

POLICE ACTS.

E. R. G.

Chief Constable's Office

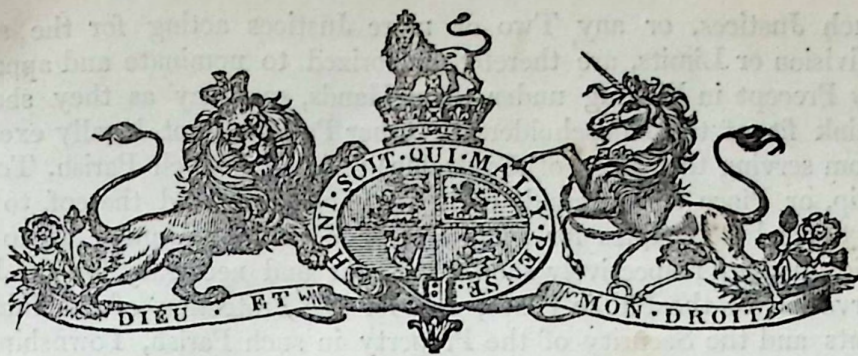
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January 24th 1857

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ANNO SECUNDO & TERTIO

VICTORIÆ REGINÆ.

C A P. XCIII.

An Act for the Establishment of County and District Constables by the Authority of Justices of the Peace. [27th August 1839.]

WHEREAS by an Act passed in the Second Year of the Reign of His late Majesty, intituled *An Act for amending the Laws relative to the Appointment of Special Constables*, 1 & 2 W. 4. c. 41. and for the better Preservation of the Peace, it is amongst other things enacted, that in all Cases where it should be made to appear to any Two or more Justices of the Peace of any County, Riding, or Division having a separate Commission of the Peace, or to any Two or more Justices of the Peace of any Liberty, Franchise, City, or Town in *England* or *Wales*, upon the Oath of any credible Witness, that any Tumult, Riot, or Felony had taken place or might be reasonably apprehended in any Parish, Township, or Place situate within the Division or Limits for which the said respective Justices usually act, and such Justices should be of opinion that the ordinary Officers appointed for preserving the Peace are not sufficient for the Protection of the Inhabitants and the Security of the Property in any such Parish, Township, or Place as aforesaid, then and in every such Case

10 M such

5 & 6 W. 4.
c. 43.

Justices in
Quarter Ses-
sions may
report to the
Secretary of
State the
Necessity of
an additional
Appoint-
ment of
Constables.

Limitation of
Numbers.

Alteration of
Number of
Constables.

such Justices, or any Two or more Justices acting for the same Division or Limits, are thereby authorized to nominate and appoint, by Precept in Writing under their Hands, so many as they should think fit of the Householders or other Persons (not legally exempt from serving the Office of Constable) residing in such Parish, Township, or Place as aforesaid, or in the Neighbourhood thereof, to act as Special Constables for such Time and in such Manner as to the said Justices respectively should seem fit and necessary for the Preservation of the Public Peace, and for the Protection of the Inhabitants and the Security of the Property in such Parish, Township, or Place: And whereas the Powers of Justices of the Peace for making such Appointments as aforesaid were enlarged by an Act passed in the Sixth Year of the same Reign, intituled *An Act for enlarging the Powers of Magistrates in the Appointment of Special Constables*: And whereas it is expedient that the Powers of the said Justices for appointing Constables be further enlarged, and that Powers be given for charging the Expenses of paying such Constables upon the several Divisions in which they shall be appointed: 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, That in all Cases where it shall be made to appear to the Justices of the Peace of any County in England or Wales in General or Quarter Sessions assembled, or at any Adjournment thereof, that the ordinary Officers appointed for preserving the Peace are not sufficient for the Preservation of the Peace, and for the Protection of the Inhabitants, and for the Security of Property within the County, it shall be lawful for them to set forth the same, by a Report in Writing under the Hands of the Majority of the Justices there present, and to declare how many Constables are needed in their Opinion to be appointed within their County for the Purposes aforesaid, and the Rates of Payment which it would be expedient to pay to the Chief and other Constables; and every such Report shall be sent to One of Her Majesty's Principal Secretaries of State: Provided always, that the Number of Constables shall not be more than One Man for every Thousand of the Inhabitants according to the last Parliamentary Enumeration of the Population for the Time being, the Population of the Boroughs and Towns herein-after excepted from the Operation of this Act being deducted therefrom.

II. And be it enacted, That it shall be lawful for the Justices assembled in General or Quarter Session, from Time to Time, with the Consent of One of Her Majesty's Principal Secretaries of State, to increase or diminish the Number of Constables first appointed under this Act for their County.

Rules for
their Go-
vernment,
Pay, &c.

III. And whereas it is expedient that the Rules for the Government, Pay, Clothing, and Accoutrements and Necessaries of such Constables as may be appointed under this Act be uniform, as nearly
as

See page 2 at
end of book

see
page
683

vide New Scale of Pay for
1st Class Constables and Secretary
of States letter dated July 10th
1865.

as may be: Be it enacted, That such Rules shall be from Time to Time made by One of Her Majesty's Principal Secretaries of State, but not so as to increase the Number of Men proposed to be appointed; and the Rules so made shall be sent to the Clerk of the Peace for each County in which or in any Division of which this Act shall be in operation; and it shall be lawful for the Secretary of State, upon the Representation of the Justices of the County setting forth any special Reasons, to amend or add to such Rules so as to make them applicable to the special Circumstances of such County; and all such Rules shall be binding on all Persons whom they may concern; and Copies of all such Rules shall be laid before both Houses of Parliament within Six Weeks after the making thereof, if Parliament is then sitting, and if Parliament is not sitting then within Six Weeks after the next Meeting of Parliament.

to be made:
by the Secretary of
State.

IV. And be it enacted, That as soon as any such Rules, as finally settled, shall have been received from the Secretary of State, the Justices of the County in General or Quarter Session assembled, or at any Adjournment thereof, shall, subject to the Approval of the Secretary of State, appoint a Person duly qualified according to the Rules to be Chief Constable of the County, and in every Case of Vacancy of the Office shall, subject to the like Approval, appoint another fit Person in his Room; and every Chief Constable so to be appointed may hold his Office until dismissed by the Justices in General or Quarter Session assembled, or at any Adjournment thereof: Provided always, that when any County shall have been divided for the Purpose of returning Members to serve in Parliament for each Division it shall be lawful to appoint Two Chief Constables for such County, if the Justices of such County shall think fit: Provided also, that it shall be lawful to appoint the same Chief Constable for Two or more adjoining Counties or Parts of Counties, if the Justices of such Counties in General or Quarter Session assembled shall mutually agree to join in such Appointment.

One or more
Chief Con-
stables of the
County to be
appointed,
who may
serve for
more than
One County.

V. And be it enacted, That, with the Notice of the Time of holding any such General or Quarter Session, or Adjournment thereof, as now required by Law, Notice shall be given of the Day and Hour at which any Business relating to the Adoption of this Act, or the Appointment or Dismissal of any Chief Constable, under this Act, or the Increase or Diminution of the Number of Constables, will begin at such Session; and the Clerk of the Peace of each County shall give such Notice as last mentioned on the Requisition of any Five Justices acting for such County.

Notice of
Proceedings
under this
Act to be
inserted in
Notices now
required by
Law.

VI. And be it enacted, That, subject to the Approval of Two or more of the Justices of the County in Petty Sessions assembled, the Chief Constable shall appoint the other Constables to be appointed for the County, and a Superintendent to be at the Head of the Constables.

Chief Con-
stable to
appoint the
Petty Con-
stables.

Constables

vide P. 684
Sec. XXVI Cap. 88

See S.J.C.
minutes March 1904
Reg 6/11

Constables in each Division of the County, and at his Pleasure may dismiss all or any of them, and shall have the general Disposition and Government of all the Constables so to be appointed, subject to such lawful Orders as he may receive from the Justices in General or Quarter Session assembled, or at any Adjournment thereof, and to the Rules established for the Government of the Force.

Chief Con-
stable em-
powered to
appoint a
Deputy,
under certain
Restrictions.

VII. And be it enacted, That the Chief Constable shall, subject to the Approval of the Justices in General or Quarter Sessions assembled, or at any Adjournment thereof, appoint One of the Superintendents to act as his Deputy in case of his being incapable, from Illness or necessary Absence from the County, to perform the Duties of Chief Constable of the County; and the Deputy so appointed shall in such Case as aforesaid, and also in case of any Vacancy of the Office of Chief Constable by Death or otherwise, have all the Powers, Privileges, and Duties of the Chief Constable: Provided always, that no Deputy Chief Constable shall be capable of continuing to act with the Powers of Chief Constable during any Vacancy of the Office for more than Three Calendar Months after the Vacancy has been occasioned.

Constables
to have the
Authority of
Special Con-
stables under
1 & 2 W. 4.
c. 41.

VIII. And be it enacted, That the Chief Constable and other Persons so appointed shall be sworn as Constables before a Justice of the County, and shall have all the Powers, Privileges, and Duties throughout the County, and also in all Liberties and Franchises and detached Parts of other Counties locally situated within such County, and also in any County adjoining to the County for which they are appointed, which any Constable duly appointed has within his Constablewick by virtue of the Common Law, or of any Statute made or to be made; and every Provision of the first-recited Act shall be deemed to extend to the Constables appointed under this Act, except as to the Manner of their Appointment and Dismissal, the Time for which they shall serve, and the Manner in which their Allowances shall be paid, or as to any Matter herein expressly otherwise provided.

Constables
disqualified
from voting
at certain
Elections.

IX. And be it enacted, That no Chief Constable or other Constable appointed by virtue of this Act shall, during the Time he shall continue to be such Constable, or within Six Calendar Months after he shall have ceased to be such Constable, be capable of giving his Vote for the Election of a Member to serve in Parliament for the County in which he is so appointed, or for any County adjoining thereunto, or for any City or Borough within any of the said Counties; nor shall any such Constable, by Word, Message, Writing, or in any other Manner, endeavour to persuade any Elector to give, or dissuade any Elector from giving, his Vote for the Choice of any Person to be a Member to serve in Parliament for any such County, City, or Borough; and if any such Constable shall offend therein he shall forfeit the Sum of Twenty Pounds, to be recovered by any Person who will sue for the same

by

repealed by 50 & 51 Vic. c. 9 (Sec 1)
Hatched

by Action of Debt, to be commenced within Six Calendar Months after the Commission of the Offence; and one Moiety of the Sum so recovered shall be paid to the Informer, and the other Moiety thereof to the Treasurer of the County, to be by him applied for the Purposes of the Police under this Act: Provided always, that nothing in this Enactment contained shall subject any Constable to any Penalty for any Act done by him at or concerning any of the said Elections in the Discharge of his Duty.

X. And be it enacted, That all Chief or other Constables appointed under this Act shall be restrained from employing themselves in any Office or Employment for Hire or Gain other than in the Execution of their Duties under this Act, and shall be exempt from being returned and from serving upon any Juries or Inquests whatsoever, or in the Militia, nor shall they be inserted in any Jury Lists while they shall continue to be such Constables.

Constables appointed under this Act not to exercise any other Employment, &c.

XI. And be it enacted, That no Office or Employment as a Chief Constable or Constable under this Act shall prevent the Holder thereof from receiving any Half Pay to which, if he did not hold or have such Office or Employment, he might be or become entitled.

Not to prevent Constables from receiving Half Pay.

XII. And be it enacted, That every Constable appointed under this Act who shall be guilty of any Neglect or Violation of Duty in his Office of Constable, and shall be convicted thereof before any Two Justices of the Peace for the County, shall be liable to a Penalty not more than Ten Pounds, the Amount of which Penalty may be deducted from any Salary then due to such Offender, or, in the Discretion of the Justices by whom he shall be convicted, may be imprisoned with or without Hard Labour, for any Time not more than One Calendar Month.

Penalty on Constables for Neglect of Duty.

XIII. And be it enacted, That no Constable appointed under this Act shall be at liberty to resign his Office, or to withdraw himself from the Duties thereof, unless expressly allowed so to do, in Writing, by the Chief Constable or Superintendent under whom he may be placed, or unless he shall give to such Chief Constable or Superintendent One Calendar Month's Notice of his Intention; and every Constable who shall so resign or withdraw himself without such Leave or Notice shall be liable, on being convicted thereof before any Two Justices of the Peace for the County, to forfeit all Arrears of Pay then due to him, or to a Penalty not more than Five Pounds.

Constables not to resign without Leave or Notice.

XIV. And be it enacted, That every Constable appointed under this Act who shall be dismissed from or shall cease to hold and exercise his Office, and who shall not forthwith deliver over all the Clothing, Accoutrements, Appointments, and other Necessaries which may have been supplied to him for the Execution of his Duty, to the Chief

Constables dismissed to deliver up Accoutrements, &c.

Constable or Superintendent, or to such Person and at such Time and Place as shall be directed by the said Chief Constable or Superintendent, shall be liable, on being convicted thereof before any Two Justices of the Peace for the County, to Imprisonment, with or without Hard Labour, for any Time not exceeding One Calendar Month; and it shall be lawful for any Justice of the Peace to issue his Warrant to search for and seize to the Use of the County Police all the Clothing, Accoutrements, Appointments, and other Necessaries which shall not be so delivered over, wherever the same may be found.

Penalty on
unlawful
Possession
of Accoutre-
ments, and
assuming
Dress of
Constables.

XV. And be it enacted, That every Person, not being a Constable appointed under this Act, who shall have in his Possession any Article, being Part of the Clothing, Accoutrements, or Appointments supplied to any such Constable, and who shall not be able satisfactorily to account for his Possession thereof, or who shall put on the Dress, or take the Name, Designation, or Character of any Person appointed as such Constable, for the Purpose of thereby obtaining Admission into any House or other Place, or of doing or procuring to be done any Act which such Person would not be entitled to do or procure to be done of his own Authority, or for any other unlawful Purpose, shall, in addition to any other Punishment to which he may be liable for such Offence, be liable, on being convicted thereof before any Two Justices of the Peace for the County, to a Penalty not more than Ten Pounds.

Penalty on
Publicans
harbouring
Constables
during the
Hours of
Duty.

XVI. And be it enacted, That if any Victualler or Keeper of any House, Shop, Room, or other Place for the Sale of any Liquors, whether Spirituous or otherwise, shall knowingly harbour or entertain any Constable belonging to the said Force, or permit such Constable to abide or remain in his House, Shop, Room, or other Place, during any Part of the Time appointed for his being on Duty, every such Victualler or Keeper as aforesaid, being convicted thereof before any Two Justices of the Peace for the County, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as they shall think meet.

Chief Con-
stable to
attend at
Quarter
Sessions.

XVII. And be it enacted, That every Chief Constable, unless prevented by sufficient Cause, shall attend every General and Quarter Session of the Justices of the County, and at every Adjournment thereof, and shall make quarterly Reports to the Justices of all Matters which they shall require of him concerning the Police of the County, and shall obey all lawful Orders and Warrants of the said Justices in the Execution of his Duty; and that the Superintendents of Divisions shall in like Manner attend every Session of the Justices holden for their respective Divisions, and shall make the like Reports to the Justices of such Divisions.

