ANGUILLA

REVISED STATUTES OF ANGUILLA

CHAPTER P80

PRISON (EXTRAMURAL SENTENCES) ACT

Showing the Law as at 15 December 2000

Published by Authority

Printed in
The Attorney General's Chambers
ANGUILLA

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PRISON (EXTRAMURAL SENTENCES) ACT

Interpretation

1. In this Act—

"Court" means the High Court or the Magistrate's Court, as the case may be;

"Extramural Prison Officer" means a person appointed as such by the Governor and in default of such appointment means the Superintendent of Prisons in relation to the persons mentioned in sections 2(1)(a), (b) and (c) who would be liable to be committed to prison by the Court.

Persons sentenced to short term may opt for non-residential labour in lieu of imprisonment

2. (1) Notwithstanding any law to the contrary, any of the following persons, namely—

(a) any person sentenced by the Court to imprisonment for a term not exceeding 6 months;

(b) any woman convicted of an offence which, in the opinion of the Court, is not a grave offence;

(c) any person liable to be committed to prison for non-payment of a fine or of a sum of money ordered to be paid in respect of any maintenance, affiliation or civil proceedings;

may, on the recommendation of the Court, in the discretion of the Extramural Prison Officer and with the consent of such person, in lieu of imprisonment, be employed on public work outside the prison under the supervision and control of a public authority subject as is hereinafter provided.

(2) In subsection (1), "public authority" means any authority having municipal or administrative jurisdiction in any town or village and includes the Department of Infrastructure, Communications and Utilities.

(3) Every such person shall be employed on a daily task which shall be such as can normally be completed in the usual working day and at the usual working hours as the Extramural Prison Officer shall direct and while not so employed shall not be subject to any prison rules.

(4) Every person employed on such labour as aforesaid shall be required to report daily during the term of his sentence to the Extramural Prison Officer or to such person as the Extramural Prison Officer shall nominate and at such time and place as he shall direct.

(5) If any such person fails, without reasonable cause to the satisfaction of the Extramural Prison Officer, to present himself at the appointed time and place or absents himself from his task without permission or works or conducts himself in a manner which the Extramural Prison Officer shall consider unsatisfactory the Extramural Prison Officer may, after due warning, order that such person shall undergo the confinement to which he is liable, subject nevertheless to a deduction of the number of days on which he has completed his daily task and he shall thereupon be committed to prison accordingly.

Citation

3. This Act may be cited as the Prison (Extramural Sentences) Act, Revised Statutes of Anguilla, Chapter P80.

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