

Anno 28^e EDWARDI, III. A.D.1354.

Statutum de anno vicesimo octavo Reg' E. tercii.

In Margine
Rotuli.

THE STATUTE OF THE TWENTY-EIGHTH YEAR OF KING EDWARD III.*

Ex magno Rot. Stat. in Turr. Lond. m. 14.

NOSTRE Seignour le Roi a son plement tenez a Weymonster le Lundy Paschein ap's la feste de Saint Marc Lewangelist, lan de son regne Dengleterre vint & oetisme, & de l'nce quinzisme, a lon' de Dieu & de Sainte Eglise, & p' cōe p'it de lui & de son poeple, de l'assent des Prelatz, Princes, Ducs, Contes, Barons, & la Cōe de son roialme illoecs assemblez, ad ordene & establi les points souzscriptz.

Pre'mement q' la g'nt Chartre & la Chartre de la Foreste, & touz aut's estatutz avant ces heures faitz & usez, soient gardez & maintenez en touz pointz.

Item, acorde est & establi, q' touz les Seign's de la Marche de Gales soient ppetuelement entendantz & annexes a la corone Dengleterre, come ils & leur aunces's ount este de tout temps avant ces heures, & noupas a la Principalte de Gales, en q' mains q' meisme la Principalte soit ou devendra ap's ses heures.

Item, q' nul hōme, de quel estate ou condicion q'il soit, ne soit oste de l're. ne de teñ, ne pris, nempriſone, ne deshite, ne mis a la mort, saunz estre mesme en respons p due pces de lei.

Item p'ce q' Eschetours & autres Minist's le Roi q' ount fait livree p mandement du Roi de sa Chancellerie, des l'res & teñz q' estoient pris en la main le Roi p la mort des tenantz q' tindrent de lui, a les heirs, & aut's, as queux les ditz l'res & teñz devoient descendre, re'vir, ou remaindre, ount este chargez en leschequer des fermes & des rentes, dount les l'mes des paiementz estoient avenir ap's la livree faite, p' la rate & l'asserant du temps q' meismes les l'res ou teñz estoient en la main le Roi: Acorde est, q' des Manoirs, Citees, Burghs, villes, hundredes, l'inchises & totes aut's l'res & teñz dount p'it sourdent de temps en temps pmi lan, come de Molins, herbage, tolune, ples & purchaces de Court, & aut's tieux issues & p'it, chescun Eschetour, & autre Ministre q' tieux l'res & teñz avont seisis al oepe le Roi, soit tenez de respondre au Roi p' la rate et l'asserant du temps solonc l'ancien cours de Leschequer; et q' daunciens fermes & rentes q' sont a paier as d'eins l'mes, come rente sec, & rente d'vice dount nul p'it sourde tanq' au jour du paiement, soient tieles fermes & rentes paiez a ceux q' enount la livree hors de la main le Roi, as l'mes des paiementz des dites fermes & rentes q' ensuent ap's tiele livree faite, sibien de temps passe come de temps avenir.

Item, acorde est & establi, q' feer fait en Engleterre, & feer mesme en Engleterre & illoecs vendu, ne soit mesme hors du roialme Dengleterre s' peine de forfaire le double de's le Roi: et eient les Justices assignez denquere de laborers, & aut's Justices queux le Roi vodra a ce assigner, poer denquere de ceux q' vendent le feer a trop cher pris, & de les punir solonc la quantite de l'epas.

OUR Lord the King, at his Parliament holden at Westminster, the Monday next after the Feast of St. Mark the Evangelist, the Year of His Reign, of England the Eight and twentieth, and of France the Fifteenth, to the Honour of God and of Holy Church, and for the common Profit of him and his People, by the Assent of the Prelates, [the Prince,] Dukes, Earls, Barons, and the Commons of [this] Realm there assembled, hath ordained and established the Points under written.

FIRST, That the Great Charter, and the Charter of the Forest, and all other Statutes before this Time made and used, be kept and maintained in all Points.

