



# Habeas Corpus Act (Ireland) 1781 (I)

1781 CHAPTER 11 21 and 22 Geo 3

- IV Any officer, &c. neglecting to return as aforesaid, or bring up the body according to command of writ, or on demand, or 6 hours after, refuse copy of commitment, shall for 1st offence forfeit £100 to party aggrieved, 2nd offence £200 and rendered incapable, penalties recovered by action of debt, &c. wherein no injunction, &c. allowed, and recovery by party grieved sufficient conviction for 1st offence, and any after recovery shall bring officer, &c. under penalty for 2nd offence. **N.I.****

And if any officer or officers, his or their under-officer or under-officers, or under-keeper or under-keepers, or deputy, shall neglect or refuse to make the returns aforesaid, or to bring the body or bodies of the prisoner or prisoners, according to the command of the said writ, within the respective times aforesaid, or upon demand made by the prisoner, or any other person in his behalf, shall refuse to deliver, or within the space of six hours after demand, shall not deliver to the person so demanding, a true copy of the warrant or warrants of commitment and detainer of such prisoner, which he and they are hereby required to deliver accordingly; all and every the head gaolers and keepers of such prisons, and such other person in whose custody the prisoner shall be detained, shall for the first offence forfeit to the prisoner, or party aggrieved, the sum of one hundred pounds, and for the second offence the sum of two hundred pounds, and shall, and is hereby made incapable to hold or execute his said office; the said penalties to be recovered by the prisoner or party aggrieved, his executors or administrators, against such offender, or his executors or administrators, by any action of debt, suit, bill, plaint, or information in any of his Majesty's courts at Dublin, wherein no injunction, or stay of prosecution, by non vult ulterius prosequi, or otherwise, shall be admitted or allowed; and any recovery or judgment at the suit of any party grieved shall be a sufficient conviction for the first offence: and any after recovery or judgment at the suit of a party grieved for any offence, after the first judgment, shall be a sufficient conviction to bring the officer or persons within the said penalty for the second offence.

**Changes to legislation:**

There are currently no known outstanding effects for the Habeas Corpus Act (Ireland) 1781 (I), Section IV.