

# INDEX TO THE STATUTES IN FORCE

Covering the Legislation to December 31, 1955

> Volume I A-K

> > By Authority



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#### PREFACE

#### AUTHORITY FOR PUBLICATION

The official Index to the Statutes in Force was first published in 1870 under the general direction of the Statute Law Committee in pursuance of a suggestion made by Lord Cairns to Lord Chelmsford when Lord Chancellor and continues under the direction of that Committee to this day.\*

#### ARRANGEMENT

The Index has been framed in accordance with principles which were laid down in the paper of instructions prepared by Lord Thring in 1876. The scheme is to group, under titles which are descriptive of recognised branches of the law, index entries setting out in general terms the subject matter of the enactments which constitute those branches. Against those entries are inserted regnal year citations of the current enactments which support each proposition indexed. These regnal year citations take the place of page references in an ordinary index and by means of them the reader should be able to find his way to the existing general law on any subject, wherever it appears in the statute book.

Most titles of any size are divided into headings and sub-headings. The older titles are arranged to show in the following order (a) substantive law: (b) administrative law: (c) miscellaneous general definitions provisions, such as savings, transitional provisions and local and special provisions. Nowadays, where there is a principal or consolidating Act, the practice is to follow the arrangement of that Act.

Where more than one statute reference appears against an entry, this is normally an indication that the first enactment supporting that entry has been the subject of amendment in some form or other. When, however, an entry contains a reference to one statute only, that does not necessarily mean that the enactment cited has not been the subject of amending legislation but merely that the amending legislation, if any, is irrelevant in that context.

Thus, in the title "SHERIFF, SCOTLAND", under "(a) Sheriff", the first entry 7E7.c.51.SS.II-3 is not shown as having been amended

<sup>\*</sup> The Committee is appointed by the Lord Chancellor. It includes representatives of Scotland. The names of the members are published in Whitaker's Almanack, the Law List, the British Imperial Calendar and Vacher's Parliamentary Companion.

although s.12 was repealed in part by 12, 13-4G6.c.10.s.5,sch. but in, "(b) Sheriff Substitute", the same entry contains a reference to 12, 13-4G6.c.10.s.5,sch. This is because the amendment of s.12 by 12, 13-4G6.c.10.s.5,sch. related only to sheriffs substitute, not to sheriffs. Again, where, for example, one and the same enactment provides for summary trial and gives a right of appeal, any subsequent amendment relating only to summary trial is not shown against that enactment when it is being quoted to support an entry relating to right of appeal. On the same principle under a Scottish title English amendments to Acts which relate to both England and Scotland are not shown, and vice versa. If the up-to-date history of any particular enactment is required, regardless of the context in which it is cited, reference should be made to the Chronological Table of the Statutes published annually by H.M. Stationery Office.

Total repeal of an enactment (other than a repealing provision) by Statute Law Revision Act receives the same treatment (i.e., removal of the enactment reference) as in an ordinary total repeal: but partial repeals by such an Act are not shown.

Individual enactments are not specifically indexed in more titles in the Index than is absolutely necessary but extensive use is made of cross-references, both within and without the titles, to enable the user to find the subject matter and supporting enactment with which he is immediately concerned.

Where a title comprises several Acts, a list of all those Acts is given at the top of the title, each entry being accompanied by an indication of the subject matter which has justified its inclusion in the title.

At the beginning of the Index there is a chronological list of all the Acts referred to in the Index. Set against each Act in this list are the titles under which it appears, in part or in whole, in the work. Where the titles are divided into sub-titles, the list shows the sub-titles under which the various sections of any Act appear. Pure repealing provisions are not included in the list.

## EXTENT OF APPLICATION OF ACTS

In some titles in the Index the law set out therein applies throughout the United Kingdom. Where, in such a title there is included an enactment which is limited territorially, that enactment is shown with a distinguishing letter in brackets in front of it indicating the part of the United Kingdom to which that enactment solely relates, e.g. (E.), (S.), (N.I.). Acts which are of general application are shown in such titles without any distinguishing lettering.

