

CHAPTER 10.

SHERIFFS.

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CHAPTER 10.

SHERIFFS.

An Ordinance to consolidate and amend the law relating to Sheriffs in the Colony and Protectorate.

17 of 1921.
39 of 1924.
7 of 1944.
O. in C.
13 of 1925.

[17TH SEPTEMBER, 1921.]

1. This Ordinance may be cited as the Sheriffs Ordinance, and shall apply to the Colony and Protectorate.

Short title.

2. The Governor may, as he thinks fit, appoint Sheriffs, Deputy Sheriffs, Under Sheriffs, Assistant Under Sheriffs, Bailiffs and Assistant Bailiffs, for the Colony and Protectorate, or any province or district thereof, and such officers may lawfully execute the office of Sheriff within the Colony, Protectorate, province or district in respect of which they are appointed, and all such officers shall have the same powers and protection as the Sheriff.

Appointment of Sheriffs.

3. Unless and until any such appointments are made—

Sheriffs of the Colony and Protectorate.

(1) the Commissioner of Police shall be the Sheriff of the Colony;

(2) the Commissioners of the Northern, South-Western and South-Eastern Provinces shall be respectively the Sheriffs of those provinces;

(3) the District Commissioner of every district in the Protectorate shall be the Deputy Sheriff of that district.

Payment of
fees into
Treasury.

4. All fees received by virtue of his office by any officer appointed under section 2 of this Ordinance shall be paid into the Treasury and form part of the general revenue of the Colony.

Execution of
process.

5. (1) Every duty of the Sheriff in the execution of any process of the Supreme Court in the Colony may be performed by any officer appointed under section 2, and in the Protectorate by any member of the Sierra Leone Police Force.

(2) Any such person who is in possession of such process shall be presumed to be duly so authorised, and shall, for all the purposes of such execution, and connected therewith, be an officer of the Supreme Court.

Protection of
Sheriffs.

6. No Sheriff or other officer appointed for the Protectorate under section 2 shall be liable to be sued for any act or omission of any Bailiff, member of the Sierra Leone Police Force, or other person in the execution of any process which has been done, or has occurred through disobedience or neglect, or in excess of the orders or instructions given by such Sheriff or other officer.

Power to
prescribe fees.

7. The Governor in Council may by order prescribe the fees to be charged by officers appointed under section 2 and members of the Sierra Leone Police Force.

Unless and until such order is made, the fees set forth in the schedule to this Ordinance shall be in force.

Sec. 7.

SCHEDULE.

	£	s.	d.
For every warrant which shall be granted by the Sheriff to his officer upon any writ or process	0	2	6
For an arrest	0	10	6
For conveying the defendant to gaol from the place of arrest, per mile	0	1	0
For a bail bond	1	1	0
For receiving money upon deposit for arrest and paying the same into Court	0	6	8
For assignment of bail or other bond	0	5	0
For the return of any writ of <i>habeas corpus</i>	0	8	0
For the return of any writ or process and filing the same ...	0	1	0
For the Bailiff to conduct prisoner to gaol	0	5	0
To the Bailiffs for serving writs of summons or for executing warrants on extent, <i>capias utlagatum</i> , <i>levari facias</i> , <i>feri facias</i> , <i>ca. sa.</i> , <i>ne exeat</i> , attachment, <i>elegit</i> , writ of possession, forfeited recognizance, and other like matters, for each, if the distance from the Sheriff's office do not exceed five miles	0	5	0

	£	s.	d.
If beyond that distance, per additional mile	0	0	6
For each man left in possession on writs of sequestration, etc., when absolutely necessary, per diem	0	1	0
		to	
	0	3	0
For every sale by auction, notwithstanding the defendant should become insolvent, where the property sold does not produce more than three hundred pounds, five per cent.; more than three hundred pounds and not exceeding five hundred pounds, three per cent.; and where it exceeds five hundred pounds, two-and-a-half per cent.			
On execution of every writ of possession, one shilling in the pound on the yearly value of the lands delivered when the whole yearly value does not exceed one hundred pounds; and sixpence in the pound for every pound above that sum.			
For bond of indemnity	1	1	0
Certificate of execution having issued for record	0	5	0
Sheriff for summoning jury and presiding on inquisition ...	2	2	0
On writs of extent, <i>elegit</i> , <i>capias utlagatum</i> , and others of the like nature, for summoning the jury and presiding at the inquisition	2	2	0
For drawing and copying the inquisition, per folio	0	1	0
For return to common or special <i>venire</i>	0	5	0
The like on <i>distringas</i> or <i>habeas corpus</i> for common jury ...	0	12	0
For Bailiff for summoning common or special jury	0	7	6
Sheriff attending on trial at bar or before the Court, per diem ...	0	10	6
Sheriff attending levy, sale, etc.	0	10	6
Sheriff's Bailiffs (not exceeding three per diem) attending in Court on trials, each per diem	0	2	6
For any duty not herein provided for, such sum as the Court may direct the Master or Clerk of the Court to allow.			