



# AUCKLAND PROVINCIAL GOVERNMENT GAZETTE.

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## MOONY'S BRIDGE, HOWICK ROAD.

Superintendent's Office,  
Auckland, March 15th, 1858.

**TENDERS** will be received at this Office until noon of Monday, the 29th instant, for the erection of a Bridge as above. Plan and specifications can be seen at this Office.

J. WILLIAMSON,  
Superintendent.

Superintendent's Office,  
Auckland, March 19, 1858.

**THE** following Tenders have been received, and are published for general information.

J. WILLIAMSON,  
Superintendent.

*Supply of Scoria Ash to portions of the Great South Road, between the Harp Inn and Mr. Walters' Gate, Papakura; also, stones for the repairs of Causeways and Bridges between the Harp Inn and the Tamaki Bridge.*

[Tenders received 1st March, 1858.]

### Accepted Tender.

Wm. Absolom, 2s. 9d. per cubic yard, for Scoria Ash.  
Ditto, 1s. 11½d. per cubic yard for stones.

### Non-accepted Tender.

Wm. Lorrigan, 2s. 10d. per cubic yard for Scoria Ash.  
Ditto, 2s. 10d. per cubic yard for stones.

Commissioner of Crown Lands Office  
Auckland, March 15th 1858.

**I** HEREBY notify, for the information of all persons concerned, that, in conformity with the provisions of the Crown Lands Ordinances (No. 1, Session. 10, and No. 10, Session 11.) I have convened meetings of the Holders of Depasturing Licenses in the several undermentioned Hundreds, and that the persons whose names are subjoined have been duly elected by such holders to be Wardens, under the said Ordinances, for the current year, as follows:—

- For the Hundred of Auckland.*  
Messrs. T. MAY, BARRIBAL and MEARS,
- For the Hundred of Onehunga.*  
Messrs. H. LAVERY, H. BRIERLY, and J. MCARTON.
- For the Hundred of Panmure.*  
Messrs. B. CONDEN, T. CORRIGAN, and E. MCDANIEL.

C. P. O'RAFFERTY,  
Commissioner of Crown Lands.

## HUNDRED OF HOWICK.

### NOTICE.

**P**ERSONS allowing Cattle to trespass upon Crown Land, are reminded that, by the 43rd clause of Crown Lands Ordinance, Sess. 10, No. 1, the Commissioner of Crown Lands can cause the Cattle so trespassing to be impounded, to be dealt with according to law.

C. P. O'RAFFERTY,  
Commissioner of Crown Lands Office,  
Auckland, 20th March, 1858.

**IMPOUNDED** at the Public Pound, Newmarket, by Mr. Jas. Williamson, for trespass and damages on his enclosed paddock at Epsom,  
1 red and white steer, open horns, white on face, brand not legible on rump.

If not claimed within eleven days after the date of this notice, application will be made to a Justice of the Peace for an order for the sale of the above mentioned Steer, agreeably to the provisions of the Impounding Act, 1856.

M. MADIGAN,  
Poundkeeper.

Public Pound, Newmarket,  
4th March, 1858.

**IMPOUNDED** at the Public Pound, Newmarket, by A. Buckland, for trespass and damages on his enclosed Paddocks,

One red and white Cow branded (G), on ribs, brand not legible on thigh  
One red and white heifer Calf.

If not claimed within eleven days after the date of this notice application will be made to a Justice of the Peace for an order for the sale of the above mentioned Cow and Calf agreeably to the provisions of the Impounding Act, 1856.

M. MADIGAN.

Public Pound,  
Newmarket. 11th March, 1858.

Superintendent's Office,  
Auckland, March, 1858.

**I**N pursuance of the powers vested in me by an Ordinance of the Governor of New Zealand, with the advice and consent of the Legislative Council thereof, Sess. 7, No. 7, intituled "An Ordinance for the regulation of Prisoners," and also by an Act made by the Superintendent of the Province of Auckland, with the advice and consent of the Provincial Council thereof, intituled "An Act to transfer certain powers and duties from the Governor and Colonial Treasurer of the Province of Auckland respectively," I, the Superintendent of the Province of Auckland do hereby make and publish the rules and regulations following, for the good discipline, safe custody, classification, diet, instruction, treatment, and correction of prisoners sentenced to imprisonment with hard labour and confined in the Public Gaol at Mount Eden, and touching the duties of the officers of the said Gaol.

