CAP. LXII.

An Act for abolishing the Punishment of Death in certain Cases, and substituting a lesser Punishment in lieu thereof. [11th *July* 1832.]

'WHEREAS by an Act passed in the Seventh and Eighth Years of the Reign of King *George* the Fourth, intituled
7 & 8 G. 4. c. 29. '*An Act for consolidating and amending the Laws in* England '*relative to Larceny, and other Offences connected therewith*, it is 'amongst other Things enacted, that if any Person shall steal in 'any Dwelling House any Chattel, Money, or valuable Security, 'to the Value in the whole of Five Pounds or more, every such 'Offender, being convicted thereof, shall suffer Death as a Felon; 'and it is also by the said Act enacted, that if any Person shall 'steal any Horse, Mare, Gelding, Colt, or Filly, or any Bull, 'Cow, Ox, Heifer, or Calf, or any Ram, Ewe, Sheep, or Lamb, 'or shall wilfully kill any of such Cattle with Intent to steal the 'Carcass or Skin or any Part of the Cattle so killed, every such 'Offender shall be guilty of Felony, and being convicted thereof 'shall suffer Death as a Felon: And whereas by an Act passed
9 G. 4. c. 55. 'in the Ninth Year of the same Reign, intituled *An Act for con-* '*solidating and amending the Laws in* Ireland *relative to Larceny* '*and other Offences connected therewith*, it is among other things 'enacted, that if any Person shall steal in any Dwelling House 'any Chattel, Money, or valuable Security, to the Value in the 'whole of Five Pounds or more, every such Offender, being con- 'victed thereof, shall suffer Death as a Felon; and it is also by 'the said last-mentioned Act enacted, that if any Person shall 'steal any Horse, Mare, Gelding, Colt, or Filly, or any Bull, 'Cow, Ox, Steer, Bullock, Heifer, or Calf, or any Ram, Ewe, 'Sheep, or Lamb, or shall wilfully kill any of such Cattle with 'Intent to steal the Carcass or Skin or any Part of the Cattle 'so killed, every such Offender shall be guilty of Felony, and 'being convicted thereof shall suffer Death as a Felon: And 'whereas it is expedient that a lesser Punishment than that of 'Death should be provided for the several Offences herein-before 'specified:' 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 each of the said Acts as inflicts the Punishment of Death upon Persons convicted of any of the Felonies herein-before specified shall be and the same is hereby repealed; and that from and after the passing of this Act every Person convicted of any of the Felonies herein-before specified, or of counselling, aiding, or abetting the Commission thereof, shall be transported beyond the Seas for Life.

Persons convicted of any of the Offences herein specified shall be transported for Life.

II. And be it further enacted, That neither the Governor or Lieutenant Governor of any Island, Colony, or Settlement, or any other Person, shall give any Pardon or Ticket of Leave to any Person sentenced to Transportation, or who shall receive a Pardon on condition of Transportation, or any Order or Permission to suspend or remit the Labour of any such Person, except in Cases of Illness, until such Person, if transported for Seven Years, shall have

Limiting the Time for granting Pardons, &c. by Governors, &c. of Colonies.

have served Four; if transported for Fourteen Years, shall have served Six; or if transported for Life, shall have served Eight Years of Labour; and that no such Person shall be capable of acquiring or holding any Property, or of bringing any Action for the Recovery of any Property, until after such Person shall have duly obtained a Pardon from the Governor or Lieutenant Governor of the Colony or Settlement in which he or she shall have been confined: Provided that nothing herein contained shall in any Manner affect His Majesty's Royal Prerogative of Mercy.

CAP. LXIII.

An Act to enable Peers of *Scotland* to take and subscribe in *Ireland* the Oaths required for qualifying them to vote in any Election of the Peers of *Scotland*. [11th *July* 1832.]

'WHEREAS by an Act passed in the Sixth Year of the Reign of Her Majesty Queen *Anne*, intituled *An Act to make further Provision for electing and summoning Sixteen Peers of* Scotland *to sit in the House of Peers in the Parliament of* Great Britain, *and for trying Peers for Offences committed in* Scotland, *and for the further regulating of Voters in Elections of Members to serve in Parliament*, it was amongst other things enacted, that the Peers of *Scotland* should, previously to every Election to be held by them under the Authority of the said recited Act, take and subscribe the Oaths, and make, repeat, and subscribe the Declaration in the said recited Act mentioned and set forth; and it was further enacted, that such of the Peers of *Scotland* who at the Time of issuing the Proclamation for any Election of Peers in manner directed by the said recited Act should reside in *England* might take and subscribe the said Oaths, and make, repeat, and subscribe the said Declaration, in Her Majesty's High Court of Chancery in *England*, Her Majesty's Court of Queen's Bench, Common Pleas, or Court of Exchequer in *England*, which being certified by Writ to the Peers of *Scotland* at their Meeting, under the Seal of the Court where such Oath and Declaration should be made, repeated, and subscribed, should be sufficient to entitle such Peer to make his Proxy or to send a signed List in manner in the said recited Act mentioned, for the Purpose of voting at any Election to be made by the Peers of *Scotland*: And whereas by an Act passed in the First Year of the Reign of His Majesty King *George* the First, intituled *An Act for the further Security of His Majesty's Person and Government, and the Succession of the Crown in the Heirs of the late Princess* Sophia, *being Protestants, and for extinguishing the Hopes of the pretended Prince of* Wales *and his open and secret Abettors*, it was enacted, that all and every Person or Persons, as well Peers as Commoners, who by virtue of any Act or Acts made since the Union with *Scotland* were bound to take and subscribe the Oaths of Allegiance and Abjuration, should take and subscribe the same in the Words therein mentioned and set forth: And whereas by an Act passed in the Sixth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for*

6 Ann. c. 23.

1 G. 1. stat. 2. c. 13.

6 G. 3. c. 53.