

*The Under-Sheriff*

4. The Under-Sheriff of the County of Down, hereinafter called the said Under-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 Under-Sheriff shall direct him to summon, return and empanel the Grand Jurors and Petty Jurors from the County of Down, 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 Petty Jury formed out of those Jurors shall be deemed to be a Grand and Petty Jury respectively of the body of each of the said counties respectively, and shall have jurisdiction accordingly.

*Prisoners*

6. The precepts of the Judges to the said Under-Sheriff shall direct him to order all Governors of Prisons to cause all prisoners who, under the provisions of this Order, may be tried at Belfast, to be brought there, and the said Under-Sheriff shall and may cause such prisoners to be brought accordingly without any writ of Habeas Corpus.

*Duties of the Under-Sheriff*

7. In all matters not herein specifically mentioned, the precepts to the said Under-Sheriff shall direct him to issue, and he shall issue the like orders, notices, precepts, warrants, and documents, and perform the same acts (*mutatis mutandis*), as if he were Under-Sheriff for the whole of the said Winter Assize County, and all Under-Sheriffs, Governors of Prisons, Bailiffs, Constables, and Officers in the said Winter Assize County shall obey accordingly.

*Jurisdiction of the Under-Sheriff*

8. The said Under-Sheriff shall, as to all matters in relation to such Winter Assizes for which no specific provision is made by this Order, have the same power, jurisdiction, and responsibility as if he were Under-Sheriff for the whole of the said Winter Assize County, except that this provision shall not authorise the said Under-Sheriff to carry sentences into execution outside the County of Down, or to levy outside the said county, fines imposed or recognizances estreated at the said Winter Assizes; and the several Under-Sheriffs of the counties constituting such Winter Assize County shall each in respect of his own county, carry into execution all sentences imposed upon prisoners, levy all fines inflicted and execute all orders made against the persons sentenced at the Winter Assizes in respect of offences committed or deemed to have been committed within their counties respectively.

*Duties of Officers, &c.*

9. All Justices of the Peace, Mayors, Coroners, Clerks of the Crown and Peace, Clerks of Petty Sessions, Bailiffs, Governors of Prisons, Constables, Officers, and persons having authority and being under an obligation to attend the Assizes for any county comprised in the said Winter Assize County, or to certify, transmit, or deliver to the Court of Assize, or the proper officer thereof, any indictment, inquisition, recognizance, examination, deposition, calendar, or document, shall have the same authority and be under the same obligation to attend at the Winter Assizes held for the said Winter Assize County, and to certify, transmit, and deliver to the Court of Assize, or the proper officer thereof (except as hereinafter in the next clause is excepted), such indictment, inquisition, recognizance, examination, deposition, calendar, or document. This provision shall not apply to the Under-Sheriffs of any of the counties constituting the said Winter Assize County other than the said Under-Sheriff.

*Informations, &c., in Cases of Trial*

10. All informations, depositions, calendars, inquests, or recognizances, returnable to the Clerk of the Crown and Peace at an earlier period than three clear days before the day fixed for the commencement of the Winter Assizes, shall be returned as heretofore to the Clerk of the Crown and Peace to whom they would have been returned but for this Order; but all such documents returnable at a later period and before the day appointed for the opening of the said Winter Assizes shall be returned to the Clerk of the Crown and Peace for the County of Down, and all such documents as shall have been returned to the Clerk of the Crown and Peace of any county forming a part of the said Winter Assize County, other than the Clerk of the Crown and Peace for the County of Down, shall be transmitted by such first-mentioned Clerk of the Crown and Peace at least two clear days before the first day of the Winter Assizes to the Clerk of the Crown and Peace for the County of Down. The Clerk of the Crown and Peace for the County of Down shall not be entitled to fees for copies of documents already supplied and charged for by the Clerk of the Crown and Peace for any of the counties united for the purposes of Winter Assizes by this Order.

*Entries in Crown Books*

11. In the event of any case being for trial, which had previously been before any Court of Assize or Quarter Sessions (except the Assizes or Quarter Sessions for the County of Down), the Clerk of the Crown and Peace in whose custody the Crown Book containing the entry or entries of any former proceedings in the case may be, shall transmit to the Clerk of the Crown and Peace for the County of Down, at least two clear days before the first day of the Winter Assizes, a copy of such entry or entries certified by him to be a true copy, and such certified copy shall be received for all purposes as a record of such proceedings in the same manner as if the original Crown Book had been produced by such Clerk of the Crown and Peace.

*Venue*

12. In all indictments and presentments at the said Winter Assizes the venue laid in the margin thereof shall be the county where the offence is charged to have been committed, or is triable, and such statement of the venue shall be sufficient without the addition of the words "Northern Ireland Winter Assize County."

*Recognizances*

13. In all cases in which any person, before the date of this Order, has entered into or shall hereafter and before the said Winter Assizes enter into recognizance to appear and prosecute or give evidence in the case of any person committed or returned for trial at any Assizes or Court of Quarter Sessions to be held in any of the counties forming the said Winter Assize County; and in all cases in which any person has heretofore entered into, or shall hereafter and before the said Winter Assizes enter into a recognizance to surrender and take his or her trial at any Assizes or Court of Quarter Sessions to be held in any of the said counties for any offence, such recognizance shall be deemed to have been entered into for attendance at the Winter Assizes for the said Winter Assize County, and is hereby altered accordingly; and every person bound by such recognizance shall be bound to appear at such Winter Assizes or forfeit his or her recognizance; provided always that this section of this Order shall not apply to any case in which any person is or shall be bound as aforesaid to surrender and take his or her trial at any Assizes or Court of Quarter Sessions to be held in any of the aforesaid counties, or to appear and prosecute or give evidence in any such last-mentioned case, unless six days' previous notice (at least) shall have been given, on behalf of the Crown, to such person, either by serving the same upon him or her personally or by leaving the same at the place of residence as of which he or she is described in his or her recognizance; and in any case in which such notice as aforesaid shall not have been given every recognizance entered into in the said case shall have the force and effect which such recognizance would have had if this Order had not been made, and if the Winter Assizes hereby directed had not been held.