



Summary Jurisdiction (Process) Act 1881

1881 CHAPTER 24 44 and 45 Vict

5 Provision as to execution of process.

Where a person is apprehended under any process executed in pursuance of this Act, such person shall be forthwith taken to some place within the jurisdiction of the court issuing the process, and be there dealt with as if he had been there apprehended.

A warrant of distress^{F1} or warrant of control] issued in England when endorsed in pursuance of this Act shall be executed in Scotland as if it were a Scotch warrant of poinding and sale, and a Scotch warrant of poinding and sale when endorsed in pursuance of this Act shall be executed in England as if it were an English warrant of distress, and the enactments relating to the said warrants respectively shall apply accordingly, except that any account of the costs and charges in connexion with the execution, or of the money levied thereby or otherwise relating to the execution, shall be made, and any money raised by the execution shall be dealt with in like manner as if the warrant had been executed within the jurisdiction of the court issuing the warrant.

Textual Amendments

- F1** Words in s. 5 inserted (6.4.2014) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\)](#), s. 148, [Sch. 13 para. 15](#) (with s. 89); [S.I. 2014/768](#), art. 2(1)(b)

Changes to legislation:

There are currently no known outstanding effects for the Summary Jurisdiction (Process) Act 1881, Section 5.