

- 39 El. 17. 25. ' Nor a wandring Souldier or Mariner that offendeth against
 ' 39 El. 17.
 22 Car. 2. 26. ' Or such as steal Cloth from the Tentors.
 22 Car. 2. 27. ' Nor such as imbezel his Majesties Stores.
 22 & 23 Car. 2. 28. ' Nor such as maliciously maim any Person.
 18 El. 7. ' Every person having his Clergy shall be forthwith deliivered out of §. 5.
 ' Prison, and not to the Ordinary; yet the Justices may detain him in
 ' Prison as a further punishment for any time not exceeding one year,
 ' and shall (notwithstanding his Admission to his Clergy) answer any
 ' other Offences.

Informations. Actions Popular. CHAP. CXCI.

' THE Civil Law hath two sorts of Informers; 1. *Voluntarius* as our §. 1.
 ' common Informer. 2. *Necessarius, qui invitus facit propter publici of- Kind.*
 ' *ficii necessitatem*; as with us the Kings Attorney, the Clerk of the Crown
 ' in the Kings Bench, who is *Capitalis Coronator Domini Regis*, which they
 ' call *Delator stationarius, fscalis*, which with us is Honorary.

' The *Delator voluntarius* is with us more necessary than creditable;
 ' for great have been the complaints against them, and many and fe-
 ' vere Laws have been made against them; yet such as govern them-
 ' selves well are to be encouraged as Furtherers of the publick Good.

19 Eliz. 5. 1. ' Every Informer shall exhibit his Information in person, or by At- §. 2.
 ' torney, and not by Deputy.

2. ' None shall be admitted to pursue against any person upon any
 ' Penal Statute, but by Information or Original Action, and not other-
 ' wise. *How In- formations may be ex- hibited, when, and by whom.*

3. ' Upon every such Information a Note shall be made of the Day,
 ' Month and Year of the exhibiting thereof into any Office, or to any
 ' Officer, without antedating thereof, and to be accounted of Record
 ' from that time and not before.

4. ' No Procces shall issue until the Information be exhibited in form *Procces.*
 ' aforesaid; and upon such Procces shall be indorsed as well the persons
 ' Name that pursueth, as the Statute on which it is brought.

5. ' The Clerk that maketh out Procces contrariwise shall forfeit
 ' 40s. a moiety to the Queen, the other moiety to the party against
 ' which such Procces is made, to be recovered in any Court of Record,
 ' &c.

6. ' No Informer shall agree with the Offender before Plea pleaded,
 ' nor after, without leave from the Court.

7. ' Every person (excepts Clerks in Court) offending against the Act, *compositi-*
 ' or making any composition, or taking any mony, reward or promise of *on.*
 ' reward, without consent of some of the Kings Courts at *Westminster*,
 ' the party convicted shall stand two hours in the Pillory in some Market
 ' next adjoining, and be disabled to be an Informer, and forfeit 10 l. a
 ' moiety to the Queen, and the other moiety to the party grieved, to be
 ' recovered in any Court of Record.

8. ' If any Informer shall willingly delay his Suit, or shall discontinue,
 ' or be nonsuited, or a Verdict pass against him and Judgment, he shall
 ' pay the Defendant his Costs, and have usual Executions.

' But that Act shall not extend,