

tioned the precepts to the said Sheriff shall direct him to issue, and he shall issue the like notices, precepts, warrants, and documents, and perform the same acts (*mutatis mutandis*) as if he were Sheriff for the whole of the said Spring Assize County, and all Under Sheriffs, Bailiffs, Constables, and Officers in the said Spring Assize County shall obey accordingly.

8. The said Sheriff shall, as to all matters in relation to such Spring Assizes for which no specific provision is made by this Order, have the same power, jurisdiction, and responsibility as if he were Sheriff for the whole of the said Spring Assize County, except that this provision shall not authorise the said Sheriff to carry sentences into execution outside the County of Derby, or to levy outside the said County fines imposed or recognizances estreated at the said Spring Assizes.

9. All Justices of the Peace, Mayors, Coroners, Escheators, Stewards, Bailiffs, Gaolers, Constables, Officers, and persons having authority and being under an obligation to attend the Assizes for any county comprised in the said Spring Assize County, or to certify, transmit, or deliver to the Court of Assize, or the proper officer thereof, any indictment, inquisition, recognizance, examination, deposition, or document, shall have the same authority, and be under the same obligation to attend at the said Spring Assizes held for the said Spring Assize County, and to certify, transmit, or deliver to the Court of Assize, or the proper officer thereof, such indictment, inquisition, recognizance, examination, deposition, or document. This provision shall not apply to the Sheriffs of any of the Counties constituting the said Spring Assize County, other than the Sheriff of the County of Derby.

10. In all indictments and presentments at the said Spring Assizes, the venue laid in the margin thereof shall, in addition to the name of the county where the offence is charged to have been committed, contain the words "Spring Assize County, No. 5."

11. Any person who, after the date of this Order and before the said Spring Assizes, enters into a recognizance to appear and prosecute, or give evidence, or to appear and answer before a Court of Oyer and Terminer or General Gaol Delivery to be holden for any of the counties constituting the said Spring Assize County, shall be bound to attend at the said Spring Assizes for the said Spring Assize County.

12. In all cases in which the like recognizances have been entered into in respect of any offence committed in any of the counties constituting the said Spring Assize County prior to the making of this Order, such recognizances shall be deemed to have been entered into for attendance at the said Spring Assizes for the said Spring Assize County, and every person bound by such recognizance shall be bound to appear at such last-mentioned Spring Assizes, or forfeit his recognizance.

13. Ten days before the day fixed for the opening of the Commission at Derby, a list of the prisoners to be removed for trial at the said Spring Assizes for the said Spring Assize County, so far as the same list can then be made out, shall, together with a short statement of the offences with which they are charged, be transmitted by the Gaoler of each prison in which such prisoners may be, to the Sheriff of the County of Derby, and the said Sheriff shall cause to be inserted in one or more newspapers in the Spring Assize County the said list and statement, and a notice that the persons

bound by recognizances to appear and prosecute or give evidence for or against the prisoners so removed shall appear and prosecute and give evidence at Derby.

14. It shall be lawful for the Gaoler of the Gaol in which prisoners who are to take their trial at the said Spring Assizes for the said Spring Assize County shall be in custody, three days before the day upon which the said Spring Assizes for the said Spring Assize County are appointed to be held, to send, without any writ of Habeas Corpus, such prisoners to Her Majesty's Gaol, formerly the Gaol for the County of Derby, at Derby, for the purposes of their trial, and to take all proper steps for their transmission to the said Gaol, and their maintenance by the way, and the Gaoler of the said Gaol shall receive such prisoners into his charge and custody on their arrival, and shall keep and maintain them in the said Gaol until they are either ordered to be discharged or remanded by proper authority, or until they shall have been tried and sentenced, and proper arrangements have been made for their being sent back to the prison from which they were sent for trial.

15. The Clerk of Assize at the said Spring Assizes for the said Spring Assize County shall have all powers of taxation of Bills of Costs, expenses of prosecution and witnesses, and all other powers necessary for checking and paying such costs relating to the trial of prisoners that the Clerk of Assize in the county where such prisoners were committed would have had if such prisoner had been tried at the Assizes held in such last-mentioned county.

Where any person is committed for trial in the said Spring Assize County, any Judge of the High Court of Justice, or the committing Justice or Justices, or any two of the Justices of the county or place from which he is 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*l.*, to enable him to defray the travelling expenses of his witnesses, and the Treasurer shall advance such sum, and shall deduct it out of the amount ultimately allowed in respect of such witnesses.

16. In any case where money is ordered by the Court at the said Spring Assizes for the said Spring Assize County to be paid in respect of costs and expenses of prosecutors and witnesses, the same shall be paid by the Treasurer of the county or place by whom the same would have been payable had a like order been made by a Court of Oyer and Terminer or Gaol Delivery in the County where the trial would have taken place but for the Spring Assizes Act and this Order; and every such Treasurer or some known Agent on his behalf shall attend the said Spring Assizes during the sitting of the Court to pay all such orders.

17. Where the Court at the said Spring Assizes for the said Spring Assize County remand a prisoner or adjourn any trial, or otherwise make an order respecting a prisoner committed for trial but not acquitted or convicted, the Court may make such order with respect to the removal of such prisoner to a prison in the county or place in which he was committed for trial as to the Court seems just, and the prisoner may be removed accordingly, without any writ of Habeas Corpus.

18. Nothing in this Order shall authorise the trial at the said Spring Assizes for the said Spring Assize County of any person who shall have been admitted to bail, and shall not at the time of the holding of such Spring Assizes for