

(No. 95.)



1891.

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PARLIAMENT OF TASMANIA.

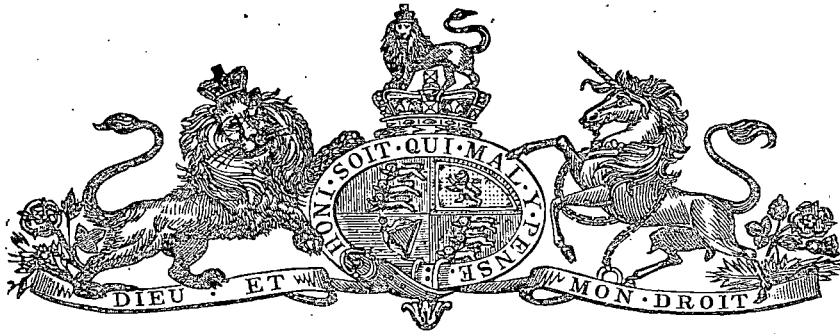
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PLACES OF DETENTION OF PERSONS CONVICTED  
UNDER 100<sup>TH</sup> SECTION OF LICENSING ACT :

CORRESPONDENCE.

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Laid upon the Table by the Attorney-General, and ordered by the House of  
Assembly to be printed, August 18, 1891.



*Attorney-General's Office, Hobart, 3rd April, 1890.*

SIR,

My attention has been called to the necessity of providing places of detention for persons convicted under the 100th Section of the Licensing Act.\*

I am aware that when this provision was inserted in the Bill in the House of Assembly it was intended that these persons should be detained in some hospital for the purpose of receiving medical treatment, and under these circumstances I would recommend that the persons in charge of the several hospitals throughout the Colony should be communicated with upon the subject. I am of opinion that it would not be well or right that the persons referred to in the section mentioned should be detained in a Gaol, and that to do so would defeat the intention of the Legislature.

I have the honor to be,

Sir,

Your obedient Servant,

A. INGLIS CLARK.

*The Hon. the Chief Secretary.*

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*Chief Secretary's Office, 10th April, 1890.*

SIR,

I HAVE the honor to forward copy of a letter from the Honorable the Attorney-General with reference to the provision of suitable places for the detention of persons convicted under the 100th Section of the Licensing Act, 1889, 53 Victoria, No. 37. I also forward a copy of the Act for your information.

Before submitting for the approval of His Excellency the Governor the appointment of the Hospital as a place for the detention of persons convicted under the Act, I shall feel obliged by your informing me if you are aware of any insuperable or valid objections to such appointment?

I have, &c.

P. O. FYSH.

*The Chairman, Board of Management,  
General Hospital, Hobart.*

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\*100 Whenever Justices or Members of a Licensing Bench shall, in execution of the foregoing provisions, have prohibited the sale of liquor to any such person, a copy of such notice of prohibition shall be served on such person; and if such person, after service of such notice as aforesaid, shall during such prohibition purchase or procure, or attempt to purchase or procure, any such liquor for his own use, he shall forfeit, upon conviction, a sum not exceeding Five Pounds for the first offence, and for every subsequent offence shall be liable to be detained in such place as the Governor may from time to time appoint for a period not exceeding Three months.

*General Hospital, Hobart, 14th April, 1890.*

SIR,

I HAVE the honor to acknowledge the receipt of your communication of 10th April, 1890, re "The Licensing Act, 1889," 53 Victoria, No. 37, which was placed before the Board of Management at its meeting on Friday last, when it was resolved, "That this Board having read a copy of the Attorney-General's letter to the Chief Secretary, and the letter of the latter to the Chairman, respectfully informs the Chief Secretary that the Hospital has no accommodation for the persons indicated; and, further, that the Board is of opinion that the Hospital is not a proper place in which the said persons should be detained."

I have, &c.