J. WILLIAMSON,  
Superintendent.

**RULES AND REGULATIONS  
OF THE  
GAOL AT MOUNT EDEN,**

*In the Suburbs of the City of Auckland.*

1. Every prisoner on first entering the Gaol is to be searched in the presence of the Gaoler or Turnkey. His name, age, country, religion, height, and general description are to be entered in a register in which shall also at the same time be entered whether or not he can read or write,

2. All money, property, and effects, are to be taken from the prisoner entering the Gaol; a minute specifying the particulars and signed by the Gaoler is to be entered in the register. Such property shall remain in the custody of the Gaoler until the discharge of the prisoner unless other disposition thereof shall be ordered or permitted by competent authority.

3. All prisoners sentenced for a longer period than one week shall have their hair cut close on entering the Gaol.

4. Prisoners sentenced for a less period than one week shall have their hair cut close if it shall be found necessary for the purpose of cleanliness.

5. Every cell is to be opened at 6 a. m. from the first day of October to the first day of April, and at daylight during the remainder of the year.

6. Fifteen minutes are to be allowed for dressing.

7. The cells shall then be swept and dusted. The bedding (weather permitting) shall be suspended in the airing yard and afterwards put away and folded in the smallest compass. This duty shall be performed by such of the prisoners as shall be told off for that purpose.

8. Prisoners shall then wash themselves thoroughly and make themselves as clean as possible.

9. The prisoners shall then be assembled and their names called over, after which prayers shall be read by the Gaoler or such other person as the Sheriff may appoint.

10. On the return of the prisoners from labour they shall be assembled and their names called over.

11. After supper, prisoners shall be locked up in their cells—before being locked up, each prisoner is to be searched by the Turnkey on duty in the presence of the Gaoler.

**LABOUR.**

12. From the first day of October to the first day of April, the hours of labour shall be from half-past seven a. m., to six p. m.; from the first day of April to the first day of October, from 8 a. m., to 5 p. m. One hour's cessation for dinner.

13. On Saturday's, however, the day's labour shall cease at noon, to enable the prisoners to wash their clothes and clean the Prison.

14. Prisoners shall proceed to work in an orderly manner in charge of at least 1 overseer and 1 sentry.

15. During work no talking nor idling shall be permitted, nor shall any prisoner leave his allotted spot without permission, nor unless accompanied by an Overseer or Sentry.

**RATIONS.**

16. The ordinary Gaol allowance for each prisoner shall be

1½ lbs. bread.  
4 ozs. meat.  
1 lb. potatoes.  
½ oz. salt.

$\frac{1}{4}$  oz. soap.  
4 ozs. flour.

17. But such prisoners as shall have merited may on instructions from the Sheriff be allowed instead thereof

$1\frac{1}{4}$  lbs. bread,  
12 ozs. meat.  
1 lb. potatoes.  
 $\frac{1}{2}$  oz. salt.  
 $\frac{1}{4}$  oz. soap.  
4 ozs. flour.

18. Prisoners sentenced to solitary confinement shall during such sentence only be allowed

$1\frac{1}{2}$  bread.  
Water, *ad libitum*.

19. No prisoner shall be allowed to receive provision of any kind from his friends, but is to live exclusively on the Gaol allowance.

20. Every prisoner shall take his meals in the mess room—on no account shall he be permitted to eat them in his cell.

21. No prisoner in receipt of a superior ration or medical comfort shall supply another prisoner with any portion thereof on penalty of being reduced to an inferior ration in addition to such punishment as he may be liable to for so doing.

#### DIVINE SERVICE.

22. On Sundays every prisoner (unless specially excused) shall attend at the service performed within the Prison by the clergyman of the denomination to which prisoner belongs.

23. Prisoners unattended by clergymen shall assemble according to their respective denominations; and prayers shall be read to each denomination by some person appointed by the Sheriff for that purpose.

#### CLEANLINESS.

24. Each prisoner to have one clean shirt twice a week; trousers to be washed once a week; blankets and rugs to be washed every two months.

25. Each prisoner to have his hair cut close once a month, and to be close shaved twice a week.

26. At every meal prisoners shall appear with clean hands and face.

27. They shall also wash themselves before being locked up for the night.

28. The prison shall be washed out every week, and every cell is to be washed out at least every other day.

29. The greatest cleanliness is to be enforced throughout the Gaol buildings and yards, and with respect to the prisoners bedding and clothes.

#### CLOTHING.

30. Every prisoner will be supplied with the following articles of clothing.

2 pairs trousers  
2 cotton shirts  
1 blue serge shirt  
1 pair boots  
1 rug  
2 blankets  
1 hat or cap

the whole of which shall be marked and numbered with the prisoner's number, the Government brand, and the letters M. E. G.

