

AT the Court at Windsor, the 26th day of February 1880.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

IN pursuance of the Spring Assizes Acts, 1879, Her Majesty is pleased, by and with the advice of Her Most Honourable Privy Council, to order as follows:—

1. The Northern and Salford Divisions (as defined by the Order in Council of the 4th day of May, 1864) of the County of Lancaster shall, for the purpose of the next Spring Assizes, be united together under the name of the Spring Assize County, No. 2.

2. The said Spring Assizes for the said Spring Assize County shall be held at Manchester.

3. The Court at the said Spring Assizes at Manchester shall have jurisdiction to try any prisoner committed in the said Spring Assize County who may be brought before it, and shall have the same powers with respect to the trial of and passing sentence upon such prisoner as a Court of Oyer and Terminer and Gaol Delivery would have had at the Assizes in the county where, but for the said Spring Assizes Act, 1879, such prisoner would have been tried.

The provision of Section three of the Spring Assizes Act, 1879, shall apply to the execution of any capital sentence passed at such Assizes as herein mentioned; provided that the expression in the said section "the Sheriff of the county for which such Assizes were held" shall mean the Sheriff of the county in which the prisoner so sentenced would have been tried if the Spring Assizes Act, 1879, had not been passed.

4. The Sheriff of the County of Lancaster shall act for the purpose of the said Spring Assizes for the said Spring Assize County.

5. The precepts of the Judges to the said Sheriff shall direct him to summon the Grand Jurors and Petty Jurors from the County of Lancaster.

6. The Gaol Delivery precept of the Judges to the said Sheriff shall direct him to cause the prisoners from all the prisons in the said Spring Assize County who under the provisions of this Order will have to be tried at Manchester, to be brought there, and the Sheriff shall cause such prisoners to be brought accordingly without any writ of Habeas Corpus.

7. 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 either 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.

8. 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. 2."

9. 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 either of the Divisions constituting the said Spring Assize County, shall be bound to attend at the said Spring Assizes for the said Spring Assize County.

10. In all cases in which the like recognizances have been entered into in respect of any offence committed in either of the Divisions 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.

11. Ten days before the day fixed for the opening of the Commission at Manchester, 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 Lancaster, 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 Manchester.

12. 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, recently the County Prison for the Hundred of Salford, in the County of Lancaster, 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 or sent to any other prison which has been duly appointed as an alternative for such prison. If, however, the said Gaol has itself been duly appointed as an alternative prison for the prison from which such prisoners were sent to trial, the Governor of the said Gaol shall, subject to the orders of the Secretary of State, keep and maintain in the said Gaol such prisoners after sentence, until they are discharged in due course of law.

13. 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