The Writ of Prohibition: 
Jurisdiction in Early Modern English Law

Charles M. Gray

Index of Statutes

Magna Carta,........................ V. II, p. 308, 310, 347-
(Statutory version, 9 Hen.
3, c. 29 almost exclusively
for references in this
book.)

13 Edw. 1....................... V. II, p. 59, 105;
(Circumspecte agatis) V. III, p. 104, 207-209

9 Edw. 2....................... V. II, p. 59, 105;
(Articuli cleri) V. III, p. 104, 207-209

14 Edw. 3, c. 17............. V. III, p. 209
(Vicars assured of use of
Utrum)

45 Edw. 3, c. 3.............. V. I, p. 65-66
(Suits for tithes of timber
trees to be prohibited.)

50 Edw. 3, c. 4.............. V. I, p. 83-94, 96, 99-
105, 108-114, 115,
117, 146, 168,
179, 209, 265,
267, 301, 303,
321, 349, 350;
V. II, p. 41, 122

2 Hen. 4, c. 15............. V. II, p. 332, 350-356,
(De heretico comburendo) 364, 408, 431

2 Hen. 5, c. 3.............. V. II, p. 404-405, 410-
(Copy of libel to be
furnished to ecclesiastical
defendant) 413, 416-417

21 Hen. 8, c. 5............. V. I, p. 323;
(Inter alia reforms
intestacy law) V. II, p. 317;
V. III, p. 25.

21 Hen. 8, c. 6............. V. I, p. 288
(Regulates mortuary fees)

23 Hen. 8, c. 9............. V. I, p. 131-132, 134-
(Requires ecclesiastical
suits to be brought in the
diocese where defendant
lives) 135, 170-171, 221,
287, 344-345;
V. III, p. 25, 156.

25 Hen. 8, c. 6............. V. I, p. 168
(Punishment of buggery)

25 Hen. 8, c. 14............. V. II, p. 331-332
(Repeals de heretico
comburendo)

25 Hen. 8, c. 19............. V. II, p. 16
(Sect. vii affirms canon
law insofar as it is
consistent with English
law)

25 Hen. 8, c. 21............. V. I, p. 314-315
(Transfers Pope’s
dispensing power to
Archbishop of
Canterbury)

27 Hen. 8, c. 20............. V. III, p. 123
(Payment of tithes.
Confirmed and enlarged
by 2/3 Edw. 6, c. 13).

31 Hen. 8, c. 13............. V. I, p. xxxviii, 66-67,
(Basic act for dissolution
of the monasteries and for
saving monastic privileges
in successor-owners of
monastic property). V. II, p. 110-111;
V. III, p. 86-89.
Cf. Monasteries,
Dissolution of; in
Subject Index.

32 Hen. 8, c. 1.............. V. I, p. xxxix.
(Statute of Wills)

32 Hen. 8, c. 7.............. V. I, p. 68, 132-133;
(Payment of Tithes,
confirmed and enlarged by
2/3 Edw. 6, c. 13)

32 Hen. 8, c. 9.............. V. II, p. 333
(Maintenance)

32 Hen. 8, c. 38.............. V. I, p. 232-233
(Marriage)

34 Hen. 8, c. 19............. V. III, p. 85-91, 99
(Pensions out of former
monasteries)
Index of Statutes

(Basic statute on tithes. Sects. i-ii of the statute concern the fundamental duty to pay and to allow access. Sects. v-vi exempt reclaimed land from tithes temporarily. Sect. x concerns the related duty to pay offerings. Prohibitions: imposes obligations to affix the ecclesiastical libel to the surmise and to provide *prima facie* proof of the surmise by two witnesses.)

(Supremacy Act, Sect. xviii of which is the basis for the High Commission)

(Uniformity Act, by which various offenses against ecclesiastical discipline are made secular offenses)

5 Eliz., c. 9……………… V. I, p. 80; V. II, p. 335.
(Perjury and compulsion of witnesses)

13 Eliz., c. 10………..………. V. II, p. 326
(Fraud to evade liability for dilapidations)

(Imposing secular penalties on breaches of discipline by clergymen)

18 Eliz., c. 3……………… V. II, p. 51.
(Reputed fathers of bastards)

27 Eliz., c. 8……………… V. I, p. 101.
(Writs of error to review King’s Bench decisions)

31 Eliz, c. 6……………… V. I, p. 234-235 V. II, p. 127, 375, 388, 400.
(Simony)

35 Eliz., c. 1……………… V. II, p. 432-433.
(Punishing coventicles)