



# Prison Act (Northern Ireland) 1953

## 1953 CHAPTER 18

### SUPPLEMENTAL

#### 42 <sup>F1</sup> **Laying of prison rules.**

Prison rules shall be laid before each House of Parliament as soon as may be after they are made and if either such House, within the statutory period next after the day on which such rules are laid before it, resolves that the rules be annulled, the rules shall thereupon cease to have effect, but without prejudice to the validity of anything previously done thereunder or to the making of new rules.

**F1** Rules are subject to annulment by Parl. of UK, SI 1973/2163

#### 43 **Financial provisions.**

Expenses incurred by the Ministry with the approval of the Ministry of Finance<sup>F2</sup> under or for the purposes of this Act shall be defrayed out of moneys provided by [<sup>F3</sup> the Parliament of the United Kingdom].

**F2** Now Treasury, SI 1973/2163  
**F3** SI 1973/2163

*S. 44 rep. by 1980 NI 10*

#### 45 **Adaptation of statutory references to former places of detention.**

Wherever any one or more than one of the following expressions, that is to say:—

house of correction, the city marshalsea, bridewell, district bridewell, sheriff's prison, penitentiary house, gaol, county gaol, common gaol, convict prison,

*Status: Point in time view as at 01/01/2006.*

*Changes to legislation: There are currently no known outstanding effects for the Prison Act (Northern Ireland) 1953. (See end of Document for details)*

occurs or occur in any enactment in relation to the detention or punishment of any person, the word “prison” shall be substituted therefor, but, if in the said enactment the word “prison” is already used in conjunction with or as an alternative to any of the said expressions, that expression shall be omitted from the said enactment.

#### 46 Provisions as to capital punishment.

*Subs. (1) (2) rep. by SR 1982/192; subs. (3) rep. in pt. by SLR 1973; SI 1973/2163, residue amends 1868 c. 24*

#### 47 Interpretation.

- (1) For the purposes of this Act, unless the contrary intention appears, the following expressions have the meaning hereby respectively assigned to them, that is to say—

“governor” includes the person for the time being in charge of any prison;  
 “intoxicating liquor” includes any fermented, distilled or spirituous liquor which under the law for the time being in force is subject to an excise duty;  
 “land” includes land covered by water and any estate or interest in land;  
 “Minister” means the Minister of Home Affairs<sup>F4</sup> for Northern Ireland;  
 “Ministry” means the Ministry of Home Affairs<sup>F4</sup> for Northern Ireland;

*Definition rep. by 1989 NI 15*

“prisoner” includes any person lawfully committed to any prison.

- [<sup>F5</sup>(1A) In this Act “prison” includes any prison or other institution for the treatment of offenders, not being—

- (a) a young offenders centre;
- (b) a remand centre; [<sup>F6</sup> or]
- (c) a juvenile justice centre]

but this Act,<sup>F7</sup> . . . , shall have effect in relation to young offenders centres and remand centres and to persons detained therein as it has effect in relation to prisons and prisoners.

- (2) A reference in this Act to any [<sup>F5</sup> prison] shall be construed as including a reference to all land and buildings used for the purposes of or in connection with that [<sup>F5</sup> prison].
- (3) For the purposes of this Act, a person committed to prison in default of payment of a sum adjudged to be paid by a conviction shall be treated as undergoing a sentence of imprisonment for the term for which he is committed, and consecutive terms of imprisonment shall be treated as one term.

*Subs. (4)(5) rep. by 1954 c. 33 (NI)*

**F4** Functions transf. to S of S, SI 1973/2163

**F5** 1989 NI 15

**F6** 1998 NI 9

**F7** 2005 NI 15

**49      Short title.**

(1) This Act may be cited as the Prison Act (Northern Ireland), 1953.

*Subs. (2) rep. by SLR 1973*

**Status:**

Point in time view as at 01/01/2006.

**Changes to legislation:**

There are currently no known outstanding effects for the Prison Act (Northern Ireland) 1953.