D. MACMILLAN, *Vice-Chairman of the Board.*

*The Hon. the Chief Secretary.*

*Chief Secretary's Office, 10th April, 1890.*

SIR,

I HAVE the honor to forward copy of a letter from the Honorable the Attorney-General with reference to the provision of suitable places for the detention of persons convicted under the 100th Section of "The Licensing Act, 1889," 53 Victoria, No. 37. I also forward a copy of the Act for your information.

Before submitting for the approval of His Excellency the Governor the appointment of the Hospital as a place for the detention of persons convicted under the Act, I shall feel obliged by your informing me if you are aware of any insuperable or valid objections to such appointment?

I have, &c.

P. O. FYSH.

*The Chairman, Board of Management,  
General Hospital, Launceston.*

*Launceston, 18th April, 1890.*

SIR,

I HAVE the honor to acknowledge the receipt of your letter of the 10th instant, enclosing a copy of a letter from the Hon. the Attorney-General with reference to the provision of suitable places for detention of persons convicted under the 100th Section of "The Licensing Act, 1889," 53 Victoria, No. 37. In your letter you ask that, before submitting for the approval of His Excellency the Governor the appointment of the Hospital as a place for the detention of such persons, you would feel obliged by my informing you if the Board had any objections to such appointment. In reply, I have to state that the matter received the attention of the Board at a meeting held last evening, when the following Resolution was unanimously adopted:—

"That the Government be informed that at present there were difficulties in the way of providing the accommodation suggested; but that when the reception-house was erected the wishes of the Government could be carried out."

I have, &c.

GEO. COLLINS, *Chairman L. G. H. Board.*

*The Hon. the Chief Secretary, Hobart.*

*Chief Secretary's Office, 16th April, 1890.*

SIR,

I HAVE the honor to forward copy of a letter from the Honorable the Attorney-General with reference to the provision of suitable places for the detention of persons convicted under the 100th Section of "The Licensing Act, 1889," 53 Victoria, No. 37. I also forward a copy of the Act for your information.

Before submitting for the approval of His Excellency the Governor the appointment of the Hospital as a place for the detention of persons convicted under the Act, I shall feel obliged by your informing me if you are aware of any insuperable or valid objections to such appointment?

I have, &c.

P. O. FYSH.

*The Chairman of the Official Visitors,  
Hospital for Insane, New Norfolk.*

*Hospital for the Insane, New Norfolk, 21st April, 1890.*

SIR,

IN reply to your letter dated April 16th, I have the honor to inform you that the Official Visitors see no insuperable objection to the appointment of this Hospital for the purposes indicated, when the necessary accommodation has been provided for the patients proper. At present, however, there is no accommodation available for such purposes.

I have, &c.

C. E. BARNARD, M.D.,  
*Chairman of the Official Visitors.*

*The Hon. the Chief Secretary, Hobart.*

*Chief Secretary's Office, 25th April, 1890.*

SIR,

IN reply to your letter of the 3rd instant, with reference to the necessity for providing places of detention for persons convicted under the 100th Section of the Licensing Act, I have the honor to state that, having communicated with the governing body of the General Hospital, Hobart, the Board of Management report "that the Hospital has no accommodation for the persons indicated, and that they are of opinion that the Hospital is not a proper place in which the said persons should be detained."

The authorities of the Launceston Hospital state that at present there are "difficulties in the way of providing the accommodation suggested; but that when the reception-house is erected, the wishes of the Government could be carried out." I, however, do not consider a "reception-house," which is solely intended for persons under observation for insanity, could at any time with propriety be utilized for the detention of the class of persons referred to, and, for cases north of Oatlands, the precincts of the Gaol at Launceston appear to be the only suitable place. For those south of Oatlands the Hospital for Insane at New Norfolk might be made available when the accommodation now in course of erection for ordinary insane patients has been provided. At present it is impossible for them to be received in that Institution.

I have, &c.

P. O. FYSH.

*The Hon. the Attorney-General.*