ANNO OCTAVO & NONO

VICTORIÆ REGINÆ.

C A P. CXX.

An Act for facilitating Execution of the Treaties with *France* and the United States of *America* for the Apprehension of certain Offenders.

[8th *August* 1845.]

WHEREAS Two Acts were passed in the Seventh Year of the Reign of Her Majesty, severally intituled *An Act for giving Effect to a Convention between Her Majesty and the King of the* French *for the Apprehension of certain Offenders*, and *An Act for giving Effect to a Treaty between Her Majesty and the United States of* America *for the Apprehension of certain Offenders*; and it is expedient to make Provision for giving more immediate Effect to the Warrant of any One of Her Majesty's Principal Secretaries of State for the better Execution of the said Convention and Treaty respectively: 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, That any Police Magistrate of the Metropolis to whom any One of Her Majesty's Principal Secretaries of State shall have signified, by Warrant under his Hand and Seal, that Requisition has been made,

6 & 7 Vict. c. 75.

6 & 7 Vict. c. 76.

Any Metropolitan Police Magistrate to whom it shall

pursuant

have been signified that a Requisition has been made to deliver up any Person pursuant to the said Convention or Treaty, may issue his Warrant for the Apprehension of such Person in any Part of England.

pursuant to the said Convention or Treaty respectively, to deliver up to Justice, in Terms of the said Convention or Treaty, as the Case may be, any Person accused of any Crime rendering him liable to be so delivered up under either of the recited Acts, shall, upon such Evidence as according to the Laws of *England* would justify the Apprehension of the Person so accused if the Crime of which he is accused had been committed in *England* within the Jurisdiction of such Magistrate, issue his Warrant for the Apprehension of such Person, in the Form annexed to this Act, or to the like Effect; and such Warrant may be executed in any Part of *England*, and shall have the same Force and Effect throughout *England* as if the same had been originally issued or subsequently endorsed by a Justice of the Peace or Magistrate having Jurisdiction in the Place where the same shall be executed, and may be lawfully executed anywhere within *England* by the Constable or Constables to whom the same shall be directed, or who shall be appointed to execute the same, who shall severally have all the Powers and Privileges for the Execution of such Warrant as any Constable duly appointed hath or may have within his Constablewick.

Such Person when apprehended to be brought before a Police Magistrate, who may order his Committal.

II. And be it enacted, That every Person who shall be apprehended under any such Warrant shall be brought with all convenient Speed before the Magistrate by whom such Warrant shall have been issued, or some other Magistrate of the same Police Court, and that such Magistrate may cause the Warrant of Committal of such Person to be drawn up according to the Form given in the Schedule annexed to this Act, or to the like Effect, which shall be good and sufficient in Law to warrant the Persons to whom the same shall be directed to detain such Person in Custody, as directed in the said Warrant, until delivered pursuant to the Act under which he shall have been apprehended.

Act to be construed with recited Acts.

III. And be it enacted, That this Act shall be construed with each of the said Acts separately, and as if this Act had been enacted in each of the said Acts.

Alteration of Act.

IV. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this Session of Parliament.

SCHE-

SCHEDULE to which this Act refers.

Warrant of Apprehension.

Metropolitan Police District, to wit. } To all and each of the Constables of the Metropolitan Police Force.

WHEREAS the Right Honourable One of Her Majesty's Principal Secretaries of State, by Warrant under his Hand and Seal, hath signified to me, that pursuant to the [Convention made between Her Majesty and the King of the French in the Year One thousand eight hundred and forty-three, *or* the Treaty made between Her Majesty and the United States of America in the Year One thousand eight hundred and forty-two, *as the Case may be*], for the Apprehension of certain Offenders, Requisition hath been duly made to him for delivering up to Justice *A. B.*, late of who is charged with having committed the Crime of [*here specify the Offence*], within the Jurisdiction of [His Majesty the King of the French, *or* the United States of America, *as the Case may be*]:

This is therefore to command you, in Her Majesty's Name, forthwith to apprehend the said *A. B.*, pursuant to an Act passed in the Ninth Year of the Reign of Her Majesty, intituled [*here insert the Title of this Act*], wherever he may be found in England, and bring him before me, or some other Magistrate sitting in this Court, to answer unto the said Charge, for which this shall be your Warrant.

Given under my Hand and Seal at One of the Police Courts of the Metropolis, this Day of in the Year of our Lord .

J. P. (L. S.)

Warrant of Committal.

Metropolitan Police District, to wit. } To A. B., One of the Constables of the Metropolitan Police Force, and to the Keeper of the at .

BE it remembered, That on the Day of in the Year of our Lord *A. B.*, late of is brought before me, *J. P.*, One of the Police Magistrates of the Metropolis, sitting at the Police Court in within the

the Metropolitan Police District, and is charged before me, for that he the said *A.B.*, on the Day of at within the Jurisdiction of [His Majesty the King of the French, *or* the United States of America, *as the Case may be*], did [*here state the Offence*]: And forasmuch as it hath been shown to me, upon such Evidence as by Law is sufficient to justify the Committal to Gaol of the said *A.B.*, pursuant to an Act passed in the Seventh Year of the Reign of Queen Victoria, intituled [*here insert the Title of* the Sixth and Seventh *Victoria*, Chapter Seventy-five, or Sixth and Seventh *Victoria*, Chapter Seventy-six, *as the Case may require*], that the said *A.B.* is guilty of the said Offence:

This is therefore to command you the said Constable in Her Majesty's Name forthwith to convey and deliver the Body of the said *A.B.* into the Custody of the said Keeper of the at ; and you the said Keeper to receive the said *A.B.* into your Custody in the same and him there safely to keep until he shall be thence delivered pursuant to the Provisions of the said Act; for which this shall be your Warrant.

Given under my Hand and Seal at One of the Police Courts of the Metropolis, this Day of in the Year of our Lord .

J.P. (L.S.)

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