ANNO DECIMO TERTIO

Georgii III. Regis.

CAP. XXXI.

An Act for the more effectual Execution of the Criminal Laws in the Two Parts of the United Kingdom.

WHEREAS it frequently happens that Felons, and other Malefactors, in that Part of Great Britain called England, make their Escape into that Part of Great Britain called Scotland; and also that Felons, and other Malefactors, in that Part of Great Britain called Scotland, make their Escape into that Part of Great Britain called England; whereby their Offences often remain unpunished, there being no sufficient Provision, by the Laws of either of the Two Parts of the United Kingdom for apprehending such Offenders, and transmitting them into that Part of the United Kingdom in which their Offences were committed: For Remedy thereof, may it therefore please your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with Preamble.

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the Advice and Consent of the Lords Spiritual and and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That, from and after the passing of this Act, if any Person or Persons, against whom a Warrant shall be issued by any Justice or Justices of Peace of any County, Riding, Division, City, Liberty, Town, or Place, within that Part of Great Britain called England, for any Crime or Offence against the Laws of that Part of the United Kingdom, shall escape, go into, reside, or be in any Place of that Part of Great Britain called Scotland, it shall and may be lawful for the Sheriff, or Steward-depute, or Substitute, or any Justice of Peace of the County or Place where such Person or Persons shall escape, go into, reside, or be, to indorse his Name on the said Warrant; which Warrant, so indorsed, shall be a sufficient Authority to the Person or Persons bringing such Warrant, and to all Persons to whom such Warrant was originally directed; and also to all Sheriffs Officers, Stewards Officers, Constables, and other Peace Officers of the County or Place where such Warrant shall be so indorsed, to execute the said Warrant in the County or Place where it is so indorsed, by apprehending the Person or Persons against whom such Warrant is granted, and to convey him, her, or them, into the County, Riding, Division, City, Liberty, Town, or Place, of that Part of Great Britain called England, being adjacent to that Part of Great Britain called Scotland, in which the Crime was committed, and before One of the Justices of Peace of such County, Riding, Division, City, Liberty, Town, or Place, to be there dealt with according to Law: Or, in case the Crime was committed in a County not next adjacent to that Part of Great Britain called Scotland; then, and in every such Case, to convey him, her, or them, into any County of that Part of Great Britain called England, next adjacent to that Part of Great Britain called Scotland, and before One of the Justices of Peace of such County, which Justice of Peace is hereby authorised and required to proceed with regard to such Person or Persons, in the Manner directed by an Act, made in the Twenty-fourth Year of the Reign of His

Persons against whom Warrants are issued by Justices in *England*, for Offences, who shall escape into *Scotland*, may be conveyed into that County where the Offence was committed by the Justices, &c. in *Scotland*, who are to indorse their Names on such Warrants.

Majesty King George the Second, intituled, An Act for amending and making more effectual a Clause in an Act, passed in the last Session of Parliament, for the apprehending of Persons in any County or Place, upon Warrants granted by Justices of the Peace of any other County or Place, as if the said Person or Persons had been apprehended in the said County.

Persons guilty of like Crimes in *Scotland*, may be apprehended, and returned.

