

AT the Court at *Buckingham Palace*, the 28th day of *February*, 1855,

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS by "The Common Law Procedure Act, 1852," it is enacted that it shall be lawful for Her Majesty, from time to time, by an Order in Council, to direct that all or any part of the provisions of the said Act, or of the rules to be made in pursuance thereof, shall apply to all or any Court or Courts of Record in England or Wales, and that within one month after such Order shall have been made and published in the London Gazette, such provisions and rules respectively shall extend to and apply in manner directed by such Order; and that any such Order may be in like manner, from time to time, altered or annulled:

And whereas by "The Common Law Procedure Act, 1854," it is enacted that by any Order in Council Her Majesty may direct by whom any powers or duties incident to the provisions applied under the said Act, or "The Common Law Procedure Act, 1852," shall and may be exercised with respect to matters in such Court or Courts, and may make any orders or regulations which may be deemed requisite for carrying into operation in such Court or Courts the provisions so applied.

And whereas it has seemed fit to Her Majesty, by and with the advice of Her Privy Council, that certain of the provisions of the said "Common Law Procedure Act, 1852," shall extend and apply to the Court of Record for the hundred of Salford, in the county of Lancaster, in the manner herein-after directed:

Now, therefore, Her Majesty, by and with the advice of Her Privy Council, is pleased to order, and it is hereby ordered, that, subject to such directions as to the persons by whom the powers and duties incident to the provisions of the Common Law Procedure Act, 1852, as applied to the said Court, shall and may be exercised with respect to matters in the said Court; and to such orders and directions for carrying into operation the said provisions in the said Court, as hereinafter contained, the provisions of "The Common Law Procedure Act, 1852," with all requisite modifications and alterations, with reference to the constitution and peculiar circumstances of the said Court, and the Rules made, and to be made in pursuance of the said Act, with the like requisite modifications and alterations, shall, within one month after this Order shall have been published in the London Gazette, extend and apply to the Court of Record for the hundred of Salford, in the county of Lancaster; that is to say: all the provisions of "The Common Law Procedure Act, 1852," except those contained in the following Sections, numbered respectively in the Queen's Printers' Copies of the said Act:—1, 5, 9, 10, 18, 19, 21, 22, 23, 24, 82, 97, 98, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 120, 121, 122, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 173, 182, 188, 189, 202, 217, 219, 220, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, and 236; and except so much of Section 27, as provides for the mode of fixing the amount of costs to be endorsed on the Writ of Summons under that Section; and except so much of Section 131, as relates to the venue in a declaration upon a writ of revivor; and except so much of the said provisions as relate to the time within

which judgment may be signed and execution issued; and except so much and such parts of the said provisions, as may be inconsistent with the provisions of the Act by which the said Court is constituted as a Court of Record. And that in applying the said provisions to the said Court, they shall be read as if the word "Registrar" had been used in the said Act instead of the word "Master," and as if the words or expressions "Offices of the Masters of the said superior Courts," and "Masters' Office," had been "Registrar's Office." And that in so applying to the said Court, the provisions of the several Sections of the said Act, as the same are numbered in the Queen's Printers' Copies of the said Act, the words or expressions, "Judge's Order" in Sections 27, 28, and 127, and "Order of a Judge," in Sections 42 and 46, shall respectively mean "an Order of the Court, as well as an Order of the Judge;" and Sections 28 and 89 respectively shall be read as if the word "Filed" had been used therein, instead of the word "Delivered;" and Section 30 shall be read as if the words, "Pleading and other" had not been used therein; and Section 63 shall be read as follows: "The time for pleading in Bar, unless extended by the Court, Judge, or Registrar, shall be eight days, and a notice requiring the defendant to plead in eight days, or otherwise judgment shall be served on the defendant or his attorney;" and Section 124 shall apply to the said Court only so far as respects the mode of renewal of writs of execution issued out of the said Court, but the period for which the same shall be originally in force, and the period for which the same may be renewed, shall be fixed by rule of the said Court, in the manner provided by the Act by which the said Court is constituted as a Court of Record; and section 127 shall be read as if the words "already in the prison of the Court," had been "already in the prison for the custody of persons in execution under the process of the said Court;" and Section 138 shall be read as if the words "shall be filed together," had been used therein, instead of the words "may be served together;" and section 139 shall be read as if the words "three months," had been used therein, instead of the words "two terms;" and section 142 shall be read as if the words "an order of the Court or Registrar," had been used therein, instead of the words "a Judge's Order," and as if the words "Court or Registrar may order," had been used therein, instead of the words "Judge may order;" and sections 175 and 179 shall respectively be read as if the words "Court or Registrar," had been used therein, instead of the word "Judge;" and section 178 shall be read as if the word "Registrar," had been used therein, instead of the word "Sheriff;" and section 222, shall be read as if the words "it shall be lawful for the Court and the Judge at all times," had been used therein, instead of the words "it shall be lawful for the Superior Courts of Common Law, and every Judge thereof, and any Judge at nisi prius at all times."

And Her Majesty is further pleased, by and with the advice aforesaid, to direct that all the powers exercisable by a Judge, or any number of Judges, under any of the sections of the "Common Law Procedure Act, 1852," by this Order extended and applied to the said Court of Record for the hundred of Salford, shall, as regards matters to be done under the authority of this Order, be exercisable and exercised by the Court, or the Judge, or his deputy duly appointed, except that as to the 223rd section of the said Act the powers conferred in this respect shall be con-