Allowances
for necessary
Expenses.

XVIII. And be it enacted, That, in addition to the Salary to be paid to the Chief Constable of the County, reasonable Allowances shall be

vide this for expenses incurred
by police, not recoverable in any
other way

be made to him for extraordinary Expenses necessarily incurred by him, and by the Constables under his Orders, in the Apprehension of Offenders, and in the Execution of his and their Duty under this Act; which Allowances shall be examined and audited by the Justices of the County in Quarter Sessions assembled.

XIX. And be it enacted, That it shall be lawful for the Justices of any County in General or Quarter Session assembled, in case they shall not resolve on appointing Constables under this Act for the whole of their County, to resolve, with the Approval of the Secretary of State, on appointing Constables under this Act for any Division of the County for which Special or Petty Sessions of the Peace are holden, or for any Number of such Divisions of the County; and for that Purpose they, or the greater Number of them there assembled, not being less than Two, shall have all the Powers with regard to such Division or Divisions which they have with respect to the whole County under the Provisions herein-before contained; and all the Provisions herein-before contained with respect to the whole County shall be deemed to apply to such Division or Divisions as if it or they were the whole County; and the Provisions relating to the Chief Constable shall be deemed to apply to the Superintendent of each Division: Provided always, that if Constables shall be appointed under this Act in any Number of adjoining Divisions, a separate Police Establishment shall not be formed for each Division, but the whole shall be consolidated into One Police Establishment for the whole of such adjoining Divisions, and that if this Act shall be afterwards adopted for the whole County the several divisional Establishments of Police shall be consolidated and form Part of the general County Police Establishment.

Constables
may be ap-
pointed for
separate
Divisions.

XX. And be it enacted, That the Salaries and Allowances of the Chief Constable and other Constables, and all other Expenses incurred in providing them with such Clothing, Accoutrements, and Necessaries as are allowed by the Rules, and in putting this Act in execution, shall be paid by the Treasurer of the County out of the County Rate.

Expenses to
be defrayed
out of the
County
Rate.

XXI. And be it enacted, That where this Act shall be adopted for any Division or Divisions, and not for the whole County, it shall be lawful for the Justices of the Peace for the said County assembled at any Quarter Sessions of the Peace, or any Adjournment thereof, from Time to Time to order the County Rates made upon the said Division or Divisions to be increased, and for that Purpose to rate every Parish, Township, and other Place, whether Parochial or Extra-parochial, within such Division or Divisions, in the same Manner as now authorized and practised by Law for County Rates, at such additional Sum over and above the Sum needed for the other Purposes of the County Rates as shall be needed for raising from such Division or Divisions

The Rates to
be made on
each Divi-
sion where
there are
Constables
may be in-
creased.

Divisions respectively the Sums needed for the Purposes of this Act within such Division or Divisions respectively, and the total Amount of County Rate, increased as aforesaid, to be levied upon every Parish, Township, and Place within any such Division, shall be specified in the Warrants issued for the Purposes of the County Rates by the Justices to the High Constables of every Hundred or other such District within the County comprising any Part of the said Division, and the High Constables shall issue their Warrants accordingly to the Overseers of the Poor and others authorized in that Behalf in every Parish, Township, and Place within the said Division or Divisions.

Regulations
as to County
Rate to ap-
ply to the
increased
Rates levied
hereby.
55 G. 3. c. 51.

XXII. And be it enacted, That all the Provisions of an Act passed in the Fifty-fifth Year of the Reign of His late Majesty King *George the Third*, intituled *An Act to amend an Act of His late Majesty King George the Second, for the more easy assessing, collecting, and levying of County Rates*, or any other Act in force touching the making, collecting, or recovering County Rates, shall extend and apply to the making, collecting, and recovering the several increased Rates hereby authorized to be made, as fully as if the same increased Rates were made equally throughout the whole County.

Treasurer
to keep
separate
Accounts of
the Rates
levied under
this Act.

XXIII. And be it enacted, That the Treasurer of the said County shall keep a separate Account of the several Sums by him received and paid under this Act, and if the Act is not adopted for the whole County, separate Accounts for every Division or Set of adjoining Divisions having a separate Establishment of Constables under this Act, and shall produce the same to the Justices assembled at every Quarter Sessions of the Peace for the said County, and the same shall be examined and audited by the said Justices, and, being allowed and passed by them, shall be deposited with the Clerk of the Peace for the said County, to be kept among the Records thereof, and that such Allowance of the said Justices shall be a sufficient Release and Discharge to such Treasurer; and the said Justices so assembled as aforesaid may from Time to Time order such Allowance as they shall think reasonable to be paid out of the general Stock of the said County to the said Treasurer for his Trouble in the Execution of this Act.

Exemption
of Borough
Towns.

5 & 6 W. 4.
c. 76.

XXIV. Provided always, and be it enacted, That nothing in this Act contained shall extend to authorize the Justices of the Peace of any County to appoint any Constable within any Borough incorporated under the Provisions of an Act passed in the Sixth Year of the Reign of His late Majesty, intituled *An Act to provide for the Regulation of Municipal Corporations in England and Wales*, or under the Provisions of any Charter granted in pursuance of the said Act; nor shall any such Borough for which a separate Court of Quarter Sessions of the Peace shall be holden, be liable to contribute to the Expenses of this Act, or to be charged with any Part thereof in their Account with the Treasurer of such County.

XXV. And

XXV. And be it enacted, That upon the Appointment of Constables under this Act in any County, or in any Division or Divisions of a County, the Power to appoint and pay, and to make Rates for paying, any Constables, in any Hundred, Parish, Township, or Place within such County, Division or Divisions, except such Boroughs as aforesaid, other than High Constables, or other than Special Constables appointed under the Provisions of the first-recited Act, or of any Act made for enlarging the Powers of Magistrates under the said Act, or otherwise than under this Act, and also all the Powers and Duties of all such Constables, shall cease and determine; and all Sums of Money then already levied for the Purpose of such other Constables shall be applied, after defraying all Charges to which the same are then liable, in and towards Payment of the County Rates levied upon such Hundred, Parish, Township, or Place: Provided always, that all Arrears of Rates made for the Purposes aforesaid shall be levied and collected as if this Act had not been made: Provided also, that nothing herein contained shall prevent or invalidate the Appointment of Parochial Constables: Provided also, that nothing herein contained shall prevent the Appointment of any Constable to act as Returning Officer in any Election, whenever such Appointment may be necessary.

Discontinu-
ance of Con-
stables under
local and
other Acts
where this
Act is in
operation.

XXVI. Provided always, and be it enacted, That, notwithstanding anything herein contained, the Power to appoint and pay, and to make and levy Rates for paying, Constables, under any Act of Parliament made for watching any Town, Parish, or Place, which by the last Parliamentary Enumeration of the Population contained more than Ten thousand Inhabitants, and the Powers and Duties of all Constables appointed by the Commissioners for the Execution of any such Act, shall continue, as if this Act had not been made, for Two Years after the passing of this Act, and thence until the End of the then next Session of Parliament.

Not to affect
for Two
Years any
Places where
the Popu-
lation is more
than 10,000.

XXVII. And be it enacted, That for the Purposes of this Act all detached Parts of Counties, and also all Liberties and Franchises, (other than such incorporated Boroughs as aforesaid,) shall be considered as forming Part of that County by which they are surrounded, or if partly surrounded by Two or more Counties then as forming Part of that County with which they have the longest common Boundary; and so much of every such detached Part of any County, or of any Liberty and Franchise, which is not of itself an entire Hundred, Wapentake, Ward, Rape, Lathe, or such other Division of a County, shall be considered as forming Part of that Hundred, Ward, Wapentake, Rape, Lathe, or such other Division whereby it shall be surrounded in the County of which it shall be considered a Part for the Purposes of this Act, or if partly surrounded by Two or more Hundreds, Wapentakes, Wards, Rapes, Lathes, or such other Divisions, then as forming Part of that one with which it shall have the longest common Boundary.

Certain Li-
berties, &c.
considered
as forming
Parts of
Counties for
Purposes of
this Act.

Meaning of
"County."

XXVIII. And be it enacted, That in construing this Act the Word "County" shall be construed to mean County, Riding, or Division having a separate Court of Quarter Sessions of the Peace, or in which separate County Rates are made; and that all Things herein-before authorized to be done at Quarter Sessions may be done by the Justices in General Sessions assembled in those Counties in which County Rates are made in General Sessions; and that nothing herein contained shall extend to any Part of the Metropolitan Police District.

Act may be
amended.

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

LONDON:

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Printers to the Queen's most Excellent Majesty. 1856.



ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

C A P. LXXXVIII.

An Act to amend the Act for the Establishment of
County and District Constables.

[7th August 1840.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act for the Establishment of County and District Constables by the Authority of Justices of the* 2 & 3 Vict. c. 93.

Peace; and it is expedient to make additional Provisions for facilitating the Execution thereof, and otherwise to amend the same: 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 no Toll shall be demanded or taken on any Turnpike Road or Bridge for any Horse, or Police Van, Carriage, or Cart, passing along such Road or Bridge, in the Service of the Police established under the Provisions of the said Act; provided that the Constable in charge of such Horse, Van, Carriage, or Cart, if not the Chief Constable, shall produce an Order in Writing under the Hand of the Chief Constable, or shall have his Dress according to the Regulations of the Police Force at the Time of claiming the Exemption; and every Person who shall fraudulently claim or take the Benefit of the Exemption from Toll herein contained, not being lawfully entitled thereunto, shall for every such Offence be liable to a

Horses, &c.
in the Service
of the Police
exempted
from Toll.

Penalty not more than Five Pounds; and in all such Cases the Proof of Exemption shall be upon the Person claiming the same.

Outlying
Districts
may be
transferred
from one
County to
another.

2 & 3 Vict.
c. 82.

II. And whereas by the said Act it is provided, that, for the Purposes of the said Act, all detached Parts of Counties shall be considered as Part of that County by which they are wholly or partly surrounded: And whereas many populous Towns are situated in more than One County, and also the Boundary of many Counties is so irregular that Parts thereof, although not wholly separated from the main Body of the County, may yet be more conveniently united, for the Purposes of the said Act, with some neighbouring County: Be it enacted, That it shall be lawful for the Justices of any Two or more neighbouring Counties, in their several General or Quarter Sessions assembled, from Time to Time to agree that such Parts of their several Counties as to them shall seem fit shall, for the Purposes of the said Act, be considered as forming Part of any other of the said Counties; and whenever any such District shall be so transferred, for the Purposes of the said Act, from one County to another, with the Consent of the Justices of both the last-mentioned Counties, such District shall be considered, for the Purposes of the said Act, as if it were detached from the County to which it belongs, and wholly surrounded by the County to which it is so transferred; and all the Provisions contained herein or in the said Act, or in an Act passed in the last Session of Parliament, intituled *An Act for the better Administration of Justice in detached Parts of Counties*, respecting detached Parts of Counties, shall be taken to apply to such transferred Districts.

So much of
first-recited
Act as directs
the Expenses
to be paid
out of the
County Rate
repealed; and
Justices in
General or
Quarter
Sessions to
make a Police
Rate.

III. And be it enacted, That so much of the first-recited Act as provides that the Expenses of putting the said Act in execution shall be paid out of the County Rate shall be repealed; and that, for the Purposes of defraying the Expenses of the said Act in any County in which or in any Part of which the said Act shall be put in force, the Justices of such County in General or Quarter Session assembled shall make a fair and equal Police Rate, and for that Purpose shall assess and tax the whole District for which the Constables are appointed rateably and equally, according to a certain Pound Rate of the full and fair annual Value of all Messuages, Lands, Tenements, and Hereditaments liable to the County Rate, or which, if the whole of the said District were to all Intents and Purposes within their County, would be liable to the County Rate therein, including all detached Parts of other Counties, and also all Liberties and Franchises (except as herein-after excepted) which are locally situated in such County, or wholly or partly surrounded by such County, and declared by the said Act to be considered as forming Part of such County for the Purposes of the said Act, but excluding all detached Parts of the said County, all Parts of the County contributing to the Police Rate of any other County or to the Metropolitan Police Rate, and all incorporated Boroughs which are or shall be within the Provisions of an Act passed in the Sixth Year of the Reign of His late Majesty for regulating Corporations, or of any Charter granted in pursuance of the last-recited Act, or of any Act made for the Amendment thereof, and all those Towns and Places for which Constables
or

or Watchmen shall have been appointed under the Act passed in the Fourth Year of His late Majesty making Provisions for the lighting and watching of Parishes in *England* or *Wales*, or under any Local Act authorizing the Appointment of Constables or Watchmen in any Town or Place, and authorizing Rates to be made for defraying the Expenses of such Constables or Watchmen, and shall not be discontinued before the passing of this Act until they shall be discontinued, or until the Chief Constable of the County within which, for the Purposes of this and the said first-recited Act, such Parish, Town, or Place is situated, shall have notified, as he is herein-after empowered to do, that he is ready to undertake the Charge of such Parish, Town, or Place: Provided always, that all Expenses of putting the said Act in execution before the passing of this Act shall be paid out of the County Rate as if this Act had not been made

IV. And be it enacted, That the Value of all Property rateable for the Purposes of the said Act shall be computed by the said Justices according to the last Valuation for the Time being acted upon in assessing the County Rate or Liberty Rate, or Rate in the Nature of a County Rate (if any), to which such Property is rateable, unless, in the Case of any Liberty or Franchise or detached Part of any County, the Justices of the County in which such Liberty or Franchise or detached Part is situated shall be dissatisfied with such Valuation.

How Property rateable is to be valued.

V. And be it enacted, That every Police Rate which the Justices shall have made as aforesaid shall be collected in their County from the Persons who are liable to contribute thereunto with and as Part of the County Rate; and the Warrants issued by the Justices to the High Constables, and by the High Constables to the Overseers and others required to collect the County Rates, shall distinguish between the Rates to be levied from those Places which are liable to the Police Rate in that County and those which are not liable thereunto, and shall state how much is levied for the County Rate, and how much for the Police Rate, and the said Rates shall be levied accordingly

Police Rate to be levied with the County Rate.

VI. And be it enacted, That it shall be lawful for the Justices of any County in General or Quarter Session assembled, for the Purpose of obtaining the Sum which ought to be contributed from any detached Part of any other County, or any Liberty or Franchise not contributing to the County Rate of such first-mentioned County, towards any such Police Rate, from Time to Time to issue a Warrant under the Hands of Two or more of them, by which Warrant they shall require the Treasurer of the County to which such detached Part belongs, or the Treasurer or other Person (if any) having the Receipt of any Liberty Rate, or Rate in the Nature of a County Rate levied within such Liberty, to pay to the Treasurer of such first-mentioned County, out of the Monies collected by way of County Rate, Liberty Rate, or Rate in the Nature of a County Rate, the Amount mentioned in the Warrant; and that the Person to whom any such Warrant shall be directed shall, within Forty Days from the Delivery of such Warrant to him, pay the Amount to the Treasurer of the County from which such Warrant shall have issued, and shall

Contributions on account of Liberties and detached Parts of Counties.