Where the law covered by a particular title is contained in separate enactments according to the part of the United Kingdom where the law applies, the title is split up according to the countries affected and is separately indexed, e.g. "PUBLIC HEALTH, ENGLAND" and "PUBLIC HEALTH, SCOTLAND".

In regard to a third and rarer kind of title, although the general law on the subject-matter of the title is not territorially limited, there is, in addition, an appreciable quantity of additional legislation relating to one part of the United Kingdom only (in most cases, Scotland). Where this is so, the general law is shown under a title which has no territorial designation (e.g., RIVER) and the additional matter is shown under a separate title, similarly named, but with the appropriate territorial designation added (e.g., RIVER, SCOTLAND ") and with a cross-reference to the general title.

#### IRISH ENTRIES

The setting up of new legislatures in Northern and Southern Ireland necessitated in 1923 a change in the form of the Index. To the extent to which legislative powers were wholly handed over to the new legislatures, the relevant enactments were eliminated from the work. (This change is more fully explained in a footnote to the title "IRELAND, GOVERNMENT OF.") As a result of the change many former headings of Irish law were reduced to mere cross-references and many others were retained in respect of Northern Ireland only: in respect of Northern Ireland, moreover, the only matter so retained was that reserved for Imperial legislation.

#### REGULATIONS

Powers to make regulations, etc., contained in Acts are shown as ordinary entries in the various titles: but for any exercise of such powers reference should be made to the official Guide to Government Orders, published by H.M. Stationery Office.

#### APPENDICES

The Index is followed by a series of Appendices containing references to various public Acts of limited application which it has been considered unnecessary to index in detail.

A list of Measures of the National Assembly of the Church of England has been added as Appendix X.

#### GENERAL

Communications respecting the work should be addressed to the Director, Statutory Publications Office, 27, Abingdon Street, London, S.W.I.

April, 1956.

