



# Sheriffs Act 1887

1887 CHAPTER 55 50 and 51 Vict

## *Appointment and Qualification*

### **6 Nomination and appointment of sheriffs.**

- (1) On the twelfth day of November in every year (or if that day fall on a Sunday then on the ensuing Monday) persons fit to serve as sheriffs shall be nominated for every county at the Royal Courts of Justice in the manner that has been heretofore used and observed, and shall be so nominated by the following great officers, namely, <sup>F1</sup>... <sup>F2</sup>... the Chancellor of the Exchequer, the Lord President and others of Her Majesty's Most Honourable Privy Council, and the Lord Chief Justice of England, or any two or more of such great officers, taking to them the judges of Her Majesty's High Court, or any two or more of them.
- (2) Whenever Her Majesty has duly pricked a person to be sheriff of a county, the same shall be forthwith notified in the London Gazette; and a warrant in the form in the First Schedule to this Act shall be forthwith made out and signed by the Clerk of the Privy Council and transmitted by him to the person so pricked; and the appointment of sheriff so made shall be of the same effect as if made by patent under the Great Seal; and every sheriff so appointed upon making the declaration of office in this Act mentioned shall by virtue of this Act only and without payment of any fee have and exercise all powers, privileges, and authorities usually exercised and enjoyed by sheriffs of counties in England.
- (3) A duplicate of the said warrant shall within ten days after the date thereof be transmitted by the Clerk of the Privy Council to the clerk of the peace of the county for which such person is appointed sheriff and shall be enrolled and kept by the said clerk of the peace without fee.

[<sup>F3</sup>(3A) In relation to Wales—

- (a) subsection (3) above shall apply as if it required the duplicate warrant to be transferred to, and enrolled and kept by, the proper officer of the appropriate county or county borough council; and
- (b) section 3(4) above shall not apply.

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*Changes to legislation: There are currently no known outstanding effects for the Sheriffs Act 1887, Section 6. (See end of Document for details)*

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(3B) Any question as to which is the appropriate county or county borough council in relation to a particular warrant shall be determined by the Secretary of State.]

(4) Nothing in this section shall apply to the counties of Cornwall, Lancaster <sup>F4</sup> . . .

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**Textual Amendments**

- F1** Words in s. 6(1) repealed (3.4.2006) by Constitutional Reform Act 2005 (c. 4), ss. 145, 146, 148, Sch. 17 para. 4, **Sch. 18 Pt. 4**; S.I. 2006/1014, **art. 2(a)**, Sch. 1 paras. 28, 30(d)
- F2** Words in s. 6(1) repealed (19.11.1998) by 1998 c. 43, s. 1(1), **Sch. 1 Pt. I** Group 1
- F3** S. 6(3A)(3B) inserted (1.4.1996) by 1994 c. 19, **s. 62(4)** (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1995/31987, art. 6(3), **Sch. 5**
- F4** Words repealed by Statute Law Revision Act 1908 (c. 49)
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**Modifications etc. (not altering text)**

- C1** Reference to clerk of the peace of the county to be construed as reference to proper officer of county council: Courts Act 1971 (c. 23), **Sch. 8 para. 1** and Local Government Act 1972 (c. 70), **Sch. 29 Pt. I para. 4(1)(b)**
- C2** S. 6(3) modified by Administration of Justice Act 1964 (c. 42), **s. 19(4)**

**Changes to legislation:**

There are currently no known outstanding effects for the Sheriffs Act 1887, Section 6.