Heard

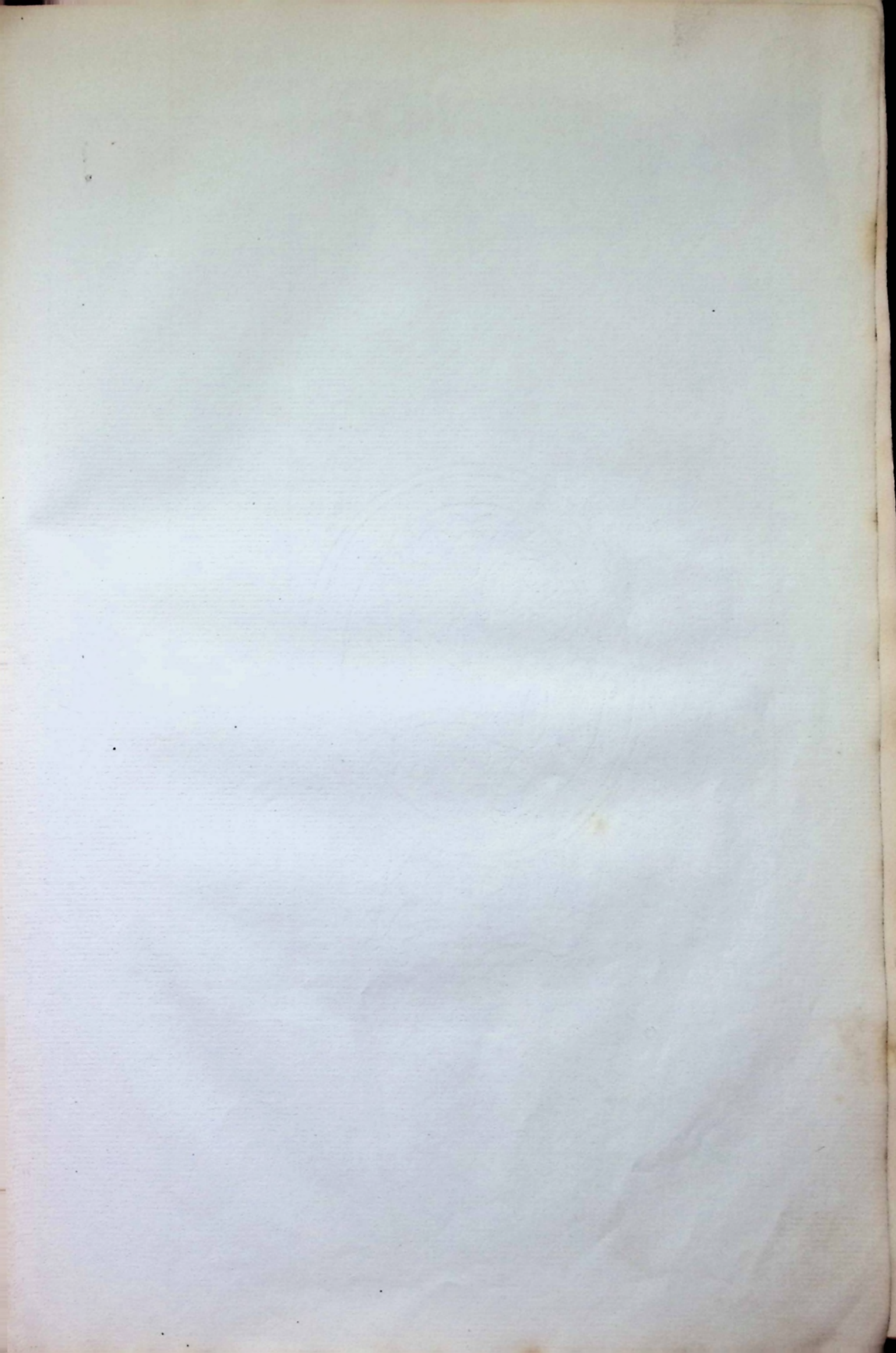
shall be allowed for the same in his Accounts with his County or Liberty; and every such Warrant shall specify the Rate in the Pound at which the Sum mentioned therein shall be computed.

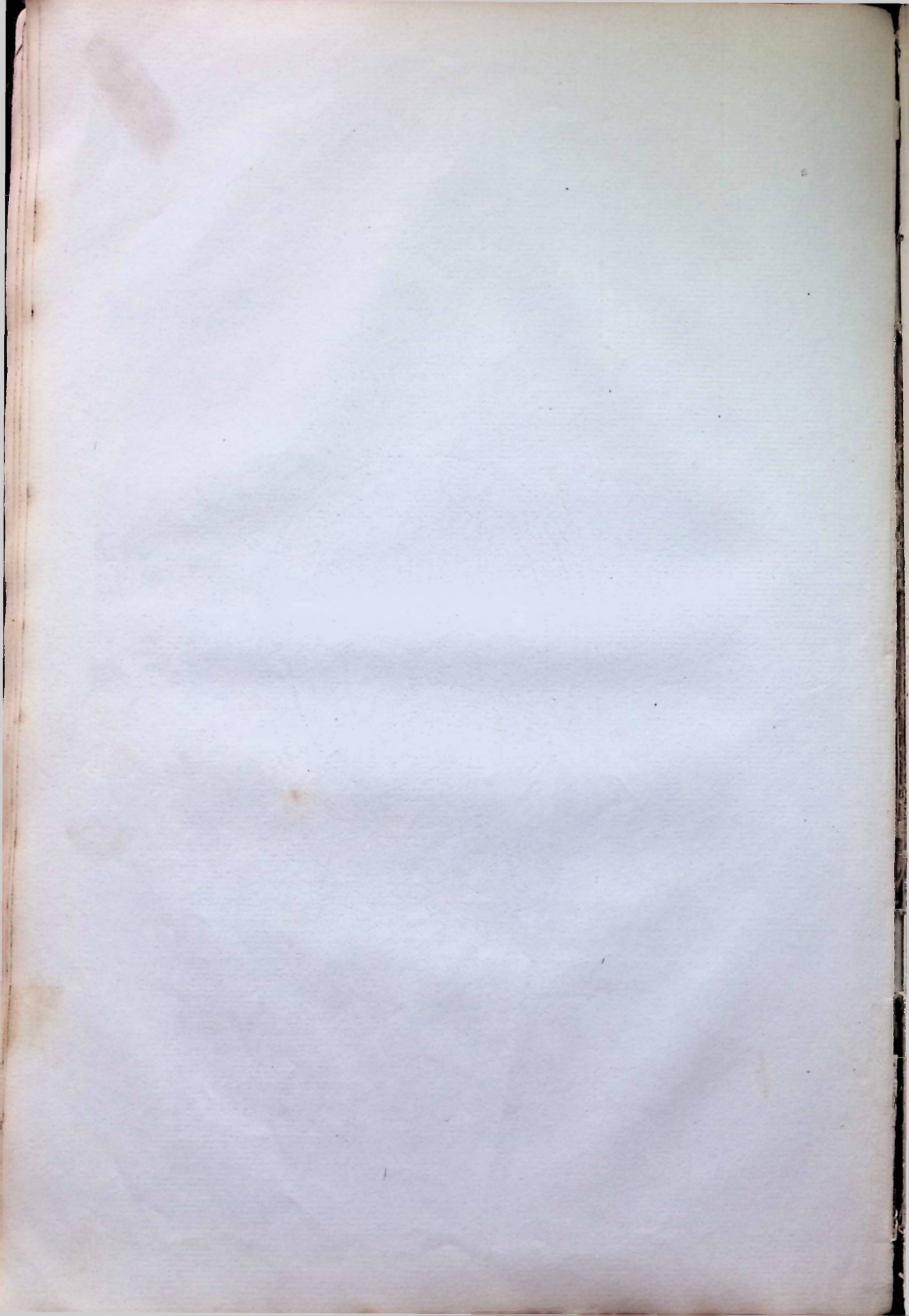
How Treas-
urer of such
other County
or Liberty
shall be re-
imbursed.

VII. And be it enacted, That for the Purpose of reimbursing the Treasurer or other Person by whom any such Sum shall have been paid, the Justices of the County to which such detached Part belongs, or of the Liberty or Franchise, as the Case may be, shall order a Police Rate to be made, at the Rate mentioned in the Warrant, upon such detached Part of their County, or upon such Liberty or Franchise respectively, which shall be levied and collected thereon with and as Part of the County Rate, Liberty Rate, or Rate in the Nature of a Liberty Rate, to which such detached Part of a County or such Liberty or Franchise is liable, in like Manner as the Police Rate is levied and collected by Order of the Justices of any County for the Expenses of the Police of their own County.

In case of
Default, or
for other
good Cause,
the Amount
may be levied
on the Inha-
bitants.

VIII. And be it enacted, That if Payment shall not be made within the said Forty Days, according to the Exigency of the Warrant, or if there shall be no Person to whom such Warrant can be directed, or no County Rate, Liberty Rate, or Rate in the Nature of a County Rate, to which the Inhabitants of such Liberty or detached Part of another County contribute, or if the Justices of the first-named County shall be dissatisfied with the Valuation upon which such Rate was assessed, or if, for any other Reason, it shall seem more convenient to the Justices of the first-mentioned County, it shall be lawful for them to levy the full Amount of the Police Rate upon any such detached Part of another County or Liberty or Franchise in respect of which such Amount is demandable; and for the Purpose of levying and collecting such Rates the Justices of such first-mentioned County shall have, within every such detached Part of another County, and within every such Liberty and Franchise respectively, the same Powers which they have for levying and collecting County Rates within the Limits of their own Commission; and such Rates may be levied and collected by the like Methods, and subject to the same Right of Appeal, as if such detached Parts of another County or such Liberty or Franchise respectively were Part of such first-mentioned County, and within the Hundred, Wapentake, Ward, Rape, Lathe, or such other Division of the County in which they are locally situated, or, if not wholly lying in One Hundred, Wapentake, Ward, Rape, Lathe, or such other Division, in that One with which they have the longest common Boundary respectively; and the High Constable of every such Hundred, Wapentake, Ward, Rape, Lathe, or such other Division, on the Receipt of a Warrant to that Effect under the Hands of Two or more of the said Justices, shall collect the said Rates; and the Overseer of the Poor, or in default of Overseers, or in case there shall be no separate Rate for the Relief of the Poor in any Portion of such detached Part or Liberty or Franchise, such Person or Persons as the Justices of the first-mentioned County in Quarter Session assembled shall appoint for that Purpose in every Parish and Place to which such detached Parts or Liberty or Franchise, or any Part thereof, belong, upon Receipt of a Warrant to that Effect from such High Constable, shall





shall pay the Amount assessed upon their Parish or Place respectively, or upon that Part of it which is liable thereunto, in like Manner, and subject to the like Penalties in case of Default, as if such detached Parts or Liberty or Franchise were Part of such first-mentioned County, and within such Hundred, Wapentake, Ward, Rape, Lathe, or other Division as aforesaid respectively.

IX. And be it enacted, That the Treasurer of any County, or any Person having an Order for that Purpose under the Hand of such Treasurer, may inspect any County Rate made or to be made for any other County or Liberty or Franchise the Inhabitants of any Part of which shall be liable to be rated to the Police Rate in the first-named County, and may also inspect any Returns concerning all or any of the Parishes, Townships, Precincts, and Places, whether parochial or extra-parochial, the Inhabitants of which are liable to be rated as aforesaid, which have been or are to be delivered in pursuance of any of the Acts relating to County Rates, and may take Copies or Extracts from any such Rates or Returns, without Payment of any Fee or Reward; and if any Person having the Custody of any such Rate or Return shall wilfully neglect or refuse to permit any such Treasurer or other Person authorized as aforesaid to inspect the same, or to take Copies or Extracts from the same, within Two Days after such Order shall have been produced and shown to him, or a Copy thereof left at his usual Place of Abode, he shall, on Conviction thereof before any Two Justices of the Peace, forfeit and pay for every such Offence such Sum not exceeding Ten Pounds as they shall think meet.

Right of
inspecting
County and
Liberty
Rates.

X. And be it enacted, That there shall be deducted from the Pay of every Constable belonging to the Police Force established in any County under the first-recited Act a Sum after such yearly Rate as the Justices of the County in General or Quarter Session assembled shall direct, not being a greater Sum than Two Pounds Ten Shillings in a Hundred Pounds, which Sum so deducted, and also the Monies accruing from Stoppages from any of the said Constables during Sickness, and Fines imposed on any of the said Constables for Misconduct, and from any Portion of the Fines imposed by any Justice of the Peace upon drunken Persons, or for Assaults upon Police Constables, and from Moieties of Fines and Penalties awarded to Informers (being Police Constables) on summary Convictions, as shall be directed by such Justice to be paid for the Benefit of this Fund, and all Monies arising from the Sale of worn or cast Clothing supplied for the Use of the Constables in any County, shall from Time to Time be invested in such Manner as the Justices in General or Quarter Session assembled shall direct; and the Interest and Dividends thereof, or so much of the same as shall not be required for the Purposes herein-after mentioned, shall be likewise invested in the like Manner, and accumulate so as to form a Superannuation Fund, and shall be applied from Time to Time for Payment of such Superannuation or Retiring Allowances or Gratuities as may be ordered by the Justices in General or Quarter Session assembled, upon the Recommendation of the Chief Constable, at any Time, to any of the said Constables, as

Superannua-
tion Fund to
be provided
for Con-
stables.

herein-after provided ; and the Justices shall guarantee the Security of the Superannuation Fund of their County, and make good out of the County Stock any Deficiency which may arise in such Fund from the Default of any Treasurer or other Person intrusted with the Custody or Management thereof.

Rates of
Allowance
from the said
Fund.

XI. And be it enacted, That it shall be lawful for the Justices, upon such Recommendation, if they shall think fit, to order that any of the said Constables may be superannuated, and receive thereupon out of the Superannuation Fund a yearly Allowance, subject to the following Conditions, and not exceeding the following Proportions; (that is to say,) that if he shall have served with Diligence and Fidelity for Fifteen Years and less than Twenty Years, an annual Sum not more than Half his Pay; if for Twenty Years or upwards, an annual Sum not more than Two Thirds of his Pay; provided that if he shall be under Sixty Years of Age it shall not be lawful to grant any such Allowance unless upon the Certificate of the Chief Constable that he is incapable, from Infirmity of Mind or Body, to discharge the Duties of his Office; provided also, that if any Constable shall be disabled from any Wound or Injury received in the actual Execution of the Duty of his Office it shall be lawful to grant him any Allowance not more than the whole of his Pay; but nothing herein contained shall be construed to entitle any Constable absolutely to any Superannuation Allowance, or to prevent him being dismissed without Superannuation Allowance.

Station
Houses and
Strong
Rooms to be
provided.