31. No prisoner will be allowed to wear any private clothing whatever except under clothing, by order of the medical officer.

32. Each pair boots and trousers, and each cotton shirt, must last six months. Each serge shirt and hat or cap twelve months.

#### PUNISHMENT REGULATIONS.

33. Any prisoner

I. Being insolent or threatening violence to any person whomsoever other than an officer of the Gaol.

II. Injuring or destroying the property of the Government.

III. Or being guilty of any other misconduct not provided against in these rules, subversive of the peace, order, or good government of the Gaol, shall be punishable by being placed in solitary confinement for any period not exceeding (7) seven days, and in addition thereto (at the option of a visiting Justice), a diminution of his rations, and in addition, in case of destruction or injury to any property of Government by a prisoner who shall have money or property in the hands of the Gaoler, such money or property may be wholly or partially forfeited by order of a visiting Justice, to repay such destruction or injury.

34. Every prisoner who shall be guilty of any of the offences next hereinafter mentioned that is to say

I. Attempting to escape.

II. Conniving at and concealing a prisoner or prisoners, attempting to escape.

III. Assaulting any officer of the Gaol, shall, in addition to any punishment to which he may by law otherwise be sentenced, be punishable by close confinement for any period not exceeding (14) fourteen days, and by diminished rations.

35. Every prisoner who shall be guilty of any of the offences next hereinafter mentioned, that is to say

I. Mutiny or outbreak.

II. Assaulting an officer with intent to do grievous bodily harm.

III. Setting on fire, or attempting to set on fire, the Gaol building or other property,

shall, in addition to any punishment to which he may by law otherwise be sentenced, be punishable by close confinement for any period not exceeding (1) one calendar month, and by diminished rations.

36. Complaints touching the above, and all other offences committed by prisoners shall be heard and determined upon due proof upon oath by one or more visiting Justice or Justices.

37. Every sentence of punishment with the nature of the offence shall be entered in the defaulter's book, and signed by the visiting Justice.

#### ATTEMPT TO ESCAPE.

38. Any prisoner leaving his allotted place

while at work with intent to escape, or otherwise making any attempt to escape, will render himself liable to be shot by the guard or other person in whose charge he may be; and each prisoner is hereby cautioned that if he makes any such attempt he does so at his own risk and peril.

39. Any prisoner attempting to escape, or who having escaped, shall be recaptured, shall be put in irons for such term as the Sheriff shall direct.

#### VISITING AND LETTERS.

40. No prisoner shall be permitted to receive visits, except by express permission from the Sheriff. The permission shall be in writing; and visits shall only be permitted on Saturdays, unless otherwise stated in the permission.

41. Visitors shall be admitted one at a time, and each in his turn.

42. Every such visit must be in the presence of the Gaoler or a Turnkey, and must not last more than twenty minutes.

43. Prisoners shall not be permitted to send or receive letters without permission from the Sheriff. All letters so sent or received must pass unsealed through the hands of the Gaoler, who is at liberty if he thinks fit to open and read them.

#### OFFICERS OF THE GAOL.

44. The Gaoler shall every day inspect every yard, cell, and portion of the Gaol, and see that the cells are kept clean.

45. He shall see every prisoner at least once in twenty-four hours, and once a week shall go through the prison at uncertain hours of the night, entering the same in the day book.

46. He shall also examine the locks and bolts of all the cells, wards, and gates, daily, and shall also examine the irons of such prisoners as shall be in irons, at least twice every day, viz. every morning before going to work, and at night before they are locked up.

47. The most exact order and cleanliness is to be enforced by the Gaoler. Every Turnkey or officer on duty is to report to the Gaoler every defect or neglect connected with the Prison.

48. The Gaoler shall be particularly attentive to see that all tools, ladders, and implements, shall be kept securely locked up except when in actual use; and he is required to keep an exact account of all such and at least daily see that the list is correct.

49. Upon the occasion of any irregularity or breach of discipline by any prisoner, the Gaoler is to report the same forthwith to the Sheriff, and a visiting Justice.

50. The Gaoler will have power in case of attempted escape or flagrant breach of any of these rules, to place at once in close confinement, and in irons if necessary, the prisoner or prisoners so offending: *Provided always* that the same shall be reported by him within twenty-four hours to the Sheriff or a visiting Justice, by whom the matter shall be investigated and dealt with.