#### LIST OF PRINCIPAL ABBREVIATIONS.

```
A.F.A.
                         Air Force Act.
Admir,
                         Admiralty.
Agric, ...
                         Agriculture (or Agricultural).
am. ...
                         amended.
                         amendment.
                         applied.
appl. ...
applic. ...
                         applicable, application.
                         appendix.
аррх. ...
art. ...
                         article (or articles).
                         authority.
authy.
Bd. ...
                         Board.
C.
C. ...
C.A.M.
                    ... Colonies.
                         Church Assembly Measure (see Appendix X).
Codifying Act of Sederunt.
C.A.S. ...
cl. ...
                         clauses.
                         company.
                    ... commission.
Commn.
                    ... commissioners.
Commrs.
                         compensation.
conf. ...
                         confirmation, confirming,
consol.
                    ... consolidation, consolidated.
                    ... continuance or continued.
cont. ...
corp. ...
Crim. ...
                         corporation.
                     ... criminal.
                     ... criminal procedure.
crim. proc.
                    ... Court.
Ct. ...
Ctv. ct.
                    ... County court.
D.P.P.
                         Director of Public Prosecutions.
def. ...
                         definition.
                    ... Department
Dept. ...
                    ... Division.
Div. ...
E. ...
E. India Co.
                         England.
                         East India Company.
                     ... Ecclesiastical.
Edin. Gaz.
                         The Edinburgh Gazette.
educ. ...
E.L.C. ...
                     ... education.
                         Expiring Laws Continuance.
exc. ...
                     ... except.
                    ... Exchequer.
Exch. ...
excl. ...
expir. ...
                    ... excluded.
                   ... expiring.
                     ... explained.
expl. ...
                     ... extended.
ext.
                     ... Great Britain.
G. B. ...
Govt. ...
H. of C.
                    ... Government.
                    ... House of Commons.
... His Britannic Majesty's, Her Britannic Majesty's.
H.B.M.'s
                    ... House of Lords.
H. L. ...
                    ... His Majesty the King, Her Majesty the Queen.
... H. M. Stationery Office.
H. M. ...
H.M.S.O.
                         Ireland.
I. ...
                         incorporated.
incorp.
                     ... joint stock.
it. stock.
                         Judicial Committee.
jurisdiction.
Lord Chancellor.
Jud. Comm.
jdn. ...
L.C.
L.C. ...
                     ... London County Council.
                    ... Local Government Board.
L.G.B.
L. Lt. ...
                         Lord Lieutenant.
                         local.
loc.
                   ... The London Gazette
... Master of the Rolls.
Lond, Gaz.
                         The London Gazette.
M.R. ...
                    ... Matrimonial.
Matrim.
Merch. Shipp.
                         Merchant Shipping.
                    ... Merchant Shipping.
... Metropolis (or Metropolitan).
Metrop. ...
                     ... military.
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## LIST OF PRINCIPAL ABBREVIATIONS.

Min		Minister or Ministry.
mod		modified.
mods	***	modifications.
mun	***	municipal.
mun. corp.	111	. municipal corporations.
N.I	* * *	Northern Ireland.
Nat		. National.
0.		. Order.
O. in C.		. Order in Council.
occur	A 5 A A A	. occurring.
Off	4.974	Office, official.
P.M.G.	***	. Postmaster-General.
Parlt	***	. Parliament (or Parliamentary).
parl. pap.	4.4	. Parliamentary Paper.
perm	4.4.1	. permanent.
possn		. possession.
Pres	4.65	. President.
Proclam.	4 4 4 9	. Proclamation.
prosp		. prospectively.
prov	***	
prov	0.00	. proviso.
pt	v = v	. part.
publ		publication.
Q.S	5 0 5 ·	Quarter Sessions.
qu	* * *	query.
Γ	6.4.5	repeal, or repealed by.
R	a-10.00	Rule (or Rules).
R. S. C.	4.4.5	Rules of the Supreme Court.
refs	500	references.
Regs	222	Regulations.
retrosp.	7.7.7	retrospectively.
Rev. —.	9-6-5	Statutory Rules and Orders and Statutory Instruments
94		Revised, 3rd Edition, volume number.