XII. And be it enacted, That it shall be lawful for the Justices in General or Quarter Session assembled of any County in which or in any Part of which Constables shall be appointed under the first-recited Act, if they think fit, to order that Station Houses and Strong Rooms, or either of them, for the temporary Confinement of Persons taken into Custody by the Constables, be provided in such Places as the said Justices shall think fit, and upon such Plan as shall be approved by One of Her Majesty's Principal Secretaries of State, and for that Purpose to purchase and hold Lands and Tenements or to appropriate to that Purpose any Lands or Tenements belonging to the County which are not needed for the Purpose to which they were applied or intended to be applied before such Appropriation; and the Expense of building, hiring, or otherwise providing, repairing, and furnishing such Station Houses and Strong Rooms shall be defrayed out of the Police Rates.

Money may
be borrowed
on Credit of
the Police
Rates.

XIII. And be it enacted, That it shall be lawful for the Justices in General or Quarter Session assembled to borrow Money for the Purpose of purchasing any such Lands and Tenements, or of building any such Station Houses and Strong Rooms, and to charge the future Police Rates with the Amount of the Loan, and with Interest thereon: Provided always, that any Money borrowed for such Purpose shall be repaid by yearly Instalments, not less than One Twentieth Part of the Sum borrowed, with Interest on the same, in any One Year.

XIV. And

XIV. And be it enacted, That it shall be lawful for the Justices of any County in which Constables shall have been appointed under the said Act, and for the Council of any incorporated Borough situated in or adjoining to such County, to agree together for the Consolidation of the County and Borough Police Establishments; and in every such Case all the Constables appointed either for the County or the Borough shall have all the Powers, Privileges, and Duties throughout the County and the Borough which Constables appointed for any County have within that County under the said Act, and all the Provisions of the said Act shall be taken to apply to the Borough Constables as well as to the County Constables, except as is herein otherwise provided; and every such Agreement which shall have been agreed to by the Justices of the County in General or Quarter Session assembled, on the one hand, and by the Mayor, Aldermen, and Burgesses of the Borough, by their Council, on the other hand, shall be binding on both Parties, as soon as a Memorandum of such Agreement under the Hands of Two or more Justices of the County, and countersigned by the Clerk of the Peace, shall be delivered to the Council of the Borough, and a Counterpart thereof under the Common Seal of the Borough shall be delivered to the Justices; and when any such Agreement shall have been made between any County and any Borough, either Party shall be empowered to put an end thereunto, without the Consent of the other Party, after Six Months Notice in Writing shall have been given to the other Party; such Notice, if given by the County, to be under the Hands of Two or more Justices and countersigned by the Clerk of the Peace, or, if given by the Borough, to be under the Common Seal of the Borough: Provided always, that no such Notice shall be given by the Justices or by the Borough unless in either Case such Notice shall be agreed upon by a Majority of Three Fourths of the Justices attending at any General or Quarter Session, or Three Fourths of the Council of the Borough.

Boroughs
may agree to
consolidate
their Police
with County
Police.

XV. And be it enacted, That in all Cases where the Establishment of County and Borough Constables shall be consolidated into One Police Establishment, the Chief Constable of the County shall have the general Disposition and Government of all such Constables, subject to the Provisions herein-after contained, and at his Pleasure may dismiss all or any of them; and whenever the Chief Constable shall dismiss One of the Borough Constables he shall report the Fact, with his Reasons for the Dismissal, to the Mayor of the Borough, and the Watch Committee of the Borough shall forthwith appoint another Constable properly qualified, unless Provision shall be made in such Agreement that all Constables shall be appointed by the Chief Constable; and no Borough Constable who shall have been dismissed by the Chief Constable shall be capable of being re-appointed for the same Borough without the Consent of the Chief Constable; and so much of the said Act for regulating Corporations as empowers the said Committee, or any Two Justices of the Peace having Jurisdiction within the Borough, to dismiss any Constable, shall be suspended, as to those Boroughs whose Establishment of Constables is consolidated with the Establishment

Government
of consoli-
dated Police.

of

of County Constables, during the Time that any Agreement for such Consolidation shall be in force.

Appoint-
ment of
Local Con-
stables.

XVI. And be it enacted, That the Chief Constable shall make out, and cause to be laid before the Justices acting in and for every Petty Sessional Division of the County, at One of their Special Sessions holden for hearing Appeals against the Poor Rates, a List, signed by him, of fit Persons residing within every Parish, Township, and Place within the Division, willing, in case of Need, to serve as Local Constables during the Year then next ensuing, for doing all Things which belong to the Office of Constable within such Parish, Township, or Place; and the Justices of each of such Divisions, at any Time in Petty Sessions assembled, shall select from the Persons named in such List so many Local Constables as they shall think fit to appoint for every such Parish, Township, or Place, and shall cause to be administered to them the following Oath; (that is to say,)

Oath of Local
Constables.

‘ I A.B. do swear, That I will well and truly serve our Sovereign
‘ Lady the Queen in the Office of Local Constable for the Parish
‘ [or Township, &c.] of [] for the Year ensuing, or until
‘ another shall be sworn in my Stead, according to the best of my
‘ Skill and Knowledge. So help me GOD.’

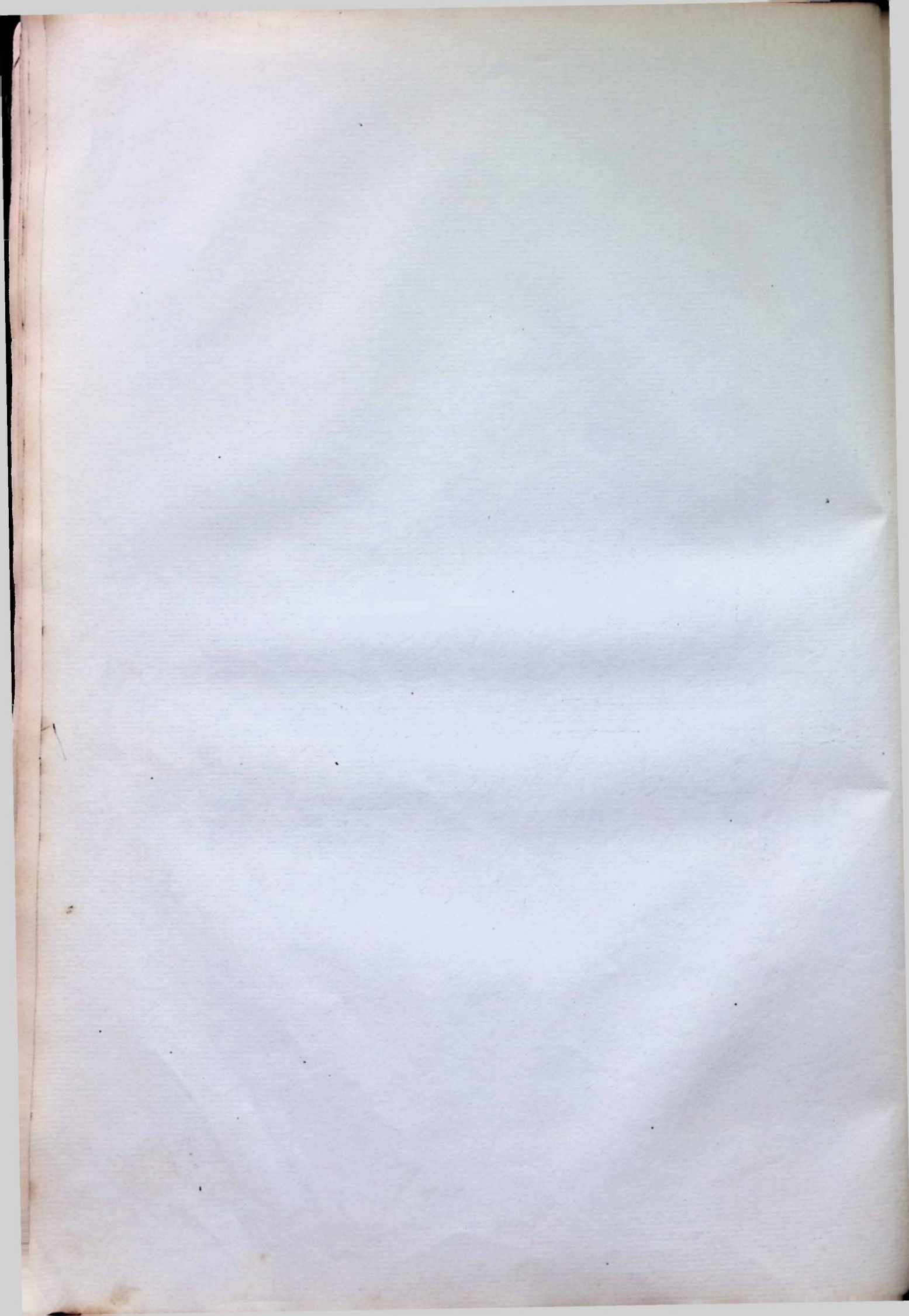
And all such Local Constables shall be subject to the Authority of the Chief Constable, and to such Regulations as shall be made for their Government by One of Her Majesty's Principal Secretaries of State, and shall have within the whole County, and also within all Liberties and Franchises and detached Parts of other Counties situated therein, and also in every County adjoining to the County in which they are appointed, all the Powers, Privileges, and Immunities, and shall be liable to all the Duties and Responsibilities, of a Constable within his Constablewick, but shall not be bound to act as a Constable beyond the Parish, Township, or Place for which they are severally appointed and sworn; and the Chief Constable from Time to Time shall cause a List to be printed and published of the Persons so appointed and sworn as Local Constables within each Division, with the Names of the Places for which they are severally appointed.

Fees and
Allowances
for special
Services.

XVII. And be it enacted, That the Justices of the County in General or Quarter Session assembled shall from Time to Time, subject to the Approval of One of Her Majesty's Principal Secretaries of State, settle Tables of Fees and Allowances for the Service of Summonses and Execution of Warrants, and for the Performance of the other occasional Duties which may be required of the said Local Constables; and whenever any Duty for which any such Fee or Allowance shall have been settled shall be performed by One of the Constables appointed under the first-recited Act, the Amount thereof shall be accounted for and paid to the Treasurer of the County, or such other Person as shall be appointed by the Justices to receive the same, and shall be applied towards defraying the Expenses of putting the said Act in execution; and when such Duty shall

Repealed in so far as regards Local Constables.

But see 17 with reference to Fees and Allowances still applicable to County Constables. Vide 22 & 23 Vic. Cap. 32 - see 28.



shall have been performed by One of the Local Constables appointed under this Act, the Amount of the Fee or Allowance shall be paid to such Local Constable, under such Regulations as shall be made from Time to Time by the Justices in General or Quarter Session assembled.

XVIII. And be it enacted, That the Justices usually acting in and for every Division shall take care that full, true, and particular Accounts be kept of all such Fees and Allowances within their Division, and shall once in every Quarter of a Year cause an Account, with all proper Vouchers for verifying the same, to be delivered to the Treasurer of the County or other Person appointed to receive the same.

Accounts of Allowances to be kept.

XIX. And be it enacted, That it shall be lawful for the Chief Constable of any County, with the Approval of the Justices of the County in General or Quarter Session assembled, (if he shall think fit,) on the Application of any Person or Persons showing the Necessity thereof, to appoint and cause to be sworn in any additional Number of Constables, at any Place within the Limits of his Authority, at the Charge of the Person or Persons by whom the Application shall be made, but subject to the Orders of the Chief Constable, and for such Time as he shall think fit; and every such Constable shall have all the Powers, Privileges, and Duties of other County Constables: Provided always, that it shall be lawful for the Person or Persons on whose Application such Appointment shall have been made, upon giving One Calendar Month's Notice in Writing to the Chief Constable, to require that the Constables so appointed shall be discontinued, and thereupon the Chief Constable shall discontinue such additional Constables.

Additional Constables may be appointed at the Cost of Individuals.

Discontinuance thereof.

XX. And whereas an Act was passed in the Fourth Year of the Reign of His late Majesty, making Provisions for the lighting and watching of Parishes in *England* and *Wales*, and divers Acts have been made authorizing the Appointment of Constables and Watchmen by Day or Night, in sundry Towns and Places within the Counties in which the first-named Act may be put in force, and authorizing Rates to be made and levied for the Purpose of defraying the Expenses of such Constables or Watchmen: Be it enacted, That, notwithstanding anything contained in the said Act of the last Session of Parliament, the Constables or Watchmen appointed in and for any Parish under the said Act of the Fourth Year of the Reign of His late Majesty, or in and for any Town or Place under any such Local Act as last aforesaid, and not discontinued before the passing of this Act, shall continue to act in their respective Appointments, and shall be subject to the same Authorities as heretofore; and all such Acts shall continue in force until it shall be notified by the Chief Constable of the County in which such Parish, Town, or Place is situated, to the Inspectors, Commissioners, or other Persons having Authority over such Constables or Watchmen as aforesaid, by Writing under his Hand, that he is ready to undertake the Charge of such Parish, Town, or Place on some Day to be specified in the Notice, which Notice shall be published within such Parish, Town, or Place, in such Manner as shall

Power of 3 & 4 W. 4. c. 90. and of Local Acts for levying Rates to cease, except as hereby reserved for paying additional Constables.

seem fit to the Chief Constable, for the Purpose of making the same to be generally known; and upon the Day so named the Watchmen or Constables appointed within such Parish, Town, or Place, under the said Act of the Fourth Year of the Reign of His late Majesty, or under such Local Act, shall be discontinued as a separate Force; and all Powers for assessing and levying any Rate in such Parish, Town, or Place, the whole or any Part of which shall be applicable to the Payment of such Watchmen or Constables, or any Expenses incident thereunto, shall cease, so far as such Powers relate to any whole Rate so applicable, or to that Part of any Rate which shall be so applicable, except for such Purposes as are herein-after mentioned: Provided always, that, notwithstanding anything in the first-named Act contained, the Powers of all such Acts shall enure for the Purpose of enabling the Inspectors, Commissioners, or other Persons charged with the Execution of any such Act, to make such Application as aforesaid to the Chief Constable of the County for the Appointment in any such Town or Place of an additional Number of Constables, and to assess and levy such Rates as are authorized by the said Acts in each Case for defraying the Expenses of Constables or Watchmen, and to apply them in defraying the Expense of so many additional Constables in such Town or Place respectively as the Chief Constable, on their Application, and with the Approval of the Justices as aforesaid, shall appoint there: Provided also, that where any Parish, Town, or Place in which Constables have been appointed under any such Local Act shall be situated in more than One County, such Notice shall not be given by the Chief Constables of either County to the Commissioners or other Persons having Authority over the Constables in such Parish, Town, or Place, until after Constables shall have been appointed under the first-recited Act in each of such Counties.

Proviso
as to Places
situate in
more than
One County.

Watchboxes
and Ac-
coutrements
provided
under Local
Acts to be
given up for
Use of the
County
Police.

