

C.S.

Police & Prisons
Misc

DEF/POL/2#28

193

No.

25/1/33

650

SUBJECT.

CONFIDENTIAL

1933

Oct 25th

Previous Paper.

Stanley Gadd.

Release of Prisoners

Refiled as Book file

MINUTES.

① Minute from Chief Constable 24/10/33

yfb.

Submitted for approval.

C. J. J. J.

25/10/33

Hon. Col. Lee.

Approved.

W. C. H.

25. 10. 33.

Chief Constable

to note.

Hon Col Lee

Noted thanking you

S. A. H.

C. C.

Subsequent Paper.

C. J. J. J.

25/10/33

25/10/33

25/10/33

Minute from Chief Constable of 19/11/40.
Chief Constable
Ys. AD 21/11/40

Hon Col. Secy

Thank you
f.p.
C.C. 22/11/40

P.A.

Minute from Chief Constable of 23/1/41. (3)
Chief Constable

Ys. AD 25/1/41

(5)
Hon Col. Sec.

Thank you
f.p.
C.C. 25/1/41

P.A.

Minute from Chief Constable of 11. 10. 43.

6.

(7).
Chief Constable
approved.

K.B.
11/10/43

Hon Col. Sec.

Thank you
f.p.
12/10/43

P.A.

①
Police Station
Stanley

24/10/33

769

Sir

I beg to submit report on the behaviour of prisoner J. Robson, who was sentenced to 1 months hard labour in the Court held on October 2nd 1933. This sentence would expire on the 1st day of November, but in accordance with Rule 21 of the Gaol Regulations of the 2nd/2nd/23. He, having been of good conduct, and carried out his work satisfactory. He is entitled to 3 clear days remission. This would mean his release on October 29th, this being Sunday and in accordance with Gaol Regulations he will be released Saturday 28th day of October at 12 noon subject to His Excellency's approval.

I am Sir

Yours obedient servant
S. H. Hooley
Gaoler.

Honourable
Colonial Secretary

251/33

21

Police Station
Stanley
19th November 1940

Sir

I beg to report that Leslie Biggs, who was sentenced to Six Months imprisonment on the ~~10th~~^{10th} of June, is due for release on the ~~12th~~^{2nd} of ~~November~~^{December}. But in accordance with Gaol regulations he may be granted remission of three days a month for good behaviour. This prisoners Conduct has been good. & with your approval he should be released at noon on the ~~21st~~^{22nd} November

I am
Sir
Your obedient servant
J. Swain
Chief Constable

Hon. Col. Secty
Stanley

Police Station
Stanley
23/1/41

Sir

I have the honour to report that N. K. Mc Gill.
who is serving a sentence of six months imprisonment
is due to be released on February 14th 1941.

But in accordance with Gabl regulations he may
be granted remission of three days a month for good
behaviour.

This prisoners behaviour has been good & if it
should meet with your approval he should be
released at noon on Monday the 27th January 1941

I am

Sir

your Obedient Servant
T. Davis
Gaoler

Hon Col. McC
Stanley

No.

(It is requested that, in any reference to this minute, the above Number and the date may be quoted).



11th October, 1943.

From Chief Constable,

Stanley, Falkland Islands.

To The Honourable

The Colonial Secretary,

Stanley.

I have the honour to report that prisoner L.J. Biggs who was sentenced to three months hard labour on the 23rd July, 1943 is due to be released on the 22nd instant. In accordance with Prison Regulation No. 21 he may be granted 3 days remission a month for good behaviour.

This prisoner's behaviour has been good and with your approval he should be released on Wednesday the 13th October, 1943.

A handwritten signature in cursive script, appearing to read "C. Surani".

Chief Constable.

7
The Falkland Islands Company, Limited.

(INCORPORATED BY ROYAL CHARTER 1851.)

REGISTERED 1902.

AGENTS FOR LLOYDS.

TELEGRAMS "FLEETWING PORTSTANLEY" VIA RADIO.

Stanley.

23rd October

19 52.

The Honourable the Acting Colonial Secretary,
STANLEY.

Sir,

re Sturdee Andreassen.

The above employee from our North Arm Section is at present serving a sentence of six months imprisonment as from early July 1952.

I understand that if his conduct continues to be satisfactory he will gain full remission of sentence and be freed on the 6th December.

Without in any way condoning the criminal offence of which Andreassen was guilty I ask that His Honour the Judge may be acquainted with certain extenuating circumstances concerning the case, and having considered them might use his discretionary powers of pardon.