rt.	Alexed e	right.
Ruff		Ruffhead's edit. of the Statutes by Serjeant Runnington, 1786.
S		Scotland or Scottish.
S.I		Statutory Instrument(s).
S.L.R		Statute Law Revision.
S. O. P. S. R. & O.		Stationary Office Publication.
S. R. & O. R		Statutory Rule(s) and Order(s). Statutory Rules and Orders Revised, 2nd Edition.
		6 1 1 1
Sch		C
Secy		
substit.		
		7.7
supers.		dama di an
tax tech		f - 1 - 1 - 1
tech. instn.		( -1 -1 -1 -1 -1 -1 -1 -1 -1 -1 -1 -1 -1
		Parametration was
temp		toward formed
Treas		Tenance
U.K		United Kingdom of Great Britain and Northern Ireland.
virt.		virtually.
W		Wales.
* * * * * * *		11.300

# TABLE OF STATUTES

showing the headings under which they appear in this work.

Heavy type denotes short title; capitals denote headings; figures following the headings denote divisions of the headings; figures in square brackets denote sections or schedules of the statute.

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52 Hen. 3. Stat.
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   c. 4
                    DISTRESS, 1.
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3 Edw. 1. Stat.
Westm. prim.
  (1275).
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  Westm. sec.
  (1285).
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18 Edw. 1. Stat.
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  90).
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                    LAND, 1, 4.
18 Edw. 1. (c) Stat.
                    ECCLESIASTICAL COURT, E., 1.
  de Consult.
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<sup>(</sup>a) 13 E. I. Stat. 4 and Art. agst. King's Prohib. Stat. temp. incert., Ruffhead
(b) 18 E. 1 St. 1. Quia Emptores Terr., Ruffhead.

<sup>(</sup>b) 18 E. 1 St. 1. Quia Emptores Terr., Ruffhead.(c) 24 E. 1, Ruffhead.

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25 Edw. 1. (a)
  Magna Carta
  (1297).
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                    CROWN DEBT : SURETY.
    c. 9
                    CHARTER: CINQUE PORTS: LONDON CITY, 1.
    c. 14
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                    RIVER, 3.
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25 Edw. 1. Stat. (a)
  Magna Carta
  (1297).
    c. 30
                    MERCHANT.
    c. 37
                    CHARTER.
                    FOREST, ENGLAND.
25 Edw. 1. (a)
  Carta de Foresta
25 Edw. 1. Con-
                    CHARTER : TAXES,
  firmatio Car-
  tarum (b)
25 Edw. 1. (c)
Stat. de Tallag.
                    CHARTER : PURVEYANCE : TAXES : WOOL,
28 Edw. 1. Artic.
  sup.
          Cart.
  (1300).
                    CONSPIRACY, 1: INFORMER: PROCUREMENT.
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9 Edw. 2. St. 1.
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     c. 14
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<sup>(</sup>a) 9 H. 3, Ruffhead.

<sup>(</sup>b) St. 1, Ruffhead.(c) 34 E, 1. St. 4, Ruffhead.

<sup>(</sup>d) St. 2, Ruffhead.

<sup>(</sup>e) 7 E. 1. St. 1, Ruffhead.

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Edw. 2. (a)
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  uncertain date.
provisions Distr'.
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  s'cii. (b) between
  cc. 13 & 14.
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  Arb. (d)
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    c. 11 (f)
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                ...
    c. 13 (h)
                     CROWN ; FISHERIES, E.
    c. 17 (i)
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Assisa de Foresta
                     FOREST.
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  (1326-7).
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                     FOREST.
    c. 9
                     CHARTER
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                     MAINTENANCE AND CHAMPERTY.
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    c. 1
                     CHARTER: CHURCH OF ENGLAND, 1: LONDON CITY, 1.
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                     BISHOP, E., 4.
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25 Edw. 3. St. 5.
  (1351-2).
