

STAT. (1702) 1 ANNE, C. 2.

(Security of Her Majesty and Government.)

An Act for explaining a Clause in an Act made at the Parliament begun and holden at Westminster the Two and twentieth of November in the Seventh Year of the Reign of our Sovereign Lord King William the Third intituled An Act for the better Security of His Majesties Royal Person and Government. [290]

[Ss. 1-3 rep. 30 & 31 Vict. c. 59. (S.L.R.)]

4. The like enactment as to writs and proceedings in time to come.—
 . . . no writ plea or process or any other proceeding upon any indictment or information for any offence or misdemeanor or any writ process or proceeding for any debt or account that shall be due or to be made to her Majesty her heirs or successors for or concerning any lands tenements or other revenue that shall belong to her or them that shall be depending at the time of her Majesties demise (whom God long preserve) or of any of her heirs or successors shall be discontinued or put without day by reason of her or any of their deaths or demises but shall continue and remain in full force and virtue to be proceeded upon notwithstanding any such death or demise [291]

[5. No commission of association or writ herein-mentioned determined by demise of the crown—The like enactment as to original and other writs and proceedings herein-mentioned.—⁽¹⁾ . . . Nor hereafter by the demise of her present Majesty or any King or Queen of this realm shall

¹ The following clauses are annexed to the original Act in separate schedules.

PART I. HISTORIC DOCUMENTS

any commission of assize oyer and terminer general gaol delivery or of association writ or admittance writ of si non omnes writ of assistance or commission of the peace be determined but every such commission and writ shall be and continue in full force and vertue for the space of six months next ensuing notwithstanding any such demise unless superseded and determined by her Majesty her heirs or successors and also no original writ of nisi prius commission process or proceedings whatsoever in or issuing out of any court of equity nor any process or proceeding upon any office or inquisition nor any writ of certiorari or habeas corpus in any matter or cause either criminal or civil nor any writ of attachment or processe for contempt nor any commission of delegacy or review for any matters ecclesiastical testamentary or maritime or any process thereupon shall be determined abated or discontinued by the demise of her Majesty or any King or Queen of this realm but every such writ commission process and proceeding shall remain in full force and vertue to be proceeded upon as if her Majesty or such other King or Queen had lived notwithstanding any such death or demise] [292]

This section, so far as it relates to commissions and writs in England other than commissions of the peace, is repealed by the Supreme Court of Judicature (Consolidation) Act, 1925 (c. 49), s. 226, Sched. 6, Vol. 4, title COURTS, pp. 201, 207.

6. This Act extended to Ireland, etc.— . . . all and singular the provisions matters clauses and things whatsoever contained in this Act . . . shall extend and be construed to extend to the kingdom of Ireland to the islands of Jersey and Guernsey and to all her Majesties dominions in America and elsewhere [293]

[S. 7 rep. 30 & 31 Vict. c. 59. (S.L.R.)]

¹ This is chapter XVII. in the common printed editions.

² The following clause is annexed to the original Act in a separate schedule.