



High Peak Mining Customs and Mineral Courts Act 1851

CHAPTER 94

HIGH PEAK MINING CUSTOMS AND MINERAL COURTS ACT 1851

- I Short Title.
- II Interpretation Clause.
- III Steward.
- IV Steward may appoint a Deputy.
- V Duties of Steward.
- VI Courts to be held.
- VII Business at Barmote Courts.
- VIII Seal of the Courts.
- IX Barmasters.
- X Barmaster not to be answerable for his Deputies.
- XI Removal of Deputy Barmasters.
- XII Barmaster to take Oath.
- XIII Duties of Head Barmaster.
- XIV Duties of Deputy Barmasters.
- XV Courts to be Courts of Record.
- XVI Jurisdiction and Customs.
- XVII Practice of Courts.
- XVIII Examination of Parties.
- XIX False Evidence Perjury.
- XX Penalty for refusing to give Evidence.
- XXI Penalty for insulting Steward or Disturbance.
- XXII Grand Jury.
- XXIII Duties of Grand Jury.
- XXIV Small Barmote Courts.

- XXV Service of Summons. Proviso in case Defendant shall refuse to appear to plead.
- XXVI Proviso in case Plaintiff shall not proceed in the Action.
- XXVII New Trials.
- XXVIII Costs.
- XXIX Appeal.
- XXX Pleadings not to be repeated.
- XXXI Service of Subpoenas on Witnesses good in any Part of England.
- XXXII Execution may be issued against Mineral Property, and the same sold by the Barmaster.
- XXXIII Warrants and Executions to be returned to Steward's Office.
- XXXIV Jurors at Small Barmote Courts.
- XXXV Ballot and Challenge of Jurors.
- XXXVI Provision in case of more than One Cause.
- XXXVII Penalty on Jurors for Nonattendance.
- XXXVIII Penalty on Grand Jurors for Non-attendance.
- XXXIX Exemption from serving on Jury.
- XL Subpoenas.
- XLI Execution may be superseded.
- XLII Barmaster not to be liable.
- XLIII Steward not to be liable.
- XLIV Register of Summonses.
- XLV Documents in Custody of Steward to be open to Inspection.
- XLVI Interpleader Clause.
- XLVII Penalties.
- XLVIII Forms of Proceedings.
- XLIX Fees.
- L Application of Penalties.
- LI Limitation.
- LII Removal of Proceedings.
- LIII Costs.
- LIV Proceedings pending.
- LV Parties may proceed in any other Court than Small Barmote Court.
- LVI Power to make new Rules.
- LVII Saving Rights of the Crown.

FIRST SCHEDULE — BEING A SCHEDULE of ARTICLES and CUSTOMS by this referred to ; Act established.

- 1 It is lawful for all the Subjects of this Realm...
- 2 In all Cases the Landowner shall have Power to sell...
- 3 The Barmaster and every Deputy Barmaster shall provide a Dish...
- 4 The Barmaster, together with Two of the Grand Jury, shall...
- 5 Every Miner shall, so long as his Mine shall be...
- 6 Any Person may transfer his Interest in any Mine or...
- 7 When Ore has been raised by any Miner, and he...
- 8 No Person shall sell any Ore, or remove any Ore...
- 9 The Duties heretofore, called the Duties of Lot and Cope...
- 10 If any new Vein be found by any Miner or...
- 11 The Barmaster shall not set out any Ground under the...
- 12 If any Miner shall work any Mine or Vein without...
- 13 If any Vein shall cross another Vein, the Miner who...

- 14 When Two Veins approach each other but are parted with...
- 15 In any Dispute where the Priority of Title shall come...
- 16 If any Person shall claim Title to any Mine, the...
- 17 No Miner or other Person shall, except as herein-after mentioned,...
- 18 Every Meer of Ground shall contain Thirty-two Yards in Length...
- 19 The Barmaster, if he finds any Mine or Vein neglected...
- 20 If any Person has Shares in a Mine, and refuses...
- 21 If any Person be possessed of any Mine, and be...
- 22 If the Barmaster shall, in any Matter connected with the...
- 23 Any Person who may be affected by the Opinion of...
- 24 When a Bill of Directions and also a Cross Bill...
- 25 If any Person shall obstruct the Grand Jury in viewing...
- 26 If any Person shall, by virtue of any Sough Engine...
- 27 Any Person having Two or more Veins lying contiguous to...
- 28 If the Grand Jury shall be summoned to any View...

SECOND — CONTAININGFORMS OF PROCEEDINGS
SCHEDULE

THIRD SCHEDULE — BEINGLIST OF FEES TO BE ALLOWED ON TAXATION
UNDER THIS ACT

FOURTH SCHEDULE —