Andreassen's married life has been one of unhappiness and squalor. His wife is thriftless and lazy, she has spent every penny of his earnings and is now working her way through his Provident Fund which at the time of his sentence amounted to some £90. We felt compelled to allow his request of £3 per week to be paid to her from this balance, though I know of no reason why she cannot earn her keep in Stanley unless it is that her fame is such that no one will employ her. One child lives with her at Mrs. H. McGill's, the other with the Andreassen grandparents.

We feel that the best thing to do with this feckless woman and unfortunate husband and children is to re-establish them at North Arm where she must bestir herself in order to live.

Andreassen is a good worker and a first-class shearer. As for himself he has learned his lesson, and I am assured by his father that he is anxious to get back to his work and rehabilitate himself in the eyes of the community. He is attached to his children and knows that the longer his wife remains in Stanley the harder it will be to make a home for them.

I am, Sir,

Your obedient servant,

A.G. Daulton

MANAGER.

Reply at 11.

J.H.

attached. 7

I have no knowledge of the details of the offence ~~for~~ which Anderson was convicted but I see no extenuating circumstances in Mr Barton's letter, having regard to the nature of the offence.

J.S.B.
25/10/51Confidential

C.P. Mr B. first rang me up & asked if Anderson ~~could~~ be released now to help with shepherding. I think he had also been pressed by Anderson's father.

2) I told him that the chances were slender but asked him to put up as strong a case as possible. This is the result. A better effort than 'man power' shortage.

3) ~~The Governor~~ ^{the Governor} has extraordinary powers of pardon & I was taken to know when, if ever, they were last used (except in cases of releasing sailors when their ships were leaving).

4) I was also told the comments of C/Constable, the visiting justices (R.S.C. to obtain) & the man's parson.

5) I must say that my immediate reaction was unfavourable, but regard family troubles or illness as one of the possible reasons for exercising my prerogative.

J.S.B.

J.H.

attached is comments of visiting justices. R.S.C. was unable to obtain until the 3rd.

Para 2 of the comment is ambiguous but I read it to mean that if v.j. suggested a pardon it would be tantamount to suggesting the sentence was excessive.

In view no precedent do you still wish C/P's & parson's views sought?

J.S.B.
5/11

C.P. A useless effort by the visiting justices. There is no question about their criticizing a Supreme Court sentence — they were asked their opinion on the exercise of Governor's extraordinary powers of pardon.

9
on the extenuating circumstance, put up by
the Barton. We will not be bothered further
with them.

2) Since starting this memo I have
discussed with C/Constable & though most
of the C.M.'s facts are correct, I do not
consider that the circumstances justify
an early pardon.

3) Draft reply attached, which should
wait to-day as we have delayed a
long time before replying.

BR

Confidential

10

R.S.C.

attached. § 7.

Will you please obtain the comments of the visiting justices.

Will you also say when, if ever, the Governor's power of pardon was last used other than for releasing sailors when their ships were leaving.


27/10.

Hon. Col. Sec.,

I have consulted both Mr. M. Robson and Mr. S. R. Summers.

2. As the matter was dealt with by the Supreme Court we do not consider it would be in order for officers of the subordinate court to venture to suggest that a sentence of the Supreme Court was excessive.

3. However, we feel that as Andreassen was punished for a serious offence, ~~and~~ and as a pardon has not been granted to any other person committing a similar offence, that to grant Andreassen a pardon would create a precedent which would be difficult to deny others in similar circumstances in the future.

4. The Governor's power of pardon has not been used to my knowledge.

J.B.
Registrar
4. XI. 52.

11
6th November,

52

7.
Sir,

I am directed to refer to your letter of 25rd October on the subject of Sturdee Andreassen and to advise you that His Honour the Officer Administering the Government after full consideration of the circumstances, regrets that there is not sufficient justification for the exercise of his discretionary powers of pardon in this case.

2. I am however to inform you that should a suitable opportunity of transporting Andreassen to North Am occur a few days before the expiration of his sentence which if missed, would necessitate his delaying a considerable time in Stanley, then favourable consideration would be given to advancing the date of his release.

I am,

Sir,

Your obedient servant,

(Sgd.) J. E. Briscoe

Acting Colonial Secretary.

The Colonial Manager,
The Falkland Islands Co. Ltd.,
STANLEY.

Reply at 12.

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The Falkland Islands Company, Limited.

°(INCORPORATED BY ROYAL CHARTER 1851.)°

REGISTERED 1902.

AGENTS FOR LLOYDS.

TELEGRAMS "FLEETWING PORTSTANLEY" VIA RADIO.

Stanley,

7th November

19 52.

The Honourable the Acting Colonial Secretary,
STANLEY.

Sir,

11 We have for acknowledgement your letter of 6th November,
and accept His Honour's decision regarding Sturdee Andreasen.

I am, Sir,

Your obedient servant,

A. G. D. Parker.

MANAGER.

B