

The EXECUTION and CARRYING OUT,

Erroneous and Irregular sentences, warrants, etc.	By a duly authorised officer, gaoler, and lawful assistants,	of a SENTENCE, process or warrant PASSED OR ISSUED WITHOUT AUTHORITY OR without or in excess of ju- risdiction in the particular case, IS JUSTIFIED,
	if the Court which passed or issued it has jurisdiction under some circum- stances to pass or issue it,	
	EVERY OFFICER, gaoler or person EXECUTING or assisting in executing	any process or warrant, PASSED or issued WITHOUT JURISDICTION, is protected from crimi- nal respon- sibility,
	if he acts in good faith believing it to be that of a Court, etc., having juris- diction, and if such Court, etc., act under color of a lawful appointment or commission.	
	EVERY ONE acting under A WARRANT or process, BAD IN LAW for a defect in substance or form apparent on its face,	if he, in good faith and without culpable ignorance and ne- gligence, believes the war- rant or process good in law, is protected from crimi- nal respon- sibility.
	And ignorance of the law, in such case, is an excuse (1).	
	Whether the facts constitute culpable negligence in so believing	is a question of law.

Arrest of wrong person.	EVERY ONE duly authorised to execute a warrant to arrest, and EVERY ONE called upon to assist therein, and EVERY GAOLER required to receive and detain the person arrested	is PROTECTED from criminal responsibility in ARRESTING and receiving and detaining A WRONG PER- SON,	if he, in good faith and on reasonable grounds, believes that the person arrested is the one named in the war- rant.

(1) See "Ignorance of law," ante, p. 2.