

“ Whenever the Recorder before whom any person is charged under the first section of the said Act proposes to dispose of the case summarily under the provisions of the said first section, such Recorder, after ascertaining the nature and extent of the charge, but before the formal examination of the witnesses for the prosecution, and before calling on the party charged for any statement which he may wish to make, shall state to such person the substance of the charge against him, and shall then say to him these words, or words to the like effect: “ Do you consent that the charge against you shall be tried by me, or do you desire that it shall be sent for trial by a Jury at the (*naming the Court at which it could so next be tried*;)” and if the person charged shall consent to the charge being summarily tried and determined as aforesaid, then the Recorder shall reduce the charge into writing, and read the same to such person, and shall then ask him whether he is guilty or not of such charge; and if such person shall say that he is guilty, the Recorder shall then proceed to pass such sentence upon him as may by law be passed, subject to the provisions of this Act in respect to such offence; but if the person charged shall say that he is not guilty, the Recorder shall then examine the witnesses for the prosecution, and when the examination is completed, the Recorder shall inquire of the person charged whether he has any defence to make to such charge, and if he shall state that he has a defence, the Recorder shall hear such defence and shall then proceed to dispose of the case summarily.”

Accused party to be asked whether he consents to be tried summarily.

If he consents to be so tried.

And pleads guilty;

and if he pleads not guilty.

IV. It shall be lawful for any Recorder before whom any person is charged under the said Act as hereby amended, by summons to require the attendance of any person as a witness upon the hearing of the case at a time and place to be named in such summons; and such Recorder may bind by recognizance all persons whom he may consider necessary to be examined touching the matter of such charge, to attend at the time and place to be appointed by him, and then and there to give evidence upon the hearing of such charge; And in case any person so summoned or required or bound as aforesaid, shall neglect or refuse to attend in pursuance of such summons or recognizance, then upon proof being first made of such persons having been duly summoned as hereinafter mentioned, or bound by recognizance as aforesaid, it shall be lawful for the Recorder before whom such person ought to have attended, to issue a warrant to compel his appearance as a witness.

Recorder may compel attendance of witnesses.

Warrant may issue to compel attendance in certain cases.

V. Every summons issued under this Act may be served by delivering a copy of the summons to the party summoned, or by delivering a copy of the summons to some inmate of such party's usual place of abode; and every person so required by any writing under the hand of any Recorder to attend and give evidence as aforesaid, shall be deemed to have been duly summoned.

How any summons under this Act shall be served.