CHAP. 5.

An Act to apply certain sums out of the Consolidated Fund to the service of the years ending on the thirty-first day of March one thousand eight hundred and sixty-nine, one thousand eight hundred and seventy, and one thousand eight hundred and seventy-one, and preceding years.

[25th March 1870.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Ireland, in Parliament assembled, towards making good the supply which we have cheerfully granted to Your Majesty in this session of Parliament, have resolved to grant unto Your Majesty the sum herein-after mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted; and 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:

There may be applied for the service of the years ending 31st March 1869 and 1870, &c. the sum of 564,191*l*. 7*s*. 2*d*. out of the Consolidated Fund.

1. There may be issued and applied, for or towards making good the supply granted to Her Majesty for the service of the years ending on the thirty-first day of March one thousand eight hundred and sixty-nine, one thousand eight hundred and seventy, and preceding years, the sum of five hundred and sixty-four thousand one hundred and ninety-one pounds seven shillings and twopence out of the Consolidated Fund of the United Kingdom of Great Britain and Ireland, and the Commissioners of Her Majesty's Treasury for the time being are hereby authorised and empowered to issue and apply the same accordingly.

There may be applied for the service of the year ending 31st March 1871 the sum of 9,000,000*l*. out of the Consolidated Fund.

2. There may be issued and applied, for or towards making good the supply granted to Her Majesty for the service of the year ending on the thirty-first day of March one thousand eight hundred and seventy-one, the sum of nine million pounds out of the Consolidated Fund of the United Kingdom of Great Britain and Ireland, and the Commissioners of Her Majesty's Treasury for the time being are hereby authorised and empowered to issue and apply the same accordingly.

Treasury may borrow 9,564,191*l*. 7*s*. 2*d*. on the credit of this Act.

3. The Commissioners of the Treasury may borrow upon the credit of the sums granted by this Act out of the Consolidated Fund of the United Kingdom of Great Britain and Ireland, an amount not exceeding in the whole the sum of nine million five hundred and sixty-four thousand one hundred and ninety-one pounds seven shillings and twopence, and such amount may be borrowed by the said Commissioners from time to time, in such sums as may be required for the public service, and shall be placed to the credit of the account of Her Majesty's Exchequer at the Bank of England, and be available to satisfy any orders for credits granted or to be granted on the said account, under the provisions of the "Exchequer and Audit Departments Act, 1866."

Interest on moneys borrowed.

4. The sums borrowed from time to time under the authority of this Act shall bear interest not exceeding the rate of five pounds per centum per annum, and the principal and interest of all such sums shall be paid out of the growing produce of the Consolidated Fund at any period not later than the next succeeding quarter to that in which the said sums shall have been borrowed.

CHAP. 6.

An Act to extend the Jurisdiction of the Judges of the Superior Courts of Common Law at Westminster. [25th March 1870.]

WHEREAS it is expedient to amend the law relating to the jurisdiction of the Judges of the Superior Courts of Common Law at Westminster:

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:

Short title of Act.

1. This Act may be cited for all purposes as "The Judges Jurisdiction Act, 1870."

Chief Judge, &c. may request assistance.

2. In case any one of Her Majesty's Superior Courts of Common Law at Westminster shall require assistance in the despatch of business pending in such Court, and shall by the Chief Judge of such Court make request in writing to the Chief Judge of any other of the said Courts for the assistance of a Puisne Judge of such last-mentioned Court in the execution of the duties of the first-mentioned Court, either by sitting in Court or in any manner and for any purpose whatsoever, and such request may be either general or special, and for such time as may be therein specified; and the Chief Judge to whom such request is made shall thereupon refer such request to the Judges of the Court of which he is Chief Judge, and the Judges of such Court may (if the business pending in his Court do not peremptorily require the attendance of all the Puisne Judges) appoint one of such Puisne Judges to assist the first-mentioned Court, and the Puisne Judge so appointed shall in all matters of which he may take cognizance have the same jurisdiction in all respects as if he were a Puisne Judge of the Court to which the Chief Judge belongs who requests his assistance.

Evidence of request by Chief Judge not required.

3. No evidence shall be required of such request by such Chief Judge in order to found the jurisdiction of such Puisne Judge.

Two divisions of any Court may be sitting at one time in banc.

4. Any of the Superior Courts of Common Law at Westminster may sit in two divisions at one time in banc; and each of such divisions shall exercise the same power and authority as might be exercised by the whole Court so sitting in banc; and where necessary any Puisne Judge of either of the other Superior Courts may, on such request as above mentioned of a Chief Judge, assist in holding such sitting in the same manner and with the same authority as if he were a judge of the Court sitting in banc.

Any number of sittings may be held at Nisi Prius at one time.

5. Any number of judges may at one and the same time hold a sitting or sittings at Nisi Prius either in London or Westminster, as may be deemed expedient by the Court.

Definition of Chief Judge.

6. The expression "Chief Judge" for the purposes of this Act shall mean the Chief Justice of the Court of Queen's Bench, the Chief Justice of the Court of Common Pleas, and the Chief Baron of the Exchequer, and where the office of any such Chief Judge is for the time being vacant, the senior Puisne Judge of the Court in which such office may be vacant.

CHAP. 7.

An Act for punishing Mutiny and Desertion, and for the better payment of the Army and their Quarters. [4th April 1870.]

WHEREAS the raising or keeping a standing army within the United Kingdom of Great Britain and Ireland in time of peace, unless it be with the consent of Parliament, is against law: And whereas it is adjudged necessary by Her Majesty and this present Parliament that a body of forces should be continued for the safety of the United Kingdom, and the defence of the possessions of Her Majesty's Crown, and that the whole number of such forces should consist of one hundred and fifteen thousand and thirty-seven men, including six thousand three hundred and ninety-four, all ranks, to be employed with the depôts in the United Kingdom of Great Britain and Ireland of regiments serving in Her Majesty's Indian possessions, but exclusive of the numbers actually serving within Her Majesty's Indian possessions: And whereas no man can be forejudged of life or limb, or subjected in time of peace to any kind of punishment within this realm by martial law, or in any other manner than by judgment of his peers, and according to the known and established laws of this realm; yet nevertheless it being

Number of men to consist of 115,037, including those employed at depôts of regiments serving in India, but exclusive of those actually serving in India.