



# The Belfast Gazette

Published by Authority

*Registered as a newspaper.*

FRIDAY, 10th NOVEMBER, 1944

THE NORTHERN IRELAND WINTER ASSIZE ORDER, 1944.

By the Governor in the Privy Council of Northern Ireland.

ABERCORN.

NORTHERN IRELAND WINTER ASSIZES, 1944.

In pursuance of the Winter Assizes Act, 1876, and of the Supreme Court of Judicature Act (Ireland), 1877, and of the Government of Ireland Act, 1920, and the Orders made by His Majesty in Council under the last-mentioned Act, and of all other powers in that behalf, I, James Albert Edward, Duke of Abercorn, Knight of the Most Noble Order of the Garter, Knight of the Most Illustrious Order of Saint Patrick, Governor of Northern Ireland, by and with the advice and consent of His Majesty's Privy Council in Northern Ireland, do hereby order as follows:

*Definition of the Winter Assize County.*

1. The county of Antrim, the county of Armagh, the county of Down, the county of Fermanagh, the county of Londonderry, the county of the city of Londonderry, and the County of Tyrone, for the purposes of the next Winter Assizes and of this Order, shall be united together and form one county under the name of the Northern Ireland Winter Assize County.

*Place for Holding the Assizes.*

2. The next Winter Assizes for the said Winter Assize County shall be held at Armagh, in the County of Armagh.

*Jurisdiction.*

3. The Court at the Winter Assizes at Armagh shall have jurisdiction to try any prisoner committed for trial at Assizes or Quarter Sessions, and also any person bound by recognizance to surrender and take his or her trial at Assizes or Quarter Sessions in the said Winter Assize County, who may be brought before it, and any indictment which has been heretofore found by any Grand Jury in any of the aforesaid counties, the trial of which

stands postponed, and any person against whom depositions have been taken, although not committed for trial against whom a bill of indictment shall be preferred by the authority of His Majesty's Attorney-General for Northern Ireland for any indictable offence committed within the said Winter Assize County, and shall have the same powers with respect to the trial of and passing sentence upon such prisoner or person, and the trial of such indictment, as a Court of Oyer and Terminer and General Gaol Delivery would have had at the Assizes in the county where, but for the said Acts and Orders and this Order, such prisoner or person or such indictment would have been tried; and for the purpose of giving effect to any sentence, whether it be a sentence of capital punishment, or of penal servitude, or of imprisonment, shall have power to commit such prisoner or person to the prison to which he or she would have been committed had he or she been tried at an Assizes in the county where, but for the said Acts and Orders and this Order, he or she would have been tried there to be dealt with according to law; and any indictment found by the Grand Jury at the said Winter Assizes, the trial of which shall stand postponed, shall be a good and valid indictment to be tried at any future Court of Oyer and Terminer and General Gaol Delivery or Quarter Sessions for the county where the offence is charged to have been committed.

*The Sheriff.*

4. The Sheriff of the County of Armagh, hereinafter called the said Sheriff, shall alone act for the purpose of the said Winter Assizes for the said Winter Assize County, and, subject to the provisions of this Order, shall have jurisdiction for that purpose over the whole district constituting the said Winter Assize County; and precepts and other documents relating to the said Winter Assizes shall be addressed to him alone.

*Juries.*

5. The precepts of the Judge or Judges to the said Sheriff shall direct him to summon, return, and empanel the Grand Jurors and Petty Jurors from the County of Armagh, and the Jurors so summoned, returned and empanelled, shall be deemed to be good and lawful persons of the body of each and all of the several counties constituting the said Winter Assize County; and the Grand and