ITEM, It is accorded and established, That all the Lords of the Marches of Wales shall be perpetually attending and annexed to the Crown of England, as they and their Ancestors have been all Times past, and not to the Principality of Wales, in whose Hands soever the same Principality be, or hereafter shall come.

ITEM, That no Man of what Estate or Condition that he be, shall be put out of Land or Tenement, nor taken, nor imprisoned, nor disinherited, nor put to Death, without being brought in Answer by due Process of the Law.

ITEM, Because that Escheators and other the King's Ministers, which have made Livery by the King's Commandment from his Chancery, of the Lands and Tenements that were taken into the King's Hands by the Death of the Tenants, which held of him, [and] the Heirs and other, to whom the said Lands and Tenements ought to descend, revert, or remain, have been charged in the Exchequer of the Firms and the Rents, whereof the Terms of Payments were to come after such Livery made, for the Rate and Portion of the Time that the same Lands and Tenements were in the King's Hands: It is accorded and established, That of Manors, Cities, Boroughs, Towns, Hundreds, Franchises, and all other Lands and Tenements, whereof Profit doth rise from Time to Time through the Year, as of Mills, Herbage, Toll, Pleas and Profits of Courts, and all such Issues and Profits, every Escheator and other Minister, which hath seised such Lands and Tenements to the King's Use, shall be bound to answer to the King for the Rate and Portion of the Time, according to the old Course of the Exchequer; and that of ancient Firms and Rents, which be to be paid at certain Terms, as Rent-Sock, and Rent-Service whereof no Profit riseth till the Day of Payment, such Firms and Rents shall be paid, to them which have Livery out of the King's Hand, at the Terms of Payments of the said Firms and Rents, which followeth after such Livery made, as well of the Time past, as of the Time to come.

ITEM, It is accorded and established, That Iron made in England, and Iron brought into England, and there sold, shall not be carried out of the said Realm of England, upon Pain of forfeiting the Double to the King: And the Justices assigned [shall have Power] to enquire of Labourers, and the other Justices whom the King will thereto assign, shall have Power to enquire of them that sell the Iron at too dear a Price, and to punish them after the Quantity of the Trespass.

* Principis MS. Tr. 2.

* his

* to

* Omit these Words.

I.
Charters and
Statutes
confirmed.II.
Lords of
Marches of
Wales,
annexed to
the Crown.III.
None shall be
condemned
without due
Process of
Law.IV.
How the
King shall be
satisfied of
the mean
Rates of
those Lands
which come
to his Hands
by the Death
of his
Tenants.V.
Iron shall not
be exported.

Price of Iron.

* In the old Printed Copies this is intituled 'Statutum apud Westmonasterium de libertatibus Londoniarum' and in MS. Harl. 4999, 'The Statute of Westminster of the Liberties of London.' See Chapter 10 of the Statute.

VI.
Coroners
shall be
chosen by
the Common
of the
Counties.

ITEM, It is ordained and accorded, That all Coroners of the Counties shall be chosen in the full Counties by the Commons of the same Counties, of the most meet and most lawful People that shall be found in the said Counties to execute the said Office: Saved always to the King and other Lords which ought to make such Coroners, their Seignories and Franchises.

VII.
Sheriffs shall
be removed
from Office
yearly.

ITEM, It is ordained and established, That the Sheriffs of the Counties shall be removed every Year out of their Offices; so that no Sheriff that hath been in his Office by a Year, shall abide in the same Office the Year next following; and that no Commission be made to him thereof, or renewed for the same Year following.

VIII.
Attaint
given in all
Cases of
Trespas.

ITEM, It is accorded, That the Writ of Attaint shall be granted from henceforth, as well upon a Bill of Trespas, as upon a Writ of Trespas, of Inquests which be to be taken in Time to come, without having Regard to the Quantity of the Damages.

IX.
Commissions
to Sheriffs,
for taking
Inquests to
indict People,
repealed and
prohibited.

ITEM, Because that the People of the Realm have suffered many Evils and Mischiefs, for that Sheriffs of divers Counties, by virtue of Commissions and general Writs granted to them, