



# New Forest Act 1877

1877 CHAPTER cxxi 40 and 41 Vict

## *Supplemental Provisions*

27, 28. ....<sup>F1</sup>

### **Textual Amendments**

**F1** Ss. 15, 17, 18, 27, 28, 31, 39, Sch. 2 repealed by [New Forest Act 1949 \(c. 69\), s. 22, Sch. 2](#)

### **29 Appeal to High Court of Justice in respect of invalid election.**

It shall be the duty of Her Majesty's High Court of Justice, upon the application of any person who may be aggrieved by or complain of the election of any verderer, or any proceeding, act, or matter touching the same (reasonable notice having been given by the adverse party to those affected thereby of such intended application), to proceed forthwith, and in a summary way, to hear the affidavits, proofs, and allegations of the parties, or otherwise to inquire into the matter or cause of complaint, and either to confirm the election so complained of, or to order a new election, or to make such order and give such relief in the premises as right and justice may appear to the court to require; but no such application as aforesaid shall be entertained by the court unless it is made within one month after the election has taken place in respect of which the complaint is made; and no such election shall be declared invalid by reason of any defect in the title of the returning officer.

### **30 Fine on neglect of duty by returning officer.**

If the returning officer refuses or neglects to comply with any enactment of this Act relating to the election of verderers he shall be liable, on summary conviction before two justices of the peace, to a fine not exceeding [<sup>F2</sup>level 2 on the standard scale].

*Changes to legislation: There are currently no known outstanding effects for the New Forest Act 1877, Cross Heading: Supplemental Provisions. (See end of Document for details)*

**Textual Amendments**

**F2** Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), **s. 46**

**31** ..... **F3**

**Textual Amendments**

**F3** [Ss. 15, 17, 18, 27, 28, 31, 39, Sch. 2](#) repealed by [New Forest Act 1949 \(c. 69\)](#), s. 22, **Sch. 2**

**32 Mandamus to verderers making default in duty.**

If the verderers make default in causing any act or thing to be done which may be required or authorised to be done . . . <sup>F4</sup>for the purpose of the election of verderers in pursuance of this Act, Her Majesty’s High Court of Justice may, upon the application of any person entitled or claiming to be entitled to vote at the election of the verderers, made in a summary manner, issue a mandamus for remedying each default.

**Textual Amendments**

**F4** Words repealed by [New Forest Act 1949 \(c. 69\)](#), s. 22, **Sch. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the New Forest Act 1877, Cross Heading: Supplemental Provisions.