



ANNO VICESIMO QUARTO
GEORGI II. REGIS.

C H A P. III.

An O R D I N A N C E

For securing the Liberty of the Subject, and for prevention of Imprisonments out of this province.



HEREAS it hath graciously pleased the King's most Excellent Majesty, in his instructions to his Excellency the Captain General and Governor in Chief of this province, to commit to the Legislature thereof, the consideration of making due provision for the security of the personal liberty of his subjects therein, and to suggest that, for that purpose, the Legislature could not follow a better example, than that which the common law of England hath set, in the provision made for a writ of *Habeas Corpus* which is the right of every British subject in that kingdom: Be it declared and enacted by his Excellency the Captain General and Governor in Chief of this province, by and with the advice and consent of the Legislative Council thereof, and by the authority of the same it is hereby declared and enacted.

A R T. I.

THAT from and after the day of the publication of this Ordinance, all persons who shall be or stand committed or detained in any prison within this province, for any criminal or supposed criminal offence, shall of right be entitled to demand, have and obtain from the Court of King's Bench in this province, or from the Chief Justice thereof, or from the Commissioners for executing the office of Chief Justice, respectively, or from any Judge or Judges of the said Court of King's Bench, the writ of *Habeas Corpus*, together with all the benefit and relief resulting therefrom, at all such times, and in as full, ample, perfect and beneficial a manner, and to all intents, uses, ends and purposes, as his Majesty's subjects within the realm of England, who may be or stand committed or detained in any prison