

in force during the continuance of the Winter Assizes, 1900.

*A. W. FitzRoy.*

At the Court at *Osborne House, Isle of Wight*, the 7th day of August, 1900.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

IN pursuance of the Winter Assizes Acts, 1876 and 1877, Her Majesty is pleased, by and with the advice of Her Most Honourable Privy Council, to order as follows:—

1. The County of Brecknock, and the County of Radnor shall, for the purpose of the next Winter Assizes, be united together and form one county, under the name of the Winter Assize County, No. 7.

2. The said Winter Assizes for the said Winter Assize County shall be held at Brecon.

3. The Court at the said Winter Assizes at Brecon shall have jurisdiction to try any prisoner committed in the said Winter 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 Winter Assizes Acts, such prisoner would have been tried.

The provisions of Section thirteen of the Sheriffs Act, 1887, 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 such County" shall mean the Sheriff of the County in which the prisoner so sentenced would have been tried if the Winter Assizes Acts, 1876 and 1877, had not been passed.

4. The Sheriff of the County of Brecknock shall alone act for the purpose of the said Winter Assizes for the said Winter Assize County, and subject to the provisions of this Order shall have jurisdiction for that purpose over the whole district constituting the said Winter Assize County, and precepts and other documents relating to the said Winter Assizes shall be addressed to him alone.

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 Brecknock, and the Jurors so summoned shall be deemed to be good and lawful men of the body of the several counties constituting the said Winter Assize County, and the Grand and Petty Jury formed out of those Jurors shall be deemed to be a Grand and Petty Jury respectively of the body of the said counties respectively, and shall have jurisdiction accordingly.

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 Winter Assize County who under the provisions of this Order will have to be tried at Brecon, to be brought there, and the Sheriff shall cause such prisoners to be brought accordingly without any writ of Habeas Corpus.

7. In all matters not before specifically mentioned 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 Winter Assize County, and all Under Sheriffs, Bailiffs, Constables, and Officers in the said Winter Assize County shall obey accordingly.

8. The said Sheriff shall, as to all matters in

relation to such Winter 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 Winter Assize County, except that this provision shall not authorize the said Sheriff to carry sentences into execution outside the county of Brecknock, or to levy outside the said county fines imposed or recognizances estreated at the said Winter 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 either county comprised in the said Winter 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 Winter Assizes held for the said Winter 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 Sheriff of the County of Radnor.

10. In all indictments and presentments at the said Winter 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 "Winter Assize County, No. 7."

11. Any person who, after the date of this Order, and before the said Winter 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 counties constituting the said Winter Assize County, shall be bound to attend at the said Winter Assizes for the said Winter Assize County.

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

13. Ten days before the day fixed for the opening of the Commission at Brecon, a list of the prisoners to be removed for trial at the said Winter Assizes for the said Winter 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 Brecknock, and the said Sheriff shall cause to be inserted in one or more newspapers in the Winter 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 Brecon.

14. It shall be lawful for the Gaoler of the Gaol in which prisoners who are to take their trial at the said Winter Assizes for the said Winter Assize County shall be in custody, three days before the day upon which the said Winter Assizes for the said Winter Assize County are appointed to be held, to send, without any writ of Habeas Corpus, such prisoners to Her Majesty's