



# Statute the Fifth (1351)

1351 CHAPTER 4 25 Edw 3 Stat 5

## IV None shall be taken upon Suggestion without lawful Presentment; nor disfranchised, but by Course of Law. **E+W**

.ITEM, Whereas it is contained in the Great Charter of the Franchises of England, that none shall be imprisoned nor put out of his Freehold, nor of his Franchises nor free Custom, unless it be by the Law of the Land; It is accorded assented, and stablished, That from henceforth none shall be taken by Petition or Suggestion made to our Lord the King, or to his Council, unless it be by Indictment or Presentment of good and lawful People of the same neighbourhood where such Deeds be done, in due Manner, or by Process made by Writ original at the Common Law; nor that none be out of his Franchises, nor of his Freeholds, unless he be duly brought into answer, and forejudged of the same by the Course of the Law; and if any thing be done against the same, it shall be redressed and holden for none.

*In Margine  
Rotuli.*

Statutu apud Westm in Parlamento in festo S'ci Hillarii  
anno regni Regis E. t'cii vicesimo q'nto tento, l'cm.

*Ex magno Rot. Stat. in  
Turr. Lond. m. 16.*

Estre ceo, come contenu soit  
en la g'nt Chre des franchises  
D'engleterre q' nul soit pris ne  
emprisonne, ne ouste de son  
frank ten ne de ses franchises ne  
de ses franchises custumes, sil ne  
soit p' lei de la frez. Aorde est,  
assentu & establi, q' nul desore  
soit pris p' petition ou suggestion  
faite a nre Seign' le Roi ou a son  
conseil, sil ne soit p' ordonement  
ou presentement des bones &  
loiaix du visnee ou tiele fait se  
face, & en due manere, ou p'ces  
fait sur brief original a la cobe  
lei; ne q' nul soit ouste de ses  
franchises ne de son frank ten sil  
ne soit mesme duement en  
respons, & forjugee dyceles p'  
voie de lei; et si rien soit fait al  
encont' soit redresse & tenue p'  
nul.

**Changes to legislation:**

There are currently no known outstanding effects for the Statute the Fifth (1351), Section IV.