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*

Warwick Assizes for the same Purpose, and all Proceedings requisite and proper to be taken relating thereto shall and may be had and taken in like Manner as if such Recognizance had been originally entered into and such Proceedings taken with reference to the Assizes held at *Warwick*.

Proceedings commenced in Coventry Division to be transferred to Warwick to be disposed of.

III. All Indictments, Records, and other Proceedings preferred, entered, and taken in the *Coventry* Division of the County of *Warwick* on the Day of the passing of this Act, filed and remaining with the Clerk of the Crown and the Associate for the said Division, shall be returned to be filed and remain with the Clerk of the Crown and the Associate respectively for the said County of *Warwick*, and all Proceedings and Process requisite and proper to be awarded and taken thereon shall and may be awarded and taken as if such Indictments, Records, and other Proceedings had been originally preferred, entered, and taken in the County of *Warwick* at large.

Offences committed, &c. in Coventry Division before the passing of this Act to be dealt with at Warwick.

IV. All Offences which shall have been committed and all Causes of Action which shall have accrued in the said *Coventry* Division of the said County before the passing of this Act shall, so far as relates to the Courts of Assize and Nisi Prius, Oyer and Terminer and General Gaol Delivery, be inquired of, heard, and dealt with as if the same had been committed or had accrued in the County of *Warwick* at large.

CAP. XXXVI.

An Act for preventing Frauds upon Creditors by secret Bills of Sale of personal Chattels. [10th *July* 1854.]

'WHEREAS Frauds are frequently committed upon Creditors by secret Bills of Sale of personal Chattels, whereby Persons are enabled to keep up the Appearance of being in good Circumstances and possessed of Property, and the Grantees or Holders of such Bills of Sale have the Power of taking possession of the Property of such Persons, to the Exclusion of the rest of their Creditors:' For Remedy whereof, 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:

Bills of Sale to be void, unless the same or a Copy thereof be filed within Twenty-one Days, in like Manner as Warrants of Attorney.

I. Every Bill of Sale of personal Chattels made, after the passing of this Act, either absolutely or conditionally, or subject or not subject to any Trusts, and whereby the Grantee or Holder shall have Power, either with or without Notice, and either immediately after the making of such Bill of Sale or at any future Time, to seize or take possession of any Property and Effects comprised in or made subject to such Bill of Sale, and every Schedule or Inventory which shall be thereto annexed or therein referred to, or a true Copy thereof, and of every Attestation of the Execution thereof, shall, together with an Affidavit of the Time of such Bill of Sale being made or given, and a Description of the Residence and Occupation of the Person making or giving the same, or, in case the same shall be made or given by any Person under or in the Execution of any Process, then a Description of the Residence and Occupation of the Person against whom such Process shall have issued, and of every attesting Witness to such Bill of Sale, be filed with the Officer acting as Clerk of the Docquets and Judgments in the Court of Queen's Benoh, within Twenty-one Days after the making or giving of such Bill of Sale, (in like Manner as a Warrant of Attorney in any personal Action given by a Trader is now by Law required to be filed,) otherwise such Bill of Sale shall, as against all Assignees of the Estate and Effects of the Person whose Goods or any them are comprised in such Bill of Sale under the Laws relating to Bankruptcy or Insolvency, or under any Assignment for the Benefit of the Creditors of such Person, and as against all Sheriffs Officers and other Persons seizing any Property or Effects comprised in such Bill of Sale in the Execution of any Process of any Court of Law or Equity authorizing the Seizure of the Goods of the Person by whom or of whose Goods such Bill of Sale shall have been made, and against every Person on whose Behalf such Process shall have been issued, be null and void to all Intents and Purposes whatsoever, so far as regards the Property in or Right to