*Saint Andrew's Holborn.*

Statue of Queen Anne, situate in Queen Square, Saint George the Martyr.

*Saint Marylebone.*

Statue of the Duke of Kent, Park Crescent Gardens, Portland Place.

*County of Kent, Greenwich.*

Statue to His Majesty King George the Second in the Square of the Royal Hospital.

*Chelsea.*

Statue of King Charles the Second in the Grounds of Chelsea Hospital.

## CAP. XXXIV.

An Act to enable the Courts of Law in *England*, *Ireland*, and *Scotland* to issue Process to compel the Attendance of Witnesses out of their Jurisdiction, and to give Effect to the Service of such Process in any Part of the United Kingdom. [10th *July* 1854.]

'WHEREAS great Inconvenience arises in the Administration of Justice from the Want of a Power in the Superior Courts of Law to compel the Attendance of Witnesses resident in One Part of the United Kingdom at a Trial in another Part, and the Examination of such Witnesses by Commission is not in all Cases a sufficient Remedy for such Inconvenience:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Courts of Law in England, Ireland, and Scotland may issue Process to compel the Attendance of Witnesses although not within their Jurisdiction.

I. If, in any Action or Suit now or at any Time hereafter depending in any of Her Majesty's Superior Courts of Common Law at *Westminster* or *Dublin*, or the Court of Session or Exchequer in *Scotland*, it shall appear to the Court in which such Action is pending, or, if such Court is not sitting, to any Judge of any of the said Courts respectively, that it is proper to compel the personal Attendance at any Trial of any Witness who may not be within the Jurisdiction of the Court in which such Action is pending, it shall be lawful for such Court or Judge, if in his or their Discretion it shall so seem fit, to order that a Writ called a Writ of Subpœna ad testificandum or of Subpœna duces tecum or Warrant of Citation shall issue in special Form, commanding such Witness to attend such Trial wherever he shall be within the United Kingdom, and the service of any such Writ of or Process in any Part of the United Kingdom shall be as valid and effectual to all Intents and Purposes as if same had been served within the Jurisdiction of the Court from which it issues.

Statement to be made at Foot of Writ that it is issued by special Order.

II. Every such Writ shall have at Foot thereof a Statement or Notice that the same is issued by the special Order of the Court or Judge, as the Case may be; and no such Writ shall issue without such special Order.

Witnesses making default to be punished by the Courts of the Country in which the Process was served.

III. In case any Person so served shall not appear according to the Exigency of such Writ or Process, it shall be lawful for the Court out of which the same issued, upon Proof made of the Service thereof, and of such Default, to the Satisfaction of the said Court, to transmit a Certificate of such Default under the Seal of the same Court, or under the Hand of One of the Judges or Justices of the same, to any of Her Majesty's Superior Courts of Common Law at *Westminster*, in case such Service was had in *England*, or in case such Service was had in *Scotland* to the Court of Session or Exchequer at *Edinburgh*, or in case such Service was had in *Ireland* to any of Her Majesty's Superior Courts of Common Law at *Dublin*; and the Court to which such Certificate is so sent shall and may thereupon proceed against and punish the Person so having made default in like Manner as they might have done if such Person had neglected or refused to appear in obedience to a Writ of Subpœna or other Process issued out of such last-mentioned Court.

IV. None

Persons not to be punished if it shall appear that sufficient Money has not been tendered to pay Expenses.

IV. None of the said Courts shall in any Case proceed against or punish any Person for having made default by not appearing to give Evidence in obedience to any Writ of Subpœna or other Process issued under the Powers given by this Act, unless it shall be made to appear to such Court that a reasonable and sufficient Sum of Money to defray the Expenses of coming and attending to give Evidence, and of returning from giving such Evidence, had been tendered to such Person at the Time when such Writ of Subpœna or Process was served upon such Person.

Act not to prevent the issuing of a Commission to examine Witnesses.

V. Nothing herein contained shall alter or affect the Power of any of such Courts to issue a Commission for the Examination of Witnesses out of their Jurisdiction, in any Case in which, notwithstanding this Act, they shall think fit to issue such Commission.

Not to affect the Admissibility of Evidence where now receivable.

VI. Nothing herein contained shall alter or affect the Admissibility of any Evidence at any Trial where such Evidence is now by Law receivable, on the Ground of any Witness being beyond the Jurisdiction of the Court, but the Admissibility of all such Evidence shall be determined as if this Act had not passed.

## CAP. XXXV.

### An Act to repeal certain Provisions of an Act of the Fifth and Sixth Years of Her present Majesty, concerning the holding of Assizes for the County of *Warwick*. [10th *July* 1854.]

5 & 6 Vict. c. 110.

'WHEREAS by an Act passed in the Fifth and Sixth Years of the Reign of Her Majesty, intituled *An Act to annex the County of the City of* Coventry *to* Warwickshire, *and to define the Boundary of the City of* Coventry, it was enacted and provided that the Inhabitants of the City of *Coventry* should not be liable to be summoned or to serve on any Inquest or Jury for the County of *Warwick* elsewhere than within the City of *Coventry*; and it was thereby also enacted, that the Judges of Assize and Nisi Prius, and others named in Her Majesty's Commissions of Oyer and Terminer and Gaol Delivery, should hold their Sittings at Nisi Prius, Oyer and Terminer and Gaol Delivery, within the said City of *Coventry* for the said City, and for such other Parts of the said County of *Warwick* as Her Majesty, with the Advice of Her Privy Council, from Time to Time should order, and at Warwick for so much of the rest of the said County as should not be included in any such Order, and that the Sheriff of the County of *Warwick* should give his Attendance upon the said Judges and Commissioners, and should cause to be summoned to *Warwick* and *Coventry* such Grand and Petty Jurors of the County of *Warwick* as should be needed for the Execution of the said several Commissions: And whereas the Division of the said County of *Warwick* into Two Assize Districts, and the holding of Assizes at *Coventry*, under the said recited Enactments, have been found inconvenient:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Recited Enactments repealed, and Assizes to be held in Warwick.

I. From and after the passing of this Act the said recited Enactments shall be repealed, and the Assizes for the whole County of *Warwick*, including the said City of *Coventry*, shall be holden at *Warwick*, and the Inhabitants of the said City of *Coventry* shall be liable to be summoned and serve upon all Inquests and Juries at the said Assizes, in like Manner as the other Inhabitants of the said County.

Venue in future Proceedings to be "Warwickshire" alone, and Parties under Recognizance to appear at Warwick.

II. From and after the passing of this Act, the Venue in all Matters whatsoever to come before the Judges of Assize and Nisi Prius, Oyer and Terminer and General Gaol Delivery, in the said County of *Warwick*, shall be "*Warwickshire*," and the Venues "*Warwickshire* "*Warwick* Division" and "*Warwickshire Coventry* Division" shall be abolished, and all Recognizances entered into by any Person or Persons for Appearance at the *Coventry* Assizes, whether to prosecute or give Evidence, or to answer or to receive Judgment or therwise, shall be obligatory on the Parties bound by such Recognizances to appear at the *Warwick*