XXI. And be it enacted, That upon the Day mentioned in such Notice as last aforesaid all Watch-houses and Watchboxes in any such Parish or Place, and all Arms, Accoutrements, and other Necessaries provided at the Public Expense for the Watchmen or Constables therein, shall be given up to such Persons as shall be named by the said Chief Constable, for the Use and Accommodation of the Constables to be appointed under the first-recited Act; and in case any Person having the Charge, Control, or Possession of any Watch-house, Watchbox, Arms, Accoutrements, or Necessaries as aforesaid, shall neglect or refuse to give up the same as herein-before required, every such Offender, being convicted thereof before any Two Justices of the Peace, shall for every such Offence forfeit and pay, over and above the Value of the Property not given up, such Sum, not exceeding Five Pounds, as the said Justices shall think meet; and where there shall be any Building in any such Parish or Place as aforesaid, a Part only of which Building shall have been heretofore used as a Watch-house, such Part shall be given up every Day, from the Hour of Four in the Afternoon until the Hour of Nine in the Forenoon, for the Use and Accommodation of the Constables to be appointed under the first-recited Act; and if any Person, having the Charge, Control, or Possession of any such Building, shall neglect or refuse to give up such Part thereof for the Purposes aforesaid, or to permit free Access thereto

thereto or Egress therefrom during any Portion of the Time above prescribed, every such Offender, being convicted thereof before any Two Justices of the Peace, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as the said Justices shall think meet.

XXII. And be it enacted, That any Rate authorized by the said Act of the Fourth Year of the Reign of His late Majesty, or by any such Local Act, for defraying the Expenses of the Constables or Watchmen in any Parish or Place, made previous to the Day on which the said Chief Constable shall undertake the Charge thereof, shall be levied and collected in the same Manner as if the first-recited Act or this Act had not been passed; and that nothing herein contained shall be deemed to affect or alter any Powers or Authorities for assessing and levying any Rate in any such Parish or Place, so far as such Rate may relate to paving, lighting, cleansing, or any other Object, except the Constables or Watchmen, or any Expenses incident thereto.

Rates already imposed to be collected.

XXIII. And whereas there are certain Parishes and Places in which Monies have been borrowed or advanced, and Debts contracted, under some one or more of such Acts as last aforesaid, for the building of Watch-houses, and for various Expenses connected with the Constables or Watchmen therein, and such Monies and Debts remain unpaid, and it is expedient that the same be discharged: Be it enacted, That all such Monies and Debts in any Parish or Place of which the said Chief Constable shall undertake the Charge shall, notwithstanding anything herein-before contained, be chargeable upon the Rates out of which such Monies or Debts have been heretofore in part paid, or would have been payable if the first-recited Act or this Act had not been passed, and such Rates shall be from Time to Time assessed and levied for the Payment of such Monies and Debts until the same shall be entirely discharged and satisfied.

Provision for outstanding Debts.

XXIV. And be it enacted, That if the Justices of the Peace of any County in General or Quarter Sessions assembled shall be of opinion that the Constables appointed under the first-recited Act or under this Act are no longer needed in their County, it shall be lawful for the Justices assembled as aforesaid to report that Opinion to One of Her Majesty's Principal Secretaries of State, Six Months Notice of the Intention to propose that such Report be made having been first given as is by the said Act provided with regard to any Business relating to the Adoption of the said Act; and if Three Fourths of the Justices assembled at any such General or Quarter Sessions of the Peace, after such Notice given shall resolve upon making such Report, and such Report shall be approved by One of Her Majesty's Principal Secretaries of State, the said Constables shall be discontinued at such Time as shall be mentioned in the Report; and any Balance of Monies which shall have been raised for the Purposes of the said Act, after Payment of all Expenses legally chargeable thereon, shall be carried to the Account of the County Rate.

Constables appointed under the first-recited Act and this Act to be discontinued when decided to be unnecessary.

XXV. And

Where Two
Chief
Constables,
Rates may
be levied
separately.

XXV. And be it enacted, That in any County in which Two Chief Constables shall have been appointed under the Authority of the said Act, it shall be lawful for the Justices of the said County, if they shall think fit, in General or Quarter Session assembled, to order that separate Accounts shall be kept of the Expenses of the Force placed under the Authority of each Chief Constable, and that the Police Rates shall be assessed and levied separately upon the Districts of each Chief Constable, and applied separately to the Expenses of the Police Force maintained therein.

Number of
Superin-
tendents may
be altered
by the Jus-
tices.

XXVI. And whereas it hath been found unnecessary that a Superintendent be appointed for every Petty Sessional Division of a County in which the first-recited Act has been adopted: Be it enacted, That it shall be lawful for the Justices in General or Quarter Session assembled, with the Approval of One of Her Majesty's Principal Secretaries of State, to direct how many of the Constables shall be appointed Superintendents, and to direct the Appointment of Inspectors and Serjeants and other subordinate Officers, with such Gradations of Rank and Pay and such Variety of Duties as shall be found expedient; and it shall be lawful for the Justices to make such Orders as to them shall appear expedient touching the Attendance of the Superintendents, Inspectors, Serjeants, or other subordinate Officers among the said Constables upon the Justices at their several Sessions.

Formation of
Police Dis-
tricts.

XXVII. And whereas the Number of Constables needed may be different in different Parts of the same County: Be it enacted, That it shall be lawful for the Justices of the Peace for any County in General or Quarter Sessions assembled, if they shall be of opinion that a Distinction ought to be made in the Number of Constables appointed to keep the Peace in different Parts of the County, to divide the County or any Part thereof into Police Districts, consisting of such Parishes and Places, or Parts of Parishes and Places, as shall appear to them most convenient, and to declare the Number of Constables which ought to be appointed for each Police District, and from Time to Time to alter the Extent of such Police Districts, and the Number of Constables to be appointed for each; and a Report of every such proposed Division or Alteration, and of the Number of Constables proposed for each Police District, with an Estimate of its Extent and Population, and of any other Circumstances upon which the Determination of the Justices shall have been grounded, shall be sent to One of Her Majesty's Principal Secretaries of State, and if approved by the Secretary of State such Division or Alteration shall be deemed to be completed.

Each Police
District to
pay for its
own Con-
stables.

XXVIII. And be it enacted, That if the Secretary of State shall approve of such Division of the County or of any Part thereof into Police Districts for the Purpose aforesaid, the Expense of putting the said Act into execution in such County or Part of such County shall be classed under Two Heads, of General Expenditure and Local Expenditure; and the General Expenditure shall be defrayed in common by all the Districts, and the Local Expenditure, consisting of the Expense of the Salaries and Clothing of the Constables appointed for

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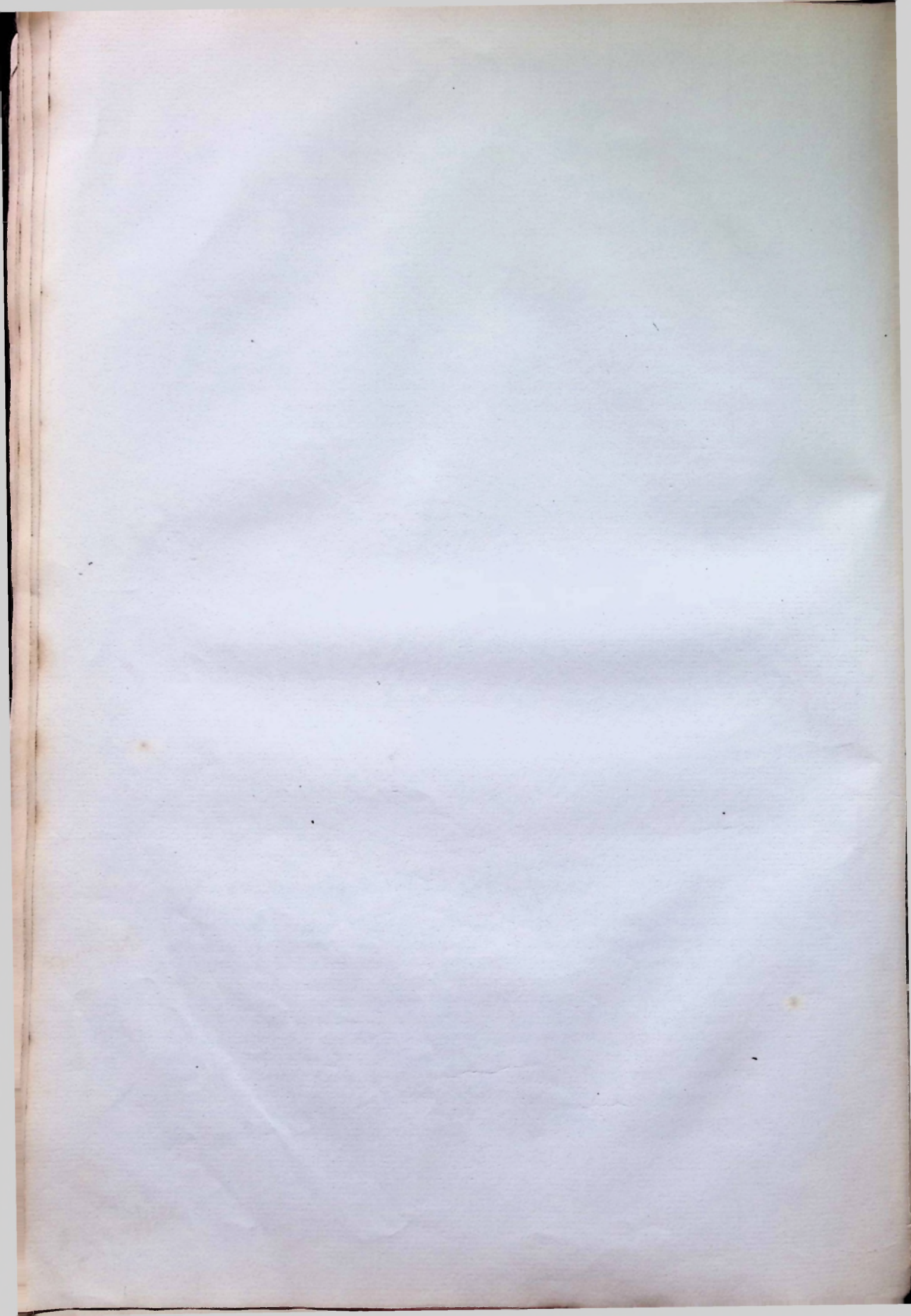
Police

Oct-1856

- Returns

to Home

Secretary



for each District, and such other Expenses as the Justices, subject to the Approval of the Secretary of State, shall direct to be included under this Head, shall be defrayed by each Police District separately; and the Police Rates shall be assessed and levied in each Police District accordingly: Provided always, that, notwithstanding the Division of any County or Part of any County into Police Districts, the Constables of all such Districts shall continue as Part of the same Force, and be subject to the same Authority, and be liable, if required, to perform the same Duty, in any Part of the County or elsewhere, as if no such Division into Police Districts had been made.

Constables subject to Duty in any Part of the County, as if no Districts had been made.

XXIX. And be it enacted, That in case the Justices of any County shall not resolve on appointing Constables, under the said Act of the last Session, for the whole of their County, it shall be lawful for them, if they shall think fit, in General or Quarter Sessions assembled, to form any Number of contiguous Parishes, Townships, or Places into a Division, so that such Division contain not less than Twenty-five thousand Persons, according to the last Census for the Time being, and to appoint Constables under the said Act for every such Division, and all Provisions of the said Act as amended by this Act, and of this Act, relating to the Appointment of Constables for any Division or Divisions for which Special or Petty Sessions of the Peace are holden, or relating to Police Districts, shall be deemed to apply to the Police Divisions so formed.

Justices may form any Number of Parishes, containing not less than 25,000 Inhabitants, into a Division for the Purposes of this Act.

XXX. Provided always, and be it enacted, That with the Notice of the Time of holding any such General or Quarter Session or Adjournment thereof, as now required by Law, Notice shall be given of the Day and Hour at which any Business relating to the Adoption of the Provisions of this Act will be considered at such Session.

Defining Nature of Notice.

XXXI. And be it enacted, That every Chief Constable shall, on the First Day of every Month, transmit to the Clerk of the Peace for the County for which or for some District whereof such Constable shall act a Return showing the actual Disposition and Number of the Constabulary Force of the County or District for which such Constable shall act during the preceding Month, which Return shall specify the Changes made from Time to Time in such Force as well in Number as by Name, and shall distinguish by Number and Name the Members of the Police Force of any other District serving within his District; and the Clerk of the Peace shall cause the said Return to be laid before the Justices at the next ensuing Quarter Sessions for Examination.

Chief Constable to furnish to the Clerk of the Peace a monthly Return of the Disposition and Number of the Constabulary Force.

XXXII. And be it enacted, That every Superintendent appointed under this Act shall, on the First Day of every Month, send to the Chief Constable a Return showing the actual Disposition and Number of the Constables of the County under his Superintendence during the preceding Month, which Return shall specify the Changes made from Time to Time therein, as well in Number as by Name; and the

Monthly Returns of the Force to be made.

Chief Constable shall send a Copy of all such Returns to the Clerk of the Peace for the County, to be laid before the Justices of the Peace at their next General or Quarter Sessions of the Peace.

How War-
rants of Com-
mitment
may be exe-
cuted.

XXXIII. And be it enacted, That whenever a Warrant of Commitment of any Person to any Gaol or House of Correction shall be directed and delivered to any Constable in any County in which Constables shall have been appointed under the said Act of the last Session of Parliament, it shall be lawful for the Justice or Justices by whom such Warrant shall be signed, if he or they shall think fit, in and by such Warrant, to command the Constable to whom the Warrant is directed, and all other Constables to whom the Warrant shall be successively delivered as herein-after provided, to convey and deliver the Body of the Person so committed, with the Warrant, into the Custody of the Constable who shall be in attendance at the nearest or most convenient Station House or Strong Room belonging to the said Police Force lying in the Way towards the said Gaol or House of Correction, or to such other Constable as shall be appointed by the Regulations of the Police Force to take charge of Persons so committed; and every Constable into whose Custody any such Person shall be so successively delivered shall endorse upon the Warrant a Certificate in Writing under his Hand of the Delivery of such Person into his Custody, and the Time and Place of such Delivery, and such Certificate shall discharge the Constable so delivering over the Body of such Person from further Execution of the Warrant; and it shall be lawful for any Constable into whose Custody such Persons shall have been so delivered to complete the Execution of the Warrant, by conveying and delivering the Body of such Person either to the said Gaol or House of Correction or into the Custody of the Constable in attendance at the next Station House or Strong Room as aforesaid, or to such other Constable as shall be appointed by the Regulations of the Police Force to assist in taking charge of Persons so committed; and every Constable into whose Custody any Person shall be so delivered, and who shall have endorsed such Certificate upon the Warrant, shall have the same Powers, Privileges, and Protections for and in the Execution of such Warrant as if the same had been originally directed to him by Name.

Interpreta-
tion Clause.

XXXIV. And be it enacted, That in construing this Act the Words "County" and "Quarter Sessions" shall be taken to be used in the same Sense in which they are used in the first-recited Act: Provided always, that neither in the first-recited Act nor in this Act shall the Word "County" be taken to mean any Liberty or Franchise having a distinct Commission of the Peace separate from the Commission of the Peace of the County or Riding in which it is situated: Provided also, that nothing herein contained shall extend to affect the *Isle of Ely*, or the Powers of the Justices named in the Commission of the Peace thereof, or to give any Power or Authority within the *Isle of Ely* to the Justices named in the Commission of the Peace of the County of *Cambridge*.

