Criminal Procedure Act 1853

1853 CHAPTER 30 16 and 17 Vict

An Act . . . . . .[F1]

for preventing Delay and Expense in the Administration of certain Parts of the Criminal Law. [14th June 1853]

Textual Amendments

F1 Words omitted under authority of Statute Law Revision Act 1892 (c. 19)

Modifications etc. (not altering text)

C1 Short title given by Short Titles Act 1896 (c. 14)

C2 Preamble omitted under authority of Statute Law Revision Act 1892 (c. 19)

1 . . . . . .[F2]

Textual Amendments

F2 S. 1 repealed by the Act 24 & 25 Vict c. 95, Sch.

2 . . . . . .[F3]

Textual Amendments

F3 S. 2 repealed by Courts Act 1971 (c. 23), **Sch. 11 Pt. IV**

3—8. . . . . . .[F4]

Textual Amendments

F4 Ss. 3–8 repealed by Statute Law Revision Act 1892 (c. 19)

9 Secretary of State may issue his warrant for bringing up a prisoner (not in custody under civil process) to give evidence.

It shall be lawful for . . . . . [F5] any judge of the **[**[F6]High Court**]** . . . . . [F7] in any case where he may see fit to do so, upon application by affidavit, to issue a warrant or order under his hand for bringing up any prisoner or person confined in any gaol, prison, or place, under any sentence or under commitment for trial or otherwise, (except under process in any civil action, suit, or proceeding,) before any court, judge, justice, or other judicature, to be examined as a witness in any cause or matter, civil or criminal depending or to be inquired of or determined in or before such court, judge, justice, or judicature; and the person required by any such warrant or order to be so brought before such court, judge, justice, or other judicature, shall be so brought under the same care and custody, and be dealt with in like manner in all respects, as a prisoner required by any writ of habeas corpus awarded by any of her Majesty's Superior Courts of Law at **[**[F6]the Royal Courts of Justice**]** to be brought before such court to be examined as a witness in any cause or matter depending before such court is now by law required to be dealt with.

Textual Amendments

F5 Words repealed by Prison Act 1898 (c. 41), **Sch.**

F6 Words substituted by virtue of Supreme Court of Judicature (Consolidation) Act 1925 (c. 49), **s. 224(1)**

F7 Words repealed by Statute Law Revision Act 1892 (c. 19)

10 Extent of Act.

This Act shall not extend to Scotland or Ireland.

Changes to legislation:
There are currently no known outstanding effects for the Criminal Procedure Act 1853.