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                * > *
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    (b) 51 H. 3. St. 4, Ruffhead.
(c) 33 E. 1. St. 3, Ruffhead.
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                                                (h) c. 11, Ruffhead.
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                                                (i) St. 2, Ruffhead.
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(k) St. 3, Ruffhead.

(f) c. 9, Ruffhead.

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34 Edw. 3. (1360
 -1).
    c. 1
                    Justices of the Peace. BARRATRY: COMMN. OF INQUIRY:
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15 Ric. 2. (1391).
    c. 2
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17 Ric. 2. (1393-4).
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7 Hen. 4. (1405-6).
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   (1414).
                     ECCLESIASTICAL COURT, E., 1.
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     c. 1
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26 Hen. 8. (1534).

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(a) In Ruffhead, in the Appendix of obsolete and curious Acts.

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31 Hen. 8. (1539).
  c. 10 ... | House of Lords Precedence, CROWN, 2 [2]: HOUSE OF LORDS, 1:
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                  [18].
32 Hen. 8. (1540).
              Tithe. ECCLESIASTICAL COURT, E., 1 [5]: TITHES, E., 1 [5].
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              Maintenance and Embracery. JURY, E., 4[3]: LIMITATION OF TIME [6]:
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33 Hen. 8. (1541-2).
  c. 9 ...
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  c. 13 ...
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  c. 27 ...
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34 & 35 Hen, 8, (1542-3).
              CROWN DEBT : CROWN LANDS, 2: PUBLIC ACCOUNTANT [1, 2] : APPEN-
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   c. 21 ...
              BISHOP, E., 2: DEAN AND CHAPTER: RELIGIOUS HOUSES: APPENDIX III.
                   (Crown Lands).
   c. 26 ...
              Laws in Wales. COUNTY OF CITY OR TOWN, E. [61]: HAVERFORDWEST
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35 Hen. 8, (1543-4).
  c. 2 ... | Treason. TREASON, 1 [2].
37 Hen. 8 (1545).
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  c. I ...
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  c. 4 ...
  c. 16 ...
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  c. 18 ... | APPENDIX III. (Crown Lands).
  c. 20 ... RELIGIOUS HOUSES.
1 Edw. 6. (1547).
  c. 1 ... Sacrament. CHURCH OF ENGLAND, 3: SACRAMENT.
c. 7 ... Justices of the Peace. JUSTICE OF THE PEACE, E., 1 [5], 2 [4].
c. 14 ... Dissolution of Colleges. COLLEGE, 1.
2 & 3 Edw. 6. (1548).
  c. 1 ... Act of Uniformity. BISHOP, E., 2[5, 12]: CHURCH OF ENGLAND, 3[2, 7]:
  CLERGY, 1: ECCLESIASTICAL COURT, E., 1 [12, 13].
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5 & 6 Edw. 6. (1551-2).
  c. 1 ... Act of Uniformity. BISHOP, E., 1, 2: CHURCH OF ENGLAND, 3: CLERGY,
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                Holy Days and Fasting Days. HOLIDAYS AND FAST DAYS, 1.
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1 Mar. sess. 1. (1554).
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1 Mar. sess. 2. (1554).
  c. 3 Brawling, Church of England, 2 3: Religious Worship 1
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1 Mar. sess. 3. (1554).
  c. 1 ... Queen Regent's Prerogative. CROWN, 2: QUEEN. c. 4 ... LORD STEWARD.
1 & 2 Ph. & M. (1554-5).
   c. 10 ... | Treason. TREASON, 1 [6, 8].
c. 12 ... | Distress. DISTRESS, 1 [1] : POUND.
2 & 3 Ph. & M. (1555).
   c. 7 ... | Sale of Horses. Horse: Markets and Fairs. c. 20 ... | Lancaster (Duchy), 2.
1 Eliz. (1558-9).
   C. 1 ... Act of Supremacy. BISHOP, E., 2[2], 4[2]: CANONS: CANTERBURY [2]: CHURCH OF ENGLAND, 1[1], 3[1, 2, 5]: CROWN, 2: ECCLES. COURT, E., 1[2]: EVIDENCE, 2[21]: FIRST FRUITS, E. [2]: MARRIAGE, 1[3], 2[2]: ROME, SEE OF [2, &c.]: SACRAMENT [5]: VISITORS [2].