XXXV. And

XXXV. And be it enacted, That this Act, and so much of the said Act of the last Session of Parliament as is not inconsistent with this Act, shall be construed together as One Act: Provided always, that no Local Constable appointed under this Act shall thereby become incapable of giving his Vote for the Election of any Member to serve in Parliament, or be restrained from employing himself in any Office or Employment for Hire or Gain.

Act to be
construed
with Act of
last Session.

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

Act may be
amended this
Session.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1856.



ANNO DECIMO NONO & VICESIMO

VICTORIÆ REGINÆ.

C A P. LXIX.

An Act to render more effectual the Police in
Counties and Boroughs in *England* and *Wales*.

[21st July 1856.]

WHEREAS an Act was passed in the Session holden in the
Second and Third Years of Her Majesty (Chapter
Ninety-three), "for the Establishment of County and 2 & 3 Vict.
" District Constables by the Authority of Justices of the Peace," c. 93.
which Act was amended by an Act passed in the Session holden in
the Third and Fourth Years of Her Majesty, Chapter Eighty- 3 & 4 Vict.
eight: And whereas a Police Force has been established under c. 88.
the Authority of the said Acts in several Counties and Parts of
Counties in *England* and *Wales*: And whereas by the Act of the
Session holden in the Fifth and Sixth Years of King *William* the
Fourth (Chapter Seventy-six), "to provide for the Regulation of 5 & 6 W. 4.
" Municipal Corporations in *England* and *Wales*," Provision is made c. 76.
for the Appointment of Constables in all Boroughs in *England* and
Wales which are subject to that Act: And whereas, under the said
secondly-mentioned Act, Power is given to Justices of Counties and
Councils of Boroughs to agree for the Consolidation of the County
and Borough Police Establishments: And whereas, for the more
effectual Prevention and Detection of Crime, Suppression of Vagrancy,
and Maintenance of good Order, it is expedient that further Pro-
vision should be made for securing an efficient Police Force through-

Police (Counties and Boroughs).

out *England* and *Wales*: 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 :

Where a Constabulary is not already established for the whole of a County, the Justices in General or Quarter Sessions to cause the same to be established ; if already established in Part of a County, then for the Residue of such County.

I. In every County in which a Constabulary has not been already established for the whole of such County under the said Acts of the Second and Third and Third and Fourth Years of Her Majesty, or either of them, the Justices of such County at the General or Quarter Sessions holden next after the First Day of *December* One thousand eight hundred and fifty-six, shall proceed to establish a sufficient Police Force for the whole of such County, or where a Constabulary is already established in Part of such County, then for the Residue of such County, and for that Purpose shall declare the Number of Constables they propose should be appointed, and the Rates of Pay which it would be expedient to pay to the Chief and other Constables, and shall report such their Proceedings to One of Her Majesty's Principal Secretaries of State ; and upon the Receipt from the Secretary of State of such Rules as are mentioned in Section Three of the said Act of the Second and Third Years of Her Majesty, all the Provisions of the said Acts of the Second and Third and Third and Fourth Years of Her Majesty shall take effect and be applicable in relation to such County, in like Manner as by the said Acts provided, upon the Adoption of such Acts for any County by the Justices thereof, and the Receipt of such Rules as aforesaid from the Secretary of State, subject nevertheless to the Amendments contained in this Act.

Not to apply to Counties where Parties have sent to Secretary of State a Report as required by 2 & 3 Vict. c. 93. for the Establishment of a Police Force.

II. Provided always, That the Enactment herein-before contained shall not apply to any County where, before the said General or Quarter Sessions holden next after the said First Day of *December*, the Justices of the Peace of such County have sent to the Secretary of State such Report as is required by the said Act of the Second and Third Years of Her Majesty, in order to establish a Police Force for the whole of such County, or for such Residue thereof as aforesaid, (as the Case may be,) and the Proceedings upon and in relation to such Report, and consequent thereupon, shall and may be had and continued according to the said Acts as amended by the Enactments herein contained.

Where Constabularies have been established in Divisions of a County, such Establishments to

III. In any County where, after the Establishment, under the said Acts of Her Majesty or either of them, of a Constabulary for any Division or Divisions thereof, Constables have been or shall be appointed under such Acts and this Act, or any of them, for the Residue of the County, or for Divisions constituting together such Residue, there shall be One General County Police Establishment, and

Police (Counties and Boroughs).

and any Divisional Police Establishment or Establishments which may have been constituted in such County shall be consolidated with and form Part thereof, and a Chief Constable shall be appointed for such County, in like Manner and with the like Powers as in any Case where a Police Force is established for the whole County in the first instance.

be consolidated into One County Police Force.

IV. In case it appear to Her Majesty in Council, upon the Petition of Persons contributing, or who, on the Establishment of a Constabulary under the said Acts of the Second and Third and Third and Fourth Years of Her Majesty, or this Act, will be liable to contribute, to the Police Rate of any County, that a Distinction should be made in the Number of Constables to be appointed to keep the Peace in different Parts of such County, it shall be lawful for Her Majesty, by the Advice of Her Privy Council, to order and require the Justices of such County to exercise the Powers given by the said Act of the Third and Fourth Years of Her Majesty, for the Division of such County into Police Districts; and the said Justices shall thereupon, in manner directed by such Act, and subject to such Approval as therein mentioned, divide such County into such Police Districts as shall appear to them most convenient, and declare the Number of Constables which ought to be appointed for each Police District; and the Extent of such Districts, and the Number of Constables appointed for each, may be altered as in the said Act provided; and the Expenses to be defrayed by each such Police District shall be ascertained in the Manner provided by the said last-mentioned Act, and the Police Rates assessed and levied therein accordingly: Provided, that Notice of every such Petition, and of the Time when it shall please Her Majesty to order that the same be taken into consideration by Her Privy Council, shall be published in the *London Gazette* One Month at least before such Petition shall be considered.

Her Majesty may, by Order in Council, require separate Police Districts to be constituted in Counties.

V. In case it be represented to One of Her Majesty's Principal Secretaries of State by the Council of any Borough, that Application has been made by such Council to the Justices of any County in or adjoining to which such Borough is situate, to consolidate the Police of such County and Borough in the Manner provided by the Fourteenth Section of the said Act of the Third and Fourth Years of Her Majesty, and that such Consolidation has not been effected, it shall be lawful for such Principal Secretary of State to inquire into the Terms of Consolidation proposed, and to report thereon to Her Majesty in Council; and it shall be lawful for Her Majesty, with the Advice of Her Privy Council, to fix the Terms and Conditions and Date upon and from which such Consolidation shall take effect, and thereupon the Provisions of such last-mentioned Act shall become applicable as if

Her Majesty in Council, on Representations from Boroughs, may arrange Terms of Consolidation with Counties,

such

Police (Counties and Boroughs).

Power to
Her Majesty
to vary such
Terms from
Time to
Time.

such Consolidation had been effected by an Agreement made under the said Section, save so far as such Provisions relate to the Determination of such Agreement; and it shall be lawful for Her Majesty, with the Advice of Her Privy Council, at any Time and from Time to Time to vary the Terms of any such Consolidation, or at any Time to determine such Consolidation upon such Terms as to Her Majesty in Council may seem just.

County Con-
stables to
have the like
Powers, &c.
in Boroughs
as Borough
Constables
have in the
County.

VI. The Constables of every County appointed under the said Acts of the Second and Third and Third and Fourth Years of Her Majesty or either of them, or this Act, shall have, in every Borough situate wholly or in part within such County, or within any County or Part of a County in which they have Authority, all such Powers and Privileges and be liable to all such Duties and Responsibilities as the Constables appointed for such Borough have and are liable to within any such County, and shall obey all such lawful Commands as they may from Time to Time receive from any of the Justices of the Peace having Jurisdiction within any such Borough in which they shall be called on to act as Constables, for conducting themselves in the Execution of their Office.

Constables
to perform
Duties con-
nected with
the Police
as directed
by Justices
or Watch
Committees.

VII. The Constables acting under the said Acts of the Second and Third and Third and Fourth Years of Her Majesty, the Fifth and Sixth Years of King *William* the Fourth, and this Act, or any of the said Acts, shall, in addition to their ordinary Duties, perform all such Duties connected with the Police in their respective Counties or Boroughs as the Justices in General or Quarter Sessions assembled, or the Watch Committees of such respective Counties or Boroughs, from Time to Time direct and require.

Constables
not to re-
ceive to his
own Use
Fees for Per-
formance of
his Duties.

VIII. It shall not be lawful for any Constable acting under the said Acts of the Second and Third and Third and Fourth Years of Her Majesty, and the Fifth and Sixth Years of King *William* the Fourth, and this Act, or any of the said Acts, (other than a local Constable appointed under the said Act of the Third and Fourth Years of Her Majesty,) to receive to his own Use any Fee for the Performance of any Act done by him in the Execution of his Duty as such Constable; but this Enactment shall not extend to prevent the Receipt by any such Constable of any Fee or other Payment legally payable which he may be liable to account for and pay over to the Treasurer of the County or Borough, or otherwise for the Use of the County or Borough, or which may be payable to, or applied in aid of, any Police Superannuation Fund established or to be established in any Borough, under the Provisions of the Act of the Session holden in the Eleventh and Twelfth Years of Her Majesty, Chapter Fourteen, or of any Local or other Act of Parliament.

IX. No

Vide 6th Vic. Chap 18. Sec. 90. Where the Sheriff or returning Officer required
to provide Special Constables at Elections

Also 1st & 2^d Will: 4th. Chap 41. Sec 1. relative to special Constables

Vide Government Inspectors Letter dated 24th March 1857. as to
rendering assistance to Borough Magistrates

Police (Counties and Boroughs).

IX. No Head or other Constable already appointed or hereafter to be appointed for any Borough, under the said Act of the Fifth and Sixth Years of King *William* the Fourth, except Special Constables, shall, during the Time he continues to be such Constable, or within Six Calendar Months after he has ceased to be such Constable, be capable of giving his Vote for the Election of any Person to any Municipal Office in such Borough, or for the Election of a Member to serve in Parliament for such Borough or any County in or to which such Borough is situate, either wholly or in part, or adjoins, or for any Borough within any such County, nor shall any such Constable, by Word, Message, Writing, or in any other Manner, endeavour to persuade any Elector to give or dissuade any Elector from giving his Vote for the Choice of any Person to hold any Municipal Office in such Borough, or to be a Member to serve in Parliament for any such Borough or County; and if any such Constable shall offend therein he shall forfeit the Sum of Ten Pounds, to be recovered in any Court of competent Jurisdiction, by any Person who shall sue for the same within Six Months after the Commission of the Offence, and One Half of the Sum recovered shall be paid to the Person suing for the same, and the other Half to the Treasurer of the Borough: Provided always, that nothing herein contained shall subject any Constable to any Penalty for any Act done by him at or concerning any of the said Elections in the Discharge of his Duty.

Borough
Constables
disqualified
from voting
at certain
Elections.

X. It shall be lawful for the Justices of any County in General or Quarter Sessions assembled, if they think fit, upon the Recommendation of the Chief Constable, and upon his certifying that any Constable belonging to the Police Force of the County, who has not served so long as Fifteen Years, is incapable from Infirmary of Mind or Body to discharge the Duties of his Office, to order that such Constable shall receive out of the Superannuation Fund mentioned in the said Act of the Third and Fourth Years of Her Majesty such Sum in gross as a Gratuity upon his Retirement as to the said Justices may seem proper.

Power to
grant out of
the Super-
annuation
Fund, Gra-
tuities to
incapacitated
Constables
who have
not served
Fifteen
Years.

XI. If at any Time the Superannuation Fund mentioned in the said Act of the Third and Fourth Years of Her Majesty be insufficient (otherwise than by reason of any Default of any Treasurer or other Person entrusted with the Custody or Management thereof) to pay the Superannuation or Retiring Allowances and Gratuities payable thereout, the Amount which such Fund shall from Time to Time be insufficient to pay shall be defrayed by the Police Rate, and, where the County is divided into Police Districts, shall be defrayed by the several Districts as Parts of the local Expenditure thereof, rateably in proportion to the Number of Constables appointed for each such District respectively.

Deficiency
in Super-
annuation
Fund to be
made up out
of Police
Rate.

Police (Counties and Boroughs).

Gratuities
may be
granted to
Officers su-
perseded by
the County
Police.

XII. It shall be lawful for the Magistrates in General or Quarter Sessions assembled, if they so think fit, to grant Gratuities to such Officers as may be removed from their Appointments in consequence of the Duties of such Officers being transferred to Persons belonging to the Police Establishment.

Power to
grant Super-
annuations
to Chief
Constables,
to be paid
out of the
Police Rate.

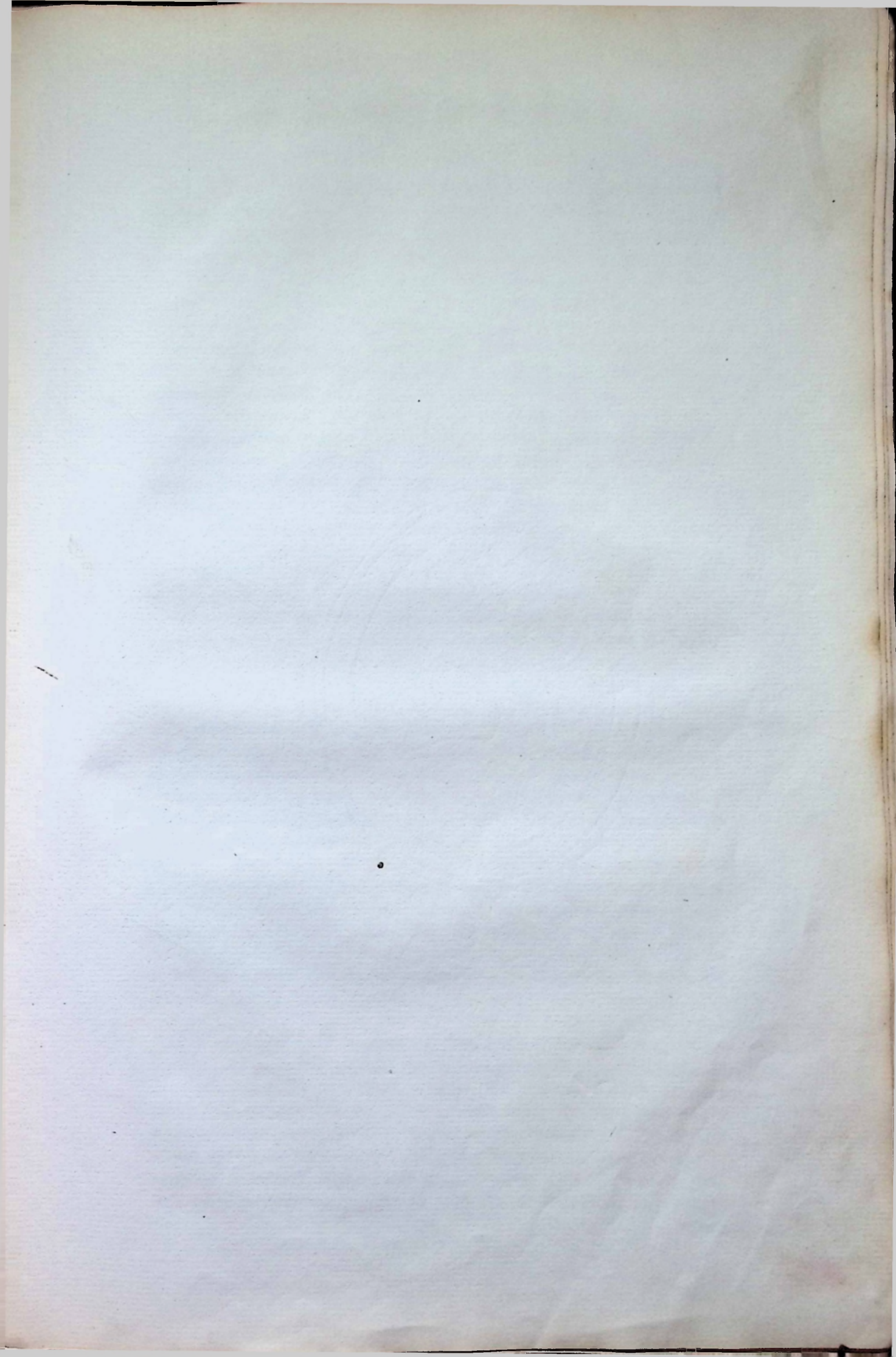
XIII. It shall be lawful for the Justices of any County in General or Quarter Sessions assembled, if they see fit, to grant to any Chief Constable of the County, on his ceasing to be such Chief Constable, such annual Sum by way of Superannuation Allowance as they think fit; and such Superannuation Allowance shall be paid out of the Police Rate of the County, and shall, in the Case of a County which is divided into Police Districts, be deemed Part of the general Expenditure, and be defrayed accordingly: Provided always, that no such Allowance shall be granted to any Chief Constable under Sixty Years of Age, unless the said Justices be satisfied that he is incapable from Infirmary of Mind or Body to discharge the Duties of his Office; and Section Eleven of the said secondly-recited Act, as to the proportionate Amount of the Superannuation Allowance of any Petty Constable, shall apply to the Superannuation Allowance to be granted to any Chief Constable.

