

(No. 76.)



1882.

T A S M A N I A.

H O U S E O F A S S E M B L Y.

“THE INEBRIATES ACT, 1873.”

R E G U L A T I O N S.

Laid upon the Table by the Attorney-General, and ordered by the House to be printed, August 2, 1882.



GOVERNMENT NOTICE.

No. 117.

Colonial Secretary's Office, 22nd April, 1882.

THE Governor in Council has been pleased, in accordance with the provisions of "The Inebriates Act, 1873," (37 Victoria, No. 16), to make the following Regulations for the good government of Retreats, and for the fees payable by the residents therein, and for the better carrying out the purposes of the Act.

By His Excellency's Command,

W. R. GIBLIN,
For Colonial Secretary, absent.

REGULATIONS UNDER "THE INEBRIATES ACT, 1873."

37 VICTORIÆ, No. 16.

WHEREAS by "The Inebriates Act, 1873," the Governor in Council may, subject to any provisions or conditions that he thinks fit, grant to any person, or to two or more persons jointly, a Licence for twelve months to keep a house for the treatment and cure of habitual inebriates, thereafter called a "Retreat," and from time to time to revoke or renew such Licence, and also from time to time make and alter Regulations for the good government of Retreats, and for the fees payable by the residents therein, and for the better carrying out the purposes of the said Act: Now therefore His Excellency the Governor in Council, in exercise of the powers conferred by the said recited Act, doth make the Regulations following:—

1. No Licence shall be granted to any person or persons to keep any house as a Retreat within the meaning of the said recited Act unless he or they hold the same for a year or some greater estate; and the licensee, or one of the licensees, shall reside constantly at such Retreat, and shall keep a sufficient staff of officers and servants for the maintenance and management thereof, to the satisfaction of the visitors hereinafter referred to.

2. When any application has been made for a Licence under the provisions of the 2nd Section of the Act, and before such Licence is granted, the Colonial Secretary shall appoint some person to inspect the house in respect of which such application is made, and to make a report to him as to the accommodation and general suitability thereof for the purposes of a Retreat, and on the number of persons of the sex mentioned in the application, or of each sex that may properly be detained therein.

3. Every Licence shall be in the form or to the effect of the Schedule hereto appended.

4. The Governor in Council may from time to time appoint so many persons as he may deem necessary as and to be Visitors of Retreats under the said Act, and may at any time remove such persons.

5. Every Retreat shall be under the control of a Medical Superintendent, who shall be a duly qualified Medical Practitioner, to be appointed by the Governor in Council, who may at any time remove such Superintendent and appoint another in his place.

6. Such Medical Superintendent may appoint a substitute to act temporarily in the event of his inability to attend, such temporary appointment to be subject to the approval of the Colonial Secretary.

7. The Medical Superintendent of every Retreat shall, at the request of any person detained in such Retreat, and on payment by such person of the cost thereof, hold a consultation with such legally qualified Medical Practitioner as may be named by such person subject to the approval of the Visitors.

8. There shall be kept in every Retreat a Book, to be called the "Medical Case Book," in which the Medical Superintendent shall from time to time make entries as to the health of each person detained in such Retreat, together with a correct description of the medicine and other remedies prescribed for the treatment of his disorder, and in case of death a correct account of the autopsy (if any) of such person: and the Medical Superintendent shall forthwith, if the Colonial Secretary so require, transmit to him a copy of the entry or entries in such book relating to any such person.

9. Every licensee of a Retreat shall at all times permit such Retreat to be visited and inspected by the persons appointed by the Governor in Council as provided for in the 3rd Regulation, and shall, at the request of them, or either of them, show to him or them any part or the whole of such Retreat and any or every person in it, and produce any documents relating to any inmate, and all books and accounts kept in such Retreat in any way relating to the inmates thereof.

10. The Visitors so appointed as aforesaid shall, from time to time, as occasion may require, and at least once in every twelve months report to the Colonial Secretary on every Retreat under their supervision; and in such Report shall specially remark upon the due observance, or otherwise, of all Regulations made by the Governor in Council, and of all Rules or Bye-laws for the interior discipline and management thereof framed by the Visitors and Medical Superintendent conjointly, which Rules or Bye-laws shall be subject to the approval of the Colonial Secretary before becoming of any force or effect.

11. Letters written by any person in such Retreat shall, before being posted, be submitted to the licensee, who, if he has reason to suppose that they contain anything objectionable, shall have them opened in the presence of the writer, the Medical Superintendent, and one of the Visitors, and such letters shall be subsequently dealt with as the Medical Superintendent and the Visitors may direct; and all letters addressed to any person detained in such Retreat shall, in the first place, be delivered to the licensee; and it shall be optional with such licensee to deliver such letters unopened to the person to whom they are addressed, or to open the same and peruse them in the presence of such person before handing them to the person addressed.

All parcels delivered at any Retreat shall be subject to examination by the licensee.

12. No person, whom any inebriate detained in a Retreat may desire to see, shall be admitted without permission of the Colonial Secretary or Medical Superintendent.

13. The fees payable on account of any person detained in any Retreat shall not exceed £5 5s. per week; and on payment of the stipulated fees the person detained in such Retreat shall be provided by the licensee with good and sufficient board, medical, and ordinary attendance; and such fees shall be payable every calendar month in advance, the first payment being due on the day of admission of such person into the Retreat.

SCHEDULE.

LICENCE to keep a "Retreat" under "The Inebriates Act, 1873."

KNOW ALL MEN, in pursuance of "The Inebriates Act, 1873," I have granted to A.B.

of a Licence, to be in force for twelve months from the date hereof, to keep, under the provisions of the said Act, and in accordance with the Regulations made thereunder, for the treatment and cure of habitual inebriates, the house, the particulars whereof are set forth hereunder: Provided that this Licence is subject to the conditions following; that is to say,—

Persons of the male sex only (or of the female sex only) shall be detained in such house, and not more than persons shall be detained in such house at one time (or, not more than persons of the male and persons of the female sex shall be detained in such house at one time), (or not more than persons shall be detained in such house at one time), and that the said A.B. observe and cause to be observed all the provisions of the said Act, and all Regulations of the Governor in Council in force thereunder for the time being, and is subject to be revoked at any time by the Governor in Council as he shall see occasion.

Witness my hand this

day of

18

C.D.

Governor.

By His Excellency's command,

Colonial Secretary.