

ORDINANCE No. 18 OF 1957.  
CRIMINAL JUSTICE ORDINANCE, 1957.

I assent.

F. D. JAKEWAY,

Officer Administering  
the Government.

31st May, 1957.

Arrangement of Sections

1. Short title.
2. Abolition of penal servitude and hard labour.
3. Transitional provisions.
4. Consequential amendments.
5. Repeal of Cap. 79.

SCHEDULE

AN ORDINANCE to abolish penal servitude and imprisonment with hard labour.

[1st June, 1957.]

A.D. 1957.

Enacted by the Legislature of British Guiana:—

Short title.

1. This Ordinance may be cited as the Criminal Justice Ordinance, 1957.

Abolition of  
penal servi-  
tude and  
hard labour.

2. (1) No person shall be sentenced by a court to penal servitude; and every enactment conferring power on a court to pass a sentence of penal servitude in any case shall be construed as conferring power to pass a sentence of imprisonment for a term not exceeding the maximum term of penal servitude for which a sentence could have been passed in that case immediately before the commencement of this Ordinance.

(2) No person shall be sentenced by a court to imprisonment with hard labour; and every enactment conferring power on a court to pass a sentence of imprisonment with hard labour in any case shall be construed as conferring power to pass a sentence of imprisonment for a term not exceeding the term for which a sentence of imprisonment with hard labour could have been passed in that case immediately before the commencement of this Ordinance; and so far as any enactment requires or permits prisoners to be kept to hard labour it shall cease to have effect.

Transitional  
provisions.

3. (1) Any person who, immediately before the commencement of this Ordinance was undergoing or liable to undergo a term of penal servitude under a sentence passed by a court or as a condi-

tion of any pardon granted by the Governor on behalf of Her Majesty for an offence for which he was sentenced to death or in consequence of the forfeiture or revocation of any licence granted under the Convicts' Licences Ordinance, shall if he is or ought to be in custody in the Colony at the commencement of this Ordinance be treated thereafter as if he had been sentenced to, or were undergoing or liable to undergo, imprisonment and not penal servitude for that term.

Cap. 79

(2) Any person who has been sentenced to imprisonment with hard labour for a term which has not expired at the commencement of this Ordinance shall, for the remainder of that term be treated as though he had been sentenced to imprisonment without hard labour; but nothing in this subsection shall affect any disability or disqualification attaching to him by virtue of his sentence.

(3) Where any person is at the commencement of this Ordinance the holder of a licence granted under the Convicts' Licences Ordinance which has not been forfeited or revoked, he shall be treated as if his sentence had expired.

Cap. 79.

4. The Ordinances specified in the second column of the schedule to this Ordinance are hereby amended to the extent shown in the third column of the said schedule.

Consequential amendments.

5. The Convicts' Licences Ordinance is hereby repealed.

Repeal of Cap. 79.

## SCHEDULE

## Section 4.

Chapter	Short title	Extent of amendment
5	The Interpretation Ordinance ..	By the repeal of section 35.
10	The Criminal Law (Offences) Ordinance .. ..	(a) In section 11, by the deletion of the words "penal servitude" from the punishments specified; and (b) by the repeal of section 18.
14	The Summary Jurisdiction (Offences) Ordinance ..	By the repeal of section 16.