

ANNO QUINQUAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. LXVIII.

An Act to repeal so much of an Act passed in *Ireland* in the Ninth Year of the Reign of Queen *Anne*, intituled *An Act for taking away the Benefit of Clergy in certain Cases; and for taking away the Book in all Cases; and for repealing Part of the Statute for transporting Felons*; as takes away the Benefit of Clergy from Persons stealing privily from the Person of another; and more effectually to prevent the Crime of Larceny from the Person.

[3d *June* 1818.]

WHEREAS by an Act passed in *Ireland* in the Ninth Year of the Reign of Queen *Anne*, intituled *An Act for taking away the Benefit of Clergy in certain Cases; and for taking away the Book in all Cases; and for repealing Part of the Statute for transporting Felons*; it is amongst other Things enacted, that if any Person should, after the last Day of *September* in the Year One thousand seven hundred and ten, steal or feloniously take away any Goods, of the Value of Five Shillings or more, privily and secretly from the Person of any Man or Woman, and being indicted or appealed thereof, should be thereupon found Guilty by Verdict of Twelve Men, or should confess the same upon his, her, or their Arraignment, or should not answer directly to the same according to the Laws, or should wilfully or of malice stand mute, or should peremptorily challenge above the Number of Twenty Jurors, or should be outlawed upon such Indictment; and also all Persons who should be accessory, before or after, to Irish Act, 9 Anne.

the ſaid Facts, ſhould receive Judgment, and ſuffer the Pains of Death, without any Allowance or Benefit of the Clergy, or of the ſaid Act: And whereas the ſaid Act has not been found effectual for the Prevention of the Crimes therein mentioned, and it is therefore expedient that ſo much of the ſaid Act as is herein-before recited ſhould be repealed: And whereas it might tend more effectually to prevent the Crime of Larceny from the Perſon if every ſuch Offence, not being Robbery, was rendered puniſhable more ſeverely than Simple Larceny; be it therefore enacted by the King'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, That ſo much of the ſaid Act as is herein-before recited ſhall, from and after the paſſing of this Act, be and the ſame is hereby repealed.

Part of recited Act repealed.

Privately ſtealing from the Perſon of another to be puniſhed with Tranſportation or Impriſonment.

II. And be it further enacted, That from and after the paſſing of this Act every Perſon who ſhall at any Time or in any Place whatever in *Ireland*, feloniouſly ſteal, take, and carry away any Money, Goods, or Chattels from the Perſon of any other, whether privily, without his Knowledge or not, but without ſuch Force or putting in Fear as is ſufficient to conſtitute the Crime of Robbery, or who ſhall be preſent, aiding and abetting therein, ſhall be liable to be tranſported beyond the Seas for Life, or for ſuch Term, not leſs than Seven Years, as the Judge or Court before whom any ſuch Perſon ſhall be convicted ſhall adjudge; or ſhall be liable, in caſe the ſaid Judge or Court ſhall think fit, to be impriſoned only, or to be impriſoned and kept to hard Labour in the Common Gaol, Houſe of Correction, or Penitentiary Houſe, for any Term not exceeding Three Years.

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