

not being British subjects; who, within Her Majesty's dominions, desert from merchant ships belonging to the kingdom of Hawaii, shall be liable to be apprehended and carried on board their respective ships.

Provided always, that if any such deserter has committed any crime in Her Majesty's dominions he may be detained until he has been tried by a competent court, and until his sentence, if any, has been fully carried into effect.

And the Secretaries of State for India in Council, the Home Department, and the Colonies are to give the necessary directions herein accordingly.

C. L. Peel.

AT the Court at *Balmoral*, the 23rd day of October, 1876.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

IN pursuance of section five of the Winter Assizes Act, 1876, Her Majesty is pleased, by and with the advice of Her Most Honourable Privy Council, to order as follows:—

The jurisdiction of the Justices and Judges of the Central Criminal Court, at any Session of Oyer and Terminer or Gaol Delivery, held for the Central Criminal Court District in the months of November, December, or January, shall extend to the following counties and parts of counties neighbouring to the said district (hereinafter referred to as counties and parts of counties to which this Order relates), viz.:—

The county of Sussex;

The county of Berks;

The county of Herts; and

Such parts of the counties of Essex, Kent, and Surrey as are not included in the Central Criminal Court District;

as if such counties and parts of counties were included in the Central Criminal Court District, and the Central Criminal Court Act shall apply to the said counties and parts of counties, and offences committed therein, as if the same counties and parts of counties were mentioned in that Act:

Subject, nevertheless, to the following modifications and exceptions:—

(1.) Nothing in this Order shall authorize the trial at the Central Criminal Court of any person who shall have been admitted to bail and shall not be in custody at the time of such trial, unless he be jointly charged with another person in actual custody, or of any person for any offence triable at Quarter Sessions, except in accordance with the provisions of Sections 18 and 19 of the Central Criminal Court Act.

(2.) For the purposes of this Order, the counties and parts of counties to which this Order relates shall be deemed to be included in the Commission in force for the time being for the Central Criminal Court.

(3.) Unless the Central Criminal Court shall otherwise direct, no person shall be summoned or returned from any of the counties or parts of counties to which this Order relates to serve on any Grand Jury or Petty Jury at the Central Criminal Court, but any Grand Jury or Petty Jury constituted in accordance with the provisions of the 4th section of the Central Criminal Court Act, shall have authority to inquire of, present, try, and determine all offences with respect to

which jurisdiction is by this Order conferred on the Central Criminal Court.

(4.) Until Her Majesty is pleased, by and with the advice of Her Privy Council, otherwise to order and direct, it shall be lawful for any Justice of the Peace or Coroner having jurisdiction within any county or part of a county to which this Order relates, to commit any person charged with having committed any offence with respect to which jurisdiction is by this Order conferred on the Central Criminal Court, and which has been committed or is alleged to have been committed within the jurisdiction of such Justice or Coroner, either to the Gaol to which, but for the said Winter Assizes Act and this Order, such person would have been committed, or to the Gaol of Newgate, there to remain until he can be tried in pursuance of this Order or in due course of law.

(5.) When in pursuance of this Order any person shall be committed to any Gaol other than Newgate, the Sheriff of the County in which the Gaol to which the prisoner is committed is situated, or the keeper of the same Gaol, shall, six days at least before the next sitting of the Central Criminal Court at which the prisoner can be tried, or at such other time as the Justices or Judges of the said Court, or any two or more of them, shall from time to time direct, cause such person, with his commitment and detainers, to be safely removed from the Gaol to which he was committed, without any Writ of Habeas Corpus or other Writ, to the Gaol of Newgate, there to remain until delivered by due course of law.

(6.) Where any person is committed for trial in any County or part of a County to which this Order relates, any of the Justices and Judges of the Central Criminal Court, or the committing Justice or Justices, or any two of the Justices of the County or place in which he was committed, may, upon the application of such prisoner, direct the Treasurer of the County or place where the prisoner was committed to advance to the prisoner a sum not exceeding £20, to enable him to defray the travelling expenses of his witnesses to and from the Central Criminal Court, and the Treasurer shall advance such sum and shall deduct it out of the amount allowed by the Court in respect of such witnesses.

(7.) Where, for the purposes of the trial of any offence, with respect to which Jurisdiction is by this Order conferred upon the Central Criminal Court, recognizances are entered into for attendance at any Court of Oyer and Terminer or General Gaol Delivery for any County to which this Order relates, such recognizances shall be deemed to have been entered into for attendance at the then next ensuing Session of Oyer and Terminer and Gaol Delivery to be holden for the Central Criminal Court District as enlarged by this Order, in the month of November, December, or January, as the case may be, and every person bound by such recognizance shall be bound to appear at such Session or forfeit his recognizance; provided that where such recognizance has been entered into prior to the date of this Order not less than 10 days' notice to appear at such Session shall have been given to such person, either by serving the same personally on him, or by leaving the same at the place of residence as of which he is described in the recognizance, and the Clerk to the committing Justices or Coroner, as the case may be, shall issue such notice as aforesaid.

(8.) If at the Summer Assizes for any of the Counties of Sussex, Berks, Herts, Essex, Kent, or Surrey, any prisoner or person charged with an offence with respect to which jurisdiction is by this Order conferred upon the Central Criminal