                Act of Uniformity. BISHOP, E., 1 [2], 2 [2], 4 [2]: CLERGY, 1: ECCLES.
                       COURT, E., 1 [4, 11, 12].
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5 Eliz. (1562-3).

c. 18 ... Lord Keeper. Great Seal.
c. 23 ... Writ De Excommunicato Capiendo. Ecclesiastical court, E., 1:
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c. 28 ... CHURCH OF ENGLAND, 3: WALES, 2.

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13 Eliz. (1571).
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  c. 10 ...
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                  LEASE (corporation), 3 [2-4].
  c. 12 ... Ordination of Ministers. Benefice, E., 1 [7]: CLERGY, 1 [4], 2. c. 29 ... Oxford and Cambridge. OXFORD CITY: UNIVERSITY, E., 1.
14 Eliz. (1572).
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18 Eliz. (1575-6).
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31 Eliz. (1588-9).
  c. 5 ... | Common Informers. COMMON INFORMER [1].
  c. 6 ... Simony. Benefice, E., 1: Clergy, 1[9]: College, 1.
c. 11 ... Forcible Entry. Forcible entry.
c. 12 ... Sale of Horses. Horse: MARKETS AND FAIRS, 2.
35 Eliz. (1592-3).
  C. 3 ... BISHOP, E., 3: DEAN AND CHAPTER, 1: RELIGIOUS HOUSES: APPENDIX
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39 Eliz. (1597-8).
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43 Eliz. (1601).
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3 Ja. 1. (1605-6).
  c. 5 ... Presentation of Benefices. BENEFICE, E., 1.
7 Ja. 1. (1609-10).
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21 J. 1. (1623-4).
  c. 3 ... Statute of Monopolies. MONOPOLY, 2[4, 6, 9]: PATENT[4].
  c. 4 ...
              Common Informers. CRIMINAL PROCEDURE, 5. : PENAL STATUTE.
  c. 14 ...
             Intrusions. INTRUSION, INFORMATION OF : SCIRE FACIAS [2].
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  c. 16 ...
             Limitation. DISCLAIMER [5]: INFERIOR COURT, E., 2[6]: TRESPASS [5].
  c. 25 ... Crown Lands. CROWN LANDS, 2: LANCASTER (Duchy), 2.
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<sup>1</sup> Cha. 1. (1625).

c. 1 ... Sunday Observance. SUNDAY.

<sup>(</sup>a) 2 (vulgo 1) in Ruffhead.

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3 Cha. 1. (1627). c. 1 (a) | Petition of Right. ARMY, 5 : COURT-MARTIAL : CRIMINAL PROCEDURE. 7: CROWN, 2: IMPRISONMENT, 1: LOAN: MARTIAL LAW: PUNISHMENT, 5: TAXES. c. 2 (b) SUNDAY. 16 Cha. 1. (1640). c. 10 ... Habeas Corpus. COURT, E.: CRIMINAL PROCEDURE, 7: CROWN, 2: HABEAS CORPUS [6]: IMPRISONMENT, 1: MARTIAL LAW: PRIVY COUNCIL, 2[3]: PUNISHMENT, 5: STAR CHAMBER. c. 11 ... COMMISSION OF INQUIRY: COURT, E. [4]: HIGH COMMISSION, COURT OF Ship Money. ARMY, 5[2]: COURT-MARTIAL: CRIMINAL PROCEDURE, 7: CROWN, 2: IMPRISONMENT, 1: LOAN: MARTIAL LAW: PUNISHc. 14 ... MENT, 5: SHIP MONEY: TAXES. c. 16 ... Delimitation of Forests. FOREST. 12 Cha. 2. (1660). Parliament. PARLIAMENT, 1 [6]. ... c. 1 13 Cha. 2. St. 1. (1661). c. 1 ... Sedition. CROWN, 2: EVIDENCE, 2 [5]: HOUSE OF LORDS, 1 [7]: PARDON [7]: PARLIAMENT, 1: SEDITION, 1[3]. BENEVOLENCE [5]: CROWN, 2 [5]. C. 4 1.0-4 c. 5 Tumultuous Petitioning. PETITION: RIOT, 1. c. 6 ARMY, 1: CROWN, 2: MARINES, 1: NAVY, 1: c. 12 ... Ecclesiastical Jurisdiction. BISHOP, E., 2: COMMISSION OF INQUIRY: ECCLESIASTICAL COURT, E., 1. 14 (e) Cha. 2. (1662). City of London Militia. LONDON CITY (lieutenancy and trophy tax). c. 3 ... 2[1], 4[26]. Act of Uniformity. ALIEN, 2[11]: BENEFICE, E., 3[5]: BISHOP, E., 1 c. 4 [26]: CHURCH OF ENGLAND, 1; 3 [1, 13, 14, 18, 19, 23]: CLERGY, 1[10], 2: COLLEGE, 1[13]: PRAYER BOOK, E. [1, 20-24]: WALES, 2[23]. 15 Cha. 2. (1663). c. 6 ... Act of Uniformity (Explanation). CHURCH OF ENGLAND, 1 [4]: CLERGY, 2[6]. 16 & 17 Cha. 2. (1664-5). c. 5 ... Execution. EXECUTION, 3. 17 Cha. 2. (1665). c. 3 ... Augmentation of Benefices. BENEFICE, E., 2 [7, 8]: MORTMAIN, 2 [7, 8]. 18 & 19 Cha. 2. (1666). c. 11 (d) | Cestui que vie. DAMAGES, 1 [4]: ESTATE PUR AUTRE VIE. 19 & 20 Cha. 2. (1667-8). c. 8 ... | Dean Forest. APPENDIX III. (Crown Lands-Forests).

c. 12 ... | Bridges. BRIDGE, E., 1 [2].

22 Cha. 2. (1670).

<sup>(</sup>a) This precedes c. I in Ruffhead.

<sup>(</sup>b) c. 1 in Ruffhead.

<sup>(</sup>c) 13 & 14 Cha. 2 in Ruffhead.(d) 19 Cha. 2 c. 6 in Ruffhead.