

ANNO TRICESIMO PRIMO & TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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CAP. CVII.

An Act to amend the Law relating to the Indorsing of Warrants in *Scotland*, *Ireland*, and the *Channel Islands*. [31st *July* 1868.]

WHEREAS it is expedient to amend the Law relating to the Indorsing of Warrants in *Scotland*, *Ireland*, and the *Channel Islands*:

Be it 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:

11 & 12 Vict. c. 42. to be cited as "The Indictable Offences Act, 1848."

1. The Act of the Session holden in the Eleventh and Twelfth Years of the Reign of Her present Majesty, Chapter Forty-two, intituled *An Act to facilitate the Performance of the Duties of Justices of the Peace out of Sessions within* England *and* Wales *with respect to Persons charged with indictable Offences*, is hereinafter referred to and may be cited for all Purposes as "The Indictable Offences Act, 1848."

Short Title.

2. This Act may be cited for all Purposes as "The Indictable Offences Act Amendment Act, 1868."

3. This

Indorsing of Warrants.

Construction of Act.

3. This Act, so far as is consistent with the Tenor thereof, shall be construed as one with the said Indictable Offences Act, 1848, and any Act amending the same.

Warrants issued in Scotland or Ireland how to be backed in the Channel Islands, and vice versâ.

4. In the following Cases, that is to say,

Where a Warrant is issued against any Person by any competent Magistrate in *Scotland* or *Ireland*, and such Person goes or is supposed to have gone into any of the *Channel Islands*; or

Where a Warrant is issued against any Person by any competent Magistrate in any of the *Channel Islands*, and such Person goes or is supposed to have gone into *Scotland* or *Ireland*;

any competent Magistrate having Jurisdiction over the Place where such Person is or is supposed to be may indorse such Warrant in manner provided by "The Indictable Offences Act, 1848," or as near thereto as Circumstances admit.

Any such Warrant when so indorsed shall be a sufficient Authority to the Person or Persons bringing the same, and to all Persons to whom the same was originally directed, and also to all Constables within the Limits of the Jurisdiction of the Magistrate who indorsed the same, to execute such Warrant within such last-mentioned Limits, and to convey the Person when apprehended to any Place or Places within the Limits of the Jurisdiction of the Magistrate who issued the Warrant, and to bring him before that Magistrate or before any other Magistrate having Jurisdiction over such Place or Places as aforesaid; and any Magistrate before whom the Person so apprehended is brought may proceed in the same Manner as if such Person had been apprehended within his Jurisdiction.

Definition of Terms.

5. For the Purpose of this Act "competent Magistrate" shall mean—

In *Scotland*,—

The Lord Justice General, the Lord Justice Clerk, any of the Lords Commissioners of Justiciary, any Sheriff or Steward Depute or Substitute, or any Justice of the Peace:

In *Ireland*,—

Any Justice of the Peace, or any Judge of Her Majesty's Court of Queen's Bench, or any Justice of Oyer and Terminer or of Gaol Delivery:

In the *Channel Islands*,—

In *Jersey*, the Bailiff or any Lieutenant Bailiff within his Bailiwick or Jurisdiction:

In *Guernsey*, the Bailiff or any Lieutenant Bailiff within his Bailiwick or Jurisdiction:

In *Alderney*, the Judge of *Alderney*, or in his Absence any Jurat of such Island:

In

Indorsing of Warrants.

In *Sark*, the Seneschal of *Sark*, or in his Absence his Deputy within such Island:

"Constable" shall include any Peace Officer or Person authorized to apprehend Persons charged with Offences:

"Warrant" shall include any Process in the Nature of a Warrant.

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