51. No officer of the Gaol shall strike (unless in self-defence), or shall ill-treat a prisoner.

52. No officer of the Gaol shall receive visitors inside the Gaol without permission from the Gaoler.

53. No officer of the Gaol shall sell or have any benefit or advantage from the sale of any article to any prisoner, nor have any pecuniary dealing or transaction whatever with a prisoner, or employ one in any way in a private capacity.

54. No officer of the Gaol shall receive either directly or indirectly any fee or gratuity either from contractors for the establishment, or from prisoners, or from any person visiting the Gaol.

55. Any officer of the Gaol seen in the Prison in the least degree intoxicated, or seen gambling, will be immediately dismissed.

56. No officer of the gaol is to converse with prisoners except in discharge of his duty.

57. Any officer of the Gaol from whose charge a prisoner shall escape, shall be summarily dismissed, if such escape shall have happened through any default, neglect, or mismanagement, on the part of such officer.

58. In all cases of escape the officer in charge shall be liable for the costs of recapture or pursuit.

59. On an alarm being given, all guards and officers of the Gaol are to turn out fully armed to await the orders of the Gaoler.

#### DUTIES OF GUARD.

60. Soldiers or Constables on guard are not to hold any communication with prisoners, excepting on matters of discipline.

61. When on guard they are never to be without arms, to consist of a musquet, bayonet and pistol, with six rounds of ball cartridge.

62. When on guard they are not to allow any prisoner to approach nearer to them than ten paces, nor to permit any prisoner to go beyond the prescribed limits without the Overseer's order.

63. On any prisoner passing or attempting to pass the prescribed limits, it is the duty of the guard to challenge him by his name calling out "stand prisoner" with the prisoner's name or number. On this challenge being repeated twice and the prisoner neglecting or refusing to stand, then, it shall be lawful for the guard or other officer to use his weapons, and in case of inability, to prevent escape by other means, to fire on the prisoner to prevent his escaping.

64. On the escape of any prisoner, the guard shall give an alarm, but on no account shall he leave the gang without the orders of the Gaoler.

65. Guards are justified in using their arms to prevent prisoners assaulting each other or any other prisoner.

66. The guard shall cause a sufficient supply of pure water to be kept near the prisoners for drink.

67. The guard of each gang shall receive from the Gaoler the number of the gang. He shall count the same at least every half

hour. He shall report to the Gaoler any irregularity in the conduct of the prisoners.

#### GENERAL REGULATIONS.

68. Juvenile prisoners shall be confined in cells separate and apart from adults, and all communications between such juvenile prisoners and the other prisoners (except as hereinafter provided) shall so far as the circumstances of the Gaol will admit be strictly prohibited.

69. Every adult prisoner of good conduct may, by instructions from the Sheriff, be allowed to devote one hour every day after his daily labour to self improvement, and for that purpose be supplied with such books as shall be approved by the Sheriff or a Visiting Justice.

70. Juvenile offenders shall devote two hours every day to learn some useful trade or to read and write, and for that purpose the Sheriff may appoint some prisoner of good conduct and sufficient acquirements to teach them; and neglect or inattention on their part to such instruction shall subject them to punishment.

71. No prisoner shall be allowed to visit or go into any cell other than that in which he sleeps.

72. Nor shall he hold intercourse with others than the officers of the Gaol without permission.

73. No singing, loud conversation, or angry expressions, or noises will be allowed; games and amusements of all kinds are strictly forbidden.

74. The most strict subordination and obedience to the Gaoler and the officers of the Gaol shall be enforced.

75. No prisoner shall make use of disrespectful or abusive language to any person whomsoever.

76. Tobacco, unless by special permission, is strictly prohibited.

77. Every prisoner before leaving the Gaol is to be strictly searched. Whatever articles he was deprived of on entering the Gaol shall be then returned to him, unless they shall have been forfeited by competent authority.

78. A notice is to be fixed in some conspicuous place inside and outside the prison, cautioning persons against bringing spirits, liquor, tobacco, pipes, or other forbidden articles into the Prison or within the Gaol yard.

79. A proper register, defaulter's book, visiting book, medical report book, day book, and account books, are to be regularly kept and to be open to the inspection of the Sheriff and Visiting Justices.

80. All food is to be locked up beyond access of the prisoners. Every person within the Gaol is strictly prohibited from giving additional food to any of the prisoners.

81. The Gaoler may, with the sanction of the Sheriff, employ one or more prisoners in the service of the prison, but not in his own service or in that of any private person.

82. In case of the death of any prisoner, notice thereof shall be forthwith given to the Coroner and to the relations of the deceased when these can be ascertained.

83. Copies of these Rules shall be posted in conspicuous places within the prison.