—DAY POST.

*To see that no arms are taken by the prisoners.*

The sentry on this post will be very careful that none of the prisoners rush the quarters or store, so as to take arms therefrom,

## 34.—SIGNALS TO BE USED.

Boat or other vessel approaching—blue flag ;  
want assistance—red and white flag.

35. The non-commissioned officer in charge will render to the Inspector of Police, Brisbane, a report according to the prescribed form, showing duties performed, length of time each sentry remains on duty, &c.

D. T. SEYMOUR,

Commissioner of Police.

Confirmed, with the advice of the Executive Council, under my Hand, at Government House, Brisbane, this thirtieth day of September, in the year of our Lord one thousand eight hundred and seventy, and in the thirty-fourth year of Her Majesty's reign.

SAM. W. BLACKALL.

By His Excellency's Command,

A. H. PALMER.