And, for Remedy of the like Inconveniency, by the Escape of Persons guilty of Crimes in that Part of Great Britain called Scotland; be it further enacted by the Authority aforesaid, That, from and after the passing of this Act, if any Person or Persons, against whom a Warrant shall be issued by the Lord Justice General, Lord Justice Clerk, or any of the Lords Commissioners of Justiciary, or by any Sheriff, or Steward-depute, or Substitute, or Justice of the Peace of that Part of Great Britain called Scotland, for any Crime or Offence against the Laws of that Part of the United Kingdom, shall escape, go into, reside, or be, in any Place of that Part of Great Britain called England, it shall and may be lawful for any Justice of Peace of the County, Riding, Division, City, Liberty, Town, or Place, where such Person or Persons shall escape, go into, reside, or be, to indorse his Name on the said Warrant; which Warrant, so indorsed, shall be a sufficient Authority to the Person or Persons bringing such Warrant, and to all Persons to whom such Warrant was originally directed; and also to all Constables, or other Peace Officers of the County, Riding, Division, City, Liberty, Town, or Place, where such Warrant shall be so indorsed, to execute the said Warrant in the County, Riding, Division, City, Liberty, Town, or Place, where it is so indorsed, by apprehending the Person or Persons against whom such Warrant is granted, and to convey him, her, or them, into the County or Place of that Part of Great Britain called Scotland, being adjacent to that Part of Great Britain called England where the Crime was committed; and before the Sheriff, or Steward-depute, or Substitute, or One of the Justices of the Peace of such County or Place, to be there dealt with according to Law: Or in case the Crime was committed in a County

not next adjacent to that Part of Great Britain called England; then, and in such Case, to convey him, her, or them, into any County of that Part of Great Britain called Scotland, next adjacent to that Part of Great Britain called England, and before the Sheriff, or Steward-depute, or Substitute, or One of the Justices of the Peace of such County; which Sheriff, Steward, or Justice of the Peace, is hereby required to proceed with regard to such Person or Persons according to the Rules and Practice of the Law of Scotland, as if the said Person or Persons had been apprehended in the said County.

Expence of removing Prisoners to be defrayed by the Treasurer of the County in *England*, or by the Sheriff-depute in *Scotland*.

And be it further enacted by the Authority aforesaid, That the Expence of removing Prisoners as aforesaid shall be repaid to the Person defraying the same by the Treasurer of the County of that Part of Great Britain called England, or by the Sheriff, or Steward-depute, or Substitute, of the County of that Part of Great Britain called Scotland, in which the Crime was committed, the Amount of that Expence being previously ascertained by an Account thereof, verified upon Oath before Two of the Justices of the Peace of such County, and allowed and signed by them.

Persons who shall have stolen Money, *&c.* in either Part of the United Kingdom, may be indicted for Theft.

And whereas it frequently happens in both Parts of the United Kingdom, that Persons having stolen or otherwise feloniously taken away Money, Cattle, Goods, or other Effects, carry the same into the other Part of the United Kingdom, and there have the said Money, Cattle, Goods, or other Effects, in their Possession or Custody; and Doubts have been entertained, whether they could be indicted and tried in that Part of the United Kingdom, as the original Offence was not there committed; be it therefore enacted by the Authority aforesaid, That, from and after the passing of this Act, if any Person or Persons having stolen, or otherwise feloniously taken Money, Cattle, Goods, or other Effects, in either Part of the United Kingdom, shall afterwards have the same Money, Cattle, Goods, or other Effects, or any Part thereof, in his, her, or their Possession or Custody, in the other Part of the United Kingdom, it shall and may be lawful to indict, try, and punish such Person or Persons for Theft or Larceny in that Part of

the United Kingdom where he, she, or they, shall so have such Money, Cattle, Goods, or other Effects, in his, her, or their Possession or Custody, as if the said Money, Cattle, Goods, or other Effects, had been stolen in that Part of the United Kingdom.

Receivers of Money, &c. in either Part of the Kingdom, knowing the same to be stolen, also liable to be punished.

And be it further enacted by the Authority aforesaid, That if any Person or Persons, in either Part of the United Kingdom, shall hereafter receive or have any Money, Cattle, Goods, or other Effects, stolen, or otherwise feloniously taken, in the other Part of the United Kingdom, knowing the same to be stolen, or otherwise feloniously taken, every such Person or Persons shall be liable to be indicted, tried, and punished for such Offence in that Part of the United Kingdom where he, she, or they, shall so receive or have the said Money, Cattle, Goods, or other Effects, in the same Manner, to all Intents and Purposes, as if the said Money, Cattle, Goods, or other Effects, had been originally stolen, or otherwise feloniously taken, in that Part of the United Kingdom.

FINIS.