

chester respectively: Provided, that in all cases of civil actions in which the venue is by law local, the issues therein shall be tried at Lancaster, in cases where the cause of action shall have arisen in the Northern Division, and at Liverpool, where the cause of action shall have arisen in the West Derby Division, and at Manchester, where the cause of action shall have arisen in the Salford Division, in like manner as if the said three divisions were three separate counties: Provided, nevertheless, that it shall be lawful for the Court in which any such issue is joined, or for any Judge of any of the superior Courts at Westminster, if they or he shall think fit, to order such issues to be tried at the Assizes holden in either of the said divisions in which the cause of action did not arise, and also to order the words in the margin of the declaration to be amended in any other cases so as to cause the trial to take place at the Assizes holden in another division: But in all cases of issues already joined, in which the venue is laid in the county of Lancaster (Northern Division), or in the said county (Southern Division), such issues shall be tried at the Assizes at Lancaster or Liverpool, as the case may be, unless the Court in which the action shall have been commenced, or a Judge of any of the superior Courts at Westminster, shall otherwise order, by directing the proper words to be inserted in the margin of the declaration or otherwise, as they or he shall think fit.

XV. In all cases of indictments removed into Her Majesty's Court of Queen's Bench at Westminster, by certiorari, and in all cases of informations triable at the Assizes, for offences alleged to have been committed, or matters alleged to have arisen in the said county palatine, the trial of any issue or issues arising therein, shall take place at the Assizes at Lancaster (unless in the case of indictments), the said Court of Queen's Bench, or any Judge thereof, or any Judge of the Court of Common Pleas at Lancaster, or (in the case of informations) the Court in which the information shall be filed, shall otherwise order.

XVI. Her Majesty's Court of Queen's Bench or any Judge thereof, or any Judge of any of the superior Courts at Westminster, being a Commissioner of Oyer and Terminer and Gaol Delivery for the said county palatine, shall and may, if such Court or Judge shall think fit, order and direct that the issue or issues upon any indictment found by any of the said grand juries at Lancaster, Liverpool, and Manchester respectively, to be tried at any Assizes to be holden for any of the said three divisions, and order and direct any prisoner in custody, for trial at the Assizes, in the said Castle of Lancaster, or in the said House of Correction at Kirkdale, or in the said House of Correction at Salford, to be removed to take his trial accordingly, and shall issue a writ of habeas corpus for such removal.

XVII. Every recognizance which shall be entered into to appear and prosecute or give evidence, or to appear and answer, as the case may be, at the Assizes to be holden at Lancaster, Liverpool, or Manchester, shall, in case such order shall have been made as last aforesaid, be obligatory on the parties, bound by such recognizance to appear and prosecute or give evidence, or to appear and answer, as the case may be, and to do all the things therein mentioned, at the Assizes at which, by such Order, the trial is to take place, in like manner as if such recognizance had been originally entered into for appearing and prosecuting, or giving evidence, or for appearing and answering, or doing such other things at the last-mentioned Assizes: Provided that one week's notice shall have been given, either by serving the same personally upon the parties bound by such recognizance, or by leav-

ing the same at the place of residence as of which such parties are described in the recognizance, to appear at such last-mentioned Assizes: Provided also, that the Court or Judge making such Order for trial and removal as aforesaid, shall cause the party applying for such Order, whether he be the prosecutor or the party charged, to enter into a recognizance in such sum, and with or without sureties, as such Court or Judge may direct, conditioned to give such notice as aforesaid to the parties bound by such recognizances, to appear at the Assizes at which the trial shall be ordered to take place as aforesaid.

XVIII. Nothing in this Order contained shall extend to issues upon indictments or other proceedings removed into the Court of Pleas of the Crown of Lancaster, which shall be tried at the Assizes holden at Lancaster as heretofore.

XIX. Nothing in this Order contained shall extend to prevent the Commissioners of Oyer and Terminer and Gaol Delivery, or Justices of the Common Pleas within the said county, or the grand or petty juries sitting at Lancaster, Liverpool, or Manchester, from having and exercising, at any of the said places, such jurisdiction as now belongs to them respectively by law over the whole county.

XX. So much of the said Order in Council of the 24th day of June, 1835, as is repugnant to or inconsistent with this Order shall be and is hereby repealed, annulled, and made void.

*Edmund Harrison.*

*Form of Writ referred to in the above Order.*

(A)

Victoria, by the Grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith, to the Sheriff of Lancashire, greeting: Because it is appointed by our Chancellor and Justices that a General Session of Assizes of Oyer and Terminer and General Gaol Delivery for our county palatine of Lancaster shall be held at the Court House, in Manchester, in the said county palatine, on the day of next; therefore, we command you, that immediately after the receipt of these presents you make public proclamation in our behalf, in such places within your bailiwick where you shall think proper, that all and singular person and persons who have anything to do, do give their attendance there the day aforesaid, upon our Chancellor or Justices, and that all those who will or are to prosecute any person or persons being in custody for trial at the same General Sessions of Assizes of Oyer and Terminer and General Gaol Delivery be before our said Justices, at the said Court House, in Manchester aforesaid, on the said day of next, to prosecute against the said prisoners, as is just; and that as well all and singular person or persons who will or are to prosecute before our said Justices any indictment, action, suit, bill, or complaint, or to give evidence thereon, and all those who are to answer any indictment, action, suit, bill, or complaint, or will defend themselves therein, give their attendance at the day and place aforesaid; and that you cause to come before our said Justices, at the day and place aforesaid, a competent number of good and lawful men of the body of the said county, qualified according to law, to serve as jurors at the same General Session of Assizes of Oyer and Terminer and General Gaol Delivery, that they be then and there before our said Justices to do and perform all such matters and things as, according to the laws and custom of this Kingdom of Great Britain upon this account, are incumbent upon them; and also