Annual
Statement
as to Crime
in Counties
and Boroughs
to be fur-
nished to
Secretary of
State.

XIV. The Justices of every County and the Watch Committee of every Borough shall, in the Month of *October* in every Year, transmit to One of Her Majesty's Principal Secretaries of State a Statement, in such Form as One of the said Secretaries of State may from Time to Time direct, for the Year ending the Twenty-ninth Day of *September* then last, of the Number of Offences reported to the Police within such County or Borough respectively, the Number of Persons apprehended by the Police, the Nature of the Charges against them, the Result of the Proceedings taken thereupon, and any other Particulars relating to the State of Crime within such County or Borough which such Justices or Watch Committee may think it material to furnish, and a classified Abstract of all such Reports and Returns shall be annually prepared and laid before Parliament.

Power to Her
Majesty to
appoint In-
spectors for
inquiring
into State
and Effi-
ciency of the
Police in
Counties and
Boroughs,
&c.

XV. It shall be lawful for Her Majesty, by Warrant under Her Royal Sign Manual, to appoint during Her Majesty's Pleasure Three Persons as Inspectors under this Act, to visit and inquire into the State and the Efficiency of the Police appointed for every County and Borough, and whether the Provisions of the Acts under which such Police are appointed are duly observed and carried into effect, and also into the State of the Police Stations, Charge Rooms, Cells, or Lock-ups, or other Premises occupied for the Use of such Police; and each of the Inspectors so appointed shall report generally upon such



Police (Counties and Boroughs).

such Matters to One of Her Majesty's Principal Secretaries of State, who shall cause such Reports to be laid before Parliament; and such Inspectors shall be paid, out of such Money as may be provided by Parliament for the Purpose, such Salaries and Allowances as shall be determined by the Commissioners of Her Majesty's Treasury.

Clothing
Pay
XVI. Upon the Certificate of One of Her Majesty's Principal Secretaries of State, that the Police of any County or Borough established under the Provisions of the said Acts and this Act, or any of them, has been maintained in a State of Efficiency in point of Numbers and Discipline for the Year ending on the Twenty-ninth of September then last past, it shall be lawful for the Commissioners of Her Majesty's Treasury to pay from Time to Time, out of the Monies provided by Parliament for the Purpose, such Sum towards the Expenses of such Police for the Year mentioned in such Certificate as shall not exceed One Fourth of the Charge for their Pay and Clothing, but such Payment shall not extend to any additional Constables appointed under the Nineteenth Section of the said Act of the Third and Fourth Years of Her Majesty; provided that before any such Certificate shall be finally withheld in respect of the Police of any County or Borough, the Report of the Inspector relating to the Police of such County or Borough shall be sent to the Justices of such County, or to the Watch Committee of such Borough, who may address any Statement relating thereto to the Secretary of State; and in every Case in which such Certificate is withheld, a Statement of the Grounds on which the Secretary of State has withheld such Certificate, together with any such Statement of the Justices or Watch Committee as aforesaid, shall be laid before Parliament.

On Certificate of Secretary of State that an efficient Police has been established in any County or Borough, One Fourth of the Charge for Pay and Clothing to be paid by the Treasury;

XVII. No such Sum as aforesaid shall be paid towards the Pay and Clothing of the Police of any Borough, not being consolidated with the Police of a County under the said Act of the Third and Fourth Years of Her Majesty, or this Act, the Population of which Borough according to the last Parliamentary Enumeration for the Time being does not exceed Five thousand.

but not to any Borough where Population does not exceed 5,000, and not consolidated with Police of a County.

XVIII. Until the Constables or Watchmen appointed in and for any Parish, Town, or Place under the Act passed in the Session holden in the Third and Fourth Years of King *William* the Fourth, Chapter Ninety, or under any Local Act authorizing the Appointment of Constables or Watchmen, and authorizing Rates to be made and levied for the Purpose of defraying the Expenses of such Constables or Watchmen, are discontinued as a separate Force in manner provided by Section Twenty of the said Act of the Third and Fourth

Provisions relating to Borough Police to be applicable to the Police in the Places referred to in Section 20 of 3 & 4 Vict. c. 88. until Years discontinued.

Police (Counties and Boroughs).

Years of Her Majesty and by this Act, all the Provisions of this Act applicable to the Constables of any Borough acting under the said Act of the Fifth and Sixth Years of King *William* the Fourth shall be applicable to the Constables or Watchmen appointed under the said Act of the Third and Fourth Years of King *William* the Fourth, or under such Local Act as aforesaid, in and for such Parish, Town, or Place, and until such Discontinuance all the Provisions of this Act applicable to the Watch Committee of a Borough shall be applicable to the Inspectors, Commissioners, or other Persons having the Appointment of Constables or Watchmen in and for such Parish, Town, or Place, and the Police of such Parish, Town, or Place shall be visited and inquired into by the Inspectors under this Act; and the Provision in this Act enabling the Commissioners of Her Majesty's Treasury to make Payment towards the Expenses of the Police of a Borough having a Population exceeding Five thousand, shall, until such Discontinuance, extend to the Police of such Parish, Town, or Place as aforesaid having the like Population.

The separate
Police in
such Places
(having a
Population
of 15,000)
not to be
superseded
without the
Authority of
the Secretary
of State.

XIX. Provided, That where any such Parish, Town, or Place, having such Constables or Watchmen as aforesaid, contains, according to the last Parliamentary Enumeration, a Population of Fifteen thousand Persons or upwards, the Chief Constable of the County in which such Parish, Town, or Place is situate shall not give Notice, under the said Section Twenty of the said Act of the Third and Fourth Years of Her Majesty, that he is ready to undertake the Charge of such Parish, Town, or Place, without the previous Authority of One of Her Majesty's Principal Secretaries of State; and Notice of the Intention of the Chief Constable to apply to the Secretary of State for such Authority shall be published by such Chief Constable in such Parish, Town, or Place, in manner directed by the said Section Twenty respecting the Publication of the Notice therein mentioned, Fourteen Days at least before such Application is made.

No Agreement
under Section
14 of 3 & 4 Vict.
c. 88. to be put
an end to with-
out the Sanc-
tion of Secre-
tary of State.
Section 24 of
3 & 4 Vict.
c. 88. repealed.

XX. No Agreement made under Section Fourteen of the said Act of the Third and Fourth Years of Her Majesty shall be put an end to without the Sanction of One of Her Majesty's Principal Secretaries of State.

XXI. Section Twenty-four of the said Act of the Third and Fourth Years of Her Majesty shall be repealed.

Power to
Justices to
purchase
Station
Houses or
Strong Rooms
provided
under

XXII. Where a Station House or Strong Room shall have been provided under the said Act of the Third and Fourth Years of Her Majesty, Section Twelve, for any Police District or Division within any County in which the Provisions of the said Act of the Second and Third Years of Her Majesty, have not been put in

Police (Counties and Boroughs).

in force throughout the whole of such County before the passing of this Act, and the Cost of such Station or Strong Room has been incurred out of or now remains wholly or in part chargeable on the Police Rate for such Police District or Division, the Justices of the Peace for the County wherein such Police District or Division is situate, at any Quarter Sessions to be held after the passing of this Act, shall or may purchase such Station House or Strong Room for such Sum of Money as may be determined by such Justices, and hold the same for and on behalf of the County or Riding for the Purposes of this Act, and pay the Purchase Monies for the same out of the General County Rate for the said County; and where the Cost of erecting such Station House or Strong Room shall at the passing of this Act be chargeable by way of Mortgage either wholly or in part on the Police Rates for such Police District or Division, it shall be lawful for the said Justices to transfer such Charge from the Police Rates leviable in such Police District or Division to and continue such Charge upon the County Rate of the County in which such Police District or Division shall be situate; and the Police Rates of the said Police District or Division shall be thenceforth discharged from all future Payments in respect of the said Station House or Strong Room; and all Mortgages or other Instruments then operating by way of Charge on the said Police Rates in respect of such Station House or Strong Room shall be thereafter deemed to be Charges on the General County Rate of the said County, in the same Manner as if the same had been originally charged on such County Rate, and such Station House or Strong Room shall thenceforth be the Property of the said County for the Purposes of this Act.

3 & 4 Vict.
c. 88. and
cause the
same to be
paid for out
of the County
Rates.

XXIII. For facilitating the Purchase of Lands and Tenements for the Purposes mentioned in Section Twelve of the said Act of the Third and Fourth Years of Her Majesty, the Provisions of "The Lands Clauses Consolidation Act, 1845," except the Provisions with respect to the Purchase and taking of Lands otherwise than by Agreement, shall be incorporated with the said Act of the Third and Fourth Year of Her Majesty and this Act; and the Expression "the Promoters of the Undertaking," in the said Lands Clauses Consolidation Act, shall for the Purposes of such Incorporation mean the Justices of the Peace of any County in General or Quarter Sessions assembled; and the Powers of providing Station Houses and Strong Rooms contained in Sections Twelve and Thirteen of the said Act of the Third and Fourth Years of Her Majesty and this Act shall extend to authorize the providing of such Station Houses and Strong Rooms within any Borough lying within or adjoining to the County for which the same may be provided.

Provisions of
8 & 9 Vict.
c. 18. for Pur-
pose of Pur-
chases of
Station
Houses, &c.
by Justices,
incorporated
with this
Act.

Police (Counties and Boroughs).

Provisions of
7 G. 4. c. 18.
as to Dis-
posal of un-
necessary
Station
Houses, &c.
extended to
this Act.

XXIV. The Act of the Seventh Year of the Reign of King *George* the Fourth, Chapter Eighteen, "to authorize the Disposal of unnecessary Prisons in England," shall extend to and include all Station Houses, Lock-up Houses, Strong Rooms, and the Sites thereof, and all other Lands and Tenements whatsoever which may at any Time be vested in the Justices of the Peace of any County, or in any Persons in trust for them, for the Purposes of the Police, and which in the Judgment of such Justices shall for any Reason whatever have become unnecessary.

Powers of
15 & 16 Vict.
c. xxxi. to con-
tinue in force
in the County
of *Chester*
until Police
shall be es-
tablished
under this
Act.

XXV. And whereas in the County of *Chester* a Constabulary Force is now maintained and regulated under "The *Cheshire* Constabulary Act, 1852:" The said *Cheshire* Constabulary Force shall continue to act in their respective Appointments, and shall be subject to the same Authorities as heretofore; and "The *Cheshire* Constabulary Act, 1852," shall continue in force until a Day to be notified by the Chief Constable to be appointed for the said County of *Chester* by Writing under his Hand to the Justices for the said County in General Quarter Sessions assembled, as that on which he will be ready to take the Charge of the said County, which Notice shall be published within the said County in such Manner as shall seem fit to the said Justices; and upon the Day so named the said *Cheshire* Constabulary Force shall be discontinued, and the Powers and Provisions of "The *Cheshire* Constabulary Act, 1852," shall cease and determine: Provided always, that any Rate authorized by "The *Cheshire* Constabulary Act, 1852," and duly made previously to the Day on which the Chief Constable shall undertake the Charge of the County of *Chester* as aforesaid, shall be levied and collected in the same Manner as if this Act had not been passed; and all Sums of Money collected and received and not then applied, and to be collected and received as and for Rates levied under the Powers and Authorities of "The *Cheshire* Constabulary Act, 1852," shall be applied, after defraying all Charges to which the same shall be liable, in and towards Payment of the Police Rates to be levied under this Act and the said Act of the Third and Fourth Years of Her Majesty, upon the respective Townships and Places within the Hundreds or Divisions of Hundreds in the said County of *Chester*, by which Hundreds or Divisions of Hundreds such Sums of Money shall have been respectively contributed, and shall be apportioned as nearly as may be rateably according to the Proportions thereof respectively contributed by such Townships or Places; and the Application of such Moneys by the Clerk of the Peace for the said County of *Chester*, certified and allowed by any Two Justices of the County, shall be binding and conclusive: Provided also, that in case the Rates levied and collected under "The *Cheshire* Constabulary Act, 1852," within any such Hundred

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Hundred or Division, shall be insufficient to defray the Charges to which the same shall be liable, the Deficiency shall be paid out of the Rates to be levied within the said County of *Chester* under this Act and the said Act of the Third and Fourth Years of Her Majesty.

XXVI. Provided further, That in case Two Chief Constables shall be appointed for the said County of *Chester* under Section Four of the said Act of the Second and Third Years of Her Majesty, the last preceding Section of this Act shall be read and construed as applicable to the separate District of each of such Two Chief Constables, and as if the same had been specially enacted with reference to such separate District instead of the whole County.

If Two Chief Constables appointed in Cheshire, the preceding Section to apply to District of each Chief Constable.

XXVII. The Superannuation Fund formed under "The *Cheshire* Constabulary Act, 1852," shall (after Repayment thereof to such Officers of the said *Cheshire* Constabulary Force who may not be appointed Officers under this Act, and the said Acts of the Second and Third and Third and Fourth Years of Her Majesty, of such Sums of Money as shall have been deducted from their respective Salaries or contributed by them respectively to such Superannuation Fund, which Repayments shall be made by the Treasurer of such Fund accordingly,) form Part of the Superannuation Fund to be formed in the said County of *Chester* under the Provisions of the said Act of the Third and Fourth Years of Her Majesty; and any Allowance which the Justices of the said County of *Chester* have, by virtue of the said *Cheshire* Constabulary Act, 1852, ordered to be paid out of the Superannuation Fund under that Act, shall thereafter be paid out of the Superannuation Fund to be formed under the Provisions of the said Act of the Third and Fourth Years of Her Majesty.

Provision as to Superannuation Fund under 15 & 16 Vict. c. xxxi.

XXVIII. The Service of any Officer in the said *Cheshire* Constabulary Force who shall be appointed an Officer under this Act and the said Acts of the Second and Third and Third and Fourth Years of Her Majesty, shall be considered an Equivalent to a Service under such Acts, for the Purpose of estimating the Allowance to be paid to any such Officer out of the Superannuation Fund to be formed in the said County of *Chester* under the said Act of the Third and Fourth Years of Her Majesty.

As to Superannuations to Police Officers who have served under 15 & 16 Vict. c. xxxi. and appointed under this Act.

XXIX. An Allowance which the Justices of the said County of *Chester* have, by virtue of "The *Cheshire* Constabulary Act, 1852," ordered to be paid to the Widow of a Constable who died in the Execution of his Duty, out of the Rates to be levied and made on the Hundred of *Wirral* under that Act, shall be paid out of and be chargeable

Police Rates in the County of Chester made liable to Annuity paid to the Widow of an

Police (Counties and Boroughs).

Officer who
died in the
Execution of
his Duty.

chargeable on the Rates to be levied within the said County of *Chester* by virtue of this Act and the said Act of the Third and Fourth Years of Her Majesty, or on such One of the said Rates, if such there are, as the Justices of the said County in General Quarter Sessions assembled shall from Time to Time order and direct.

Interpre-
tation of
certain
Terms.

XXX. The Word "County" shall in this Act have the same Meaning as is assigned to such Word in the said Act of the Third and Fourth Years of Her Majesty, except as to the Soke or Liberty of *Peterborough* in the County of *Northampton*, which for all Purposes of this and the several recited Acts shall be deemed and taken to be a County of itself; and the several Provisions in this Act and the said recited Acts shall apply and operate in, for, and concerning the said Soke or Liberty accordingly; and the Word "Borough" shall mean any City, Borough, or Place incorporated under the Provisions of the said Act of the Fifth and Sixth Years of King *William* the Fourth, or which has otherwise become subject to the Provisions of the same Act; and every Part of the Cinque Ports, Two ancient Towns of *Winchelsea* and *Rye*, and their several Members and Liberties, which is not within the Municipal Boundaries of a Place named in One of the Schedules (A.) and (B.) to the last-mentioned Act, shall for the Purposes of the said Acts of Her Majesty and this Act be deemed to form Part of the County in which the same is situate, and shall be dealt with, under the said Acts of Her Majesty and this Act, as a Liberty which, under the said Acts of Her Majesty, forms Part of a County, notwithstanding it may be a Member or Liberty of a Place named in One of the said Schedules.

2 & 3 Vict. c. 93.
and 3 & 4 Vict.
c. 88. and this
Act to be as
One.

XXXI. The said Acts of the Second and Third and of the Third and Fourth Years of Her Majesty and this Act shall be construed together as One Act.

Extent of
Act.

XXXII. Nothing in this Act shall extend to any Part of the Metropolitan Police District or to the City of *London*.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1856.

[COPY.]

RULES,

Right Hon^{ble} Sir George Grey Bart.

Made by the ~~MAGISTRATES of NORMANBY~~, one of Her Majesty's Principal Secretaries of State, pursuant to the 3rd Section of the 2 & 3 VICT., cap. 93, for Establishing an Uniform System for the GOVERNMENT, PAY, CLOTHING, ACCOUTREMENTS, and NECESSARIES for CONSTABLES appointed under that Act.

2^d February 1857.

Whitehall, ~~1857~~ 1849.

QUALIFICATIONS.

CHIEF CONSTABLE.

~~His Age must not exceed Forty-five Years.~~

He must be certified by a Medical Practitioner to be in good Health, and of sound Constitution, and fitted to perform the Duties of the Office.

~~He must not have been a Pauper, nor have taken the benefit of the Insolvent Act.~~

He must be recommended to the Secretary of State by the Magistrates in whom the Appointment is vested, as a Person of general good Character and Conduct.

SUPERINTENDENT OR INSPECTOR.

His Age must not exceed Forty Years.

He must be not less than 5 feet 7 inches high, without his Shoes.

He must be a man of General Intelligence, able to read and write well, and to keep Accounts.

And must be certified by a Medical Practitioner, to be free from bodily complaint, and of a strong Constitution.

SERJEANT OR CONSTABLE.

His Age must not exceed Forty Years.

He must be not less than 5 feet 7 inches high, without his Shoes.

He must be able to Read and Write, Intelligent and Active, and certified to be free from bodily complaint, and of a strong Constitution; and recommended as of irreproachable character and connexions.

If a Candidate for any of the above Offices, has been previously employed in any branch of the public Service, Civil or Military, he shall not be eligible for appointment, unless he produces satisfactory Testimonials of his conduct in such Service; and a person who has been *dismissed* from any Police Force, shall not be eligible for appointment in any other Police Force.

Note.—On the Special Recommendation of the Chief Constable, with the Approval of two Justices, as to the peculiar fitness for Appointment of a Person exceeding the limited Age, or under the standard height, the Secretary of State will consider whether the case may not be made an exception to the Rules.

No Person shall be appointed or retained in any of the preceding Offices, who shall hold any other office or employment for hire or gain, (sec. 10, 2 and 3 Vict. cap. 9); or who shall sell or have any interest in the sale of any Beer, Wine, or Spirituous Liquors.

When vacancies occur in the office of Superintendent, Inspector, or Serjeant, it is desirable that encouragement should be given to meritorious men serving in the Subordinate Stations, by their promotion to the higher Stations, when they are qualified.

PAY.

The following Rates of Pay are intended to be exclusive of any expenses for the purchase of a Horse or Forage, for which, when a Horse is necessary, a separate allowance should be made.

whether he is appointed for one County or two, or more adjoining Counties, or parts of Counties
The Chief Constable's Pay is to be not less than 250*l.* or more than 500*l.* a Year. *The apportionment of his Pay, when appointed for more than one County, being arranged by mutual agreement, between the Justices of the Counties for which he acts*

The Superintendent's Pay not less than 75*l.* or more than 150*l.* a Year.

The Inspector's Pay not less than 65*l.* or more than 120*l.* a Year.

The weekly Pay of the Serjeant is to be not less than 19*s.* or more than 25*s.*

The weekly Pay of the Constable is to be not less than 15*s.* or more than 21*s.*

Constables are not to receive any *fees*, which, by the 17th Section of the 3rd and 4th Vict. c. 88, are to be paid to the Treasurer of the County; but the above Rates of Pay are intended to be exclusive of any allowance under the 18th Section of the 2nd and 3rd Vict. c. 93.

CLOTHING.

The Serjeant and Constable are to be supplied with the following Articles, in addition to their Pay, *viz.*—

In the 1st Year—One Great Coat, with Cape and Badge.

One Coat with Badge.

Two Pairs of Trousers.

One Pair of Boots.

One Pair of Shoes.

One Hat.

One Stock.

In the 2nd Year—One Coat with Badge.

One Pair of Trousers.

One Pair of Boots.

One Pair of Shoes.

One Hat.

The Supply for the Third Year will be the same as for the First, and for the Fourth the same as the Second; and so on for successive periods.

ACCOUTREMENTS AND NECESSARIES.

A Constable's Staff and a pair of Handcuffs are to be supplied to each Constable. A small Cutlass may be supplied to any Constable whose Beat is so situated, that in the opinion of Two Justices of the County, it is necessary for his

See page 874
Rules made by
Secretary of State.
under Sec. 3, Act 93
24 & 3 Vict.
This Chapter not repeated
by the 1890 Act

personal Protection in the Performance of his Duty. The Cutlass is to be worn at night only, or at Times when rioting or serious public Disturbance has actually taken place or is apprehended; or upon any sudden Emergency when Orders have been given by the Chief Constable that one or more of the Constables should be so armed; and the Chief Constable shall, on each Occasion of giving any such Order, report the same, and the Reasons for such Order, to any Two Justices of the Peace for the County as soon afterwards as is practicable.

GENERAL INSTRUCTIONS.

The Chief Constable will make a Report in writing to the Justices assembled at every Quarter Sessions of the Peace for the County, of the amount and distribution of the Force ~~since the preceding Sessions~~, and of its effective state and operation, with a statement of the number of persons apprehended by the Police, the nature of the charges against them, and the result of the proceedings; the number of offences reported to the Police, and any other particulars which may tend to shew the state of Crime in the County. And immediately after the termination of the Sessions, the Chief Constable shall transmit a Copy of this Report to the Secretary of State for the Home Department, with a Copy of any note or minute made thereon by the Justices. *but the Chief Constable need not transmit*

The Chief Constable will, subject to the approval of the Justices, frame all such Orders and Regulations as he shall deem expedient for the Government of the Force, and shall submit to the Justices at every Quarter Sessions, Copies of all Regulations and General Orders made by him since the preceding Sessions. *with such report, the Stationer is to unless directed to do so by the Justices*

The Chief Constable will cause a Charge Sheet, according to the annexed Form A. to be kept by the Constables under his orders; and will take care that the Constables enter thereon the name, offence, and other particulars relating to every person apprehended by them, and lay the same before the Magistrates by whom the charges are to be heard. And when all the cases entered therein have been disposed of by the Magistrates, the Chief Constable will cause the Charge Sheets to be sent to him, or to be kept safely by one of his subordinate Officers.

The Chief Constable will also cause the Constables to enter in a Charge Sheet, made according to the Annexed Form B. the particulars relating to every person against whom a charge is made, which is not taken by the Constable. And at the expiration of every three months, the Chief Constable will transmit the Charge Sheets A. and B. to the Clerk of the Peace of the County, who will dispose of them as may be directed by the Justices or Sessions.

The Chief Constable will also make an immediate Report to Two Justices of the Peace of any serious disturbance of the public peace that has taken place or is apprehended, and of any crimes of an aggravated nature committed, and for which the parties charged or suspected have not been apprehended; and in order that further arrangements, if required, may be made without delay, he will immediately transmit Duplicates of such Information to the Secretary of State for the Home Department, so as to ensure the earliest Communication to the proper Authorities of any matter affecting the public peace.

REGULATIONS,

Made by the MARQUESS of NORMANBY, one of Her Majesty's Principal Secretaries of State, pursuant to the 16th Section of the 3 & 4 VICT., cap. 88, for the GOVERNMENT of the LOCAL CONSTABLES appointed under that Act.

Whitehall, 1st December, 1840.

APPOINTMENT OF CONSTABLES.

No person shall be appointed a Local Constable who shall be a Gamekeeper, Wood-Ranger, Bailiff, Sheriff's Bailiff, or who shall be a hired servant in the employment of any person, or who shall keep or have any interest in any house for the sale of Beer, Wine, or Spirituous Liquors; and if any person who shall be appointed a Constable, shall at any time after such appointment, become a Gamekeeper, Wood-Ranger, Bailiff, Sheriff's Bailiff, or shall act in any of the said capacities, or shall sell or have any interest in the sale of any Beer, Wine, or Spirituous Liquors, such person shall thereupon become and be incapable of acting as such Constable, and shall forfeit his appointment of Constable, and also all fees or allowances payable to him as a Constable,—and the Chief Constable shall not insert in the list to be made out by him and laid before the Justices acting in and for any Petty Sessional Division of the County at one of their Special Sessions, holden for hearing Appeals against the Poor Rates, the names of any persons so disqualified.

PAY, OR, FEES AND ALLOWANCES.

The Local Constable is to receive, for the service of Summonses and execution of Warrants, and for the performance of such other occasional duties as may be required of him, such Fees and Allowances only and under such regulations, as shall from time to time be settled by the Justices of the County in General or Quarter Sessions, and approved of by one of Her Majesty's Principal Secretaries of State.

He shall not upon any occasion, or under any pretence whatsoever, take Money or other Gratuity from any person for any act done by him by virtue of his office of Constable, without the permission in writing of the Chief Constable, or of the Justices in General, or Quarter, or Petty Sessions assembled.

GENERAL INSTRUCTIONS.

All Summonses are to be served, and Warrants executed, as soon as practicable. If the party against whom a Summons or Warrant has been delivered to any Constable cannot be found within the Parish, Township, or Place for which such Constable is appointed, or if for any other cause the Constable is unable to serve the Summons, or execute the Warrant, he will report to the Chief Constable that such Summons or Warrant is in his possession, with the cause why the same has not been served or executed, and he will give to the Chief Constable, or to such other Constable as the Chief Constable may name, all the information he

can that may lead to the discovery of the party, that the necessary steps may be taken accordingly.

Parties in custody are to be taken before a Magistrate as soon as possible, and the nature of the offence, with other particulars, entered in a Charge Sheet, (Form A.) The Charge Sheet is to be laid before the Magistrate by whom the charge is to be heard; and when all the cases entered therein have been disposed of by the Magistrate, the Charge Sheet is to be sent to the Chief Constable, or kept safely by one of his Subordinate Officers, as he shall direct.

If a charge against a party be not taken by the Constable, an entry is to be made by him in Form B., and the particulars filled up under each head and transmitted to the Chief Constable.

And all such Charge Sheets are to be returned by the Chief Constable, once in every Three Months, to the Clerk of the Peace for the County, who is to keep them in his custody until he shall have received the directions of the Justices of the Peace for the County, assembled at any Quarter Sessions, as to the final disposal thereof.

COMPLAINTS IN CASE OF MISCONDUCT.

In cases of complaint against Constables, the party complaining should address himself in the first instance to the Chief Constable, who will, in his discretion, proceed to enquire into the same summarily, or give immediate notice to a Justice of the Peace, who will proceed thereon according to Law, if the offence be cognizable by him; and if the subject of complaint do not constitute any offence legally cognizable by him, the said Justice will lay a statement thereof before the Justices of the County at the next Quarter Sessions of the Peace, or any adjournment thereof, and the Justices will inquire into the same.

FORM A.

County of _____

REPORT of CHARGES from the

Day of

to the

Day of

18

[illegible]

FORM B.

County of

REPORT of CASES at

, in which the Charge was not taken.

Hour when brought in.	Name and Address of Complainant.	Nature of Charge or Complaint.	Name and Address of Person accused.	Name of the Constable, and the Reason of the Charge not being taken.	

[COPY.]

RULES AND REGULATIONS,

*Made by the Secretary of State, for the
Government of County and Local
Constables.*

Whitehall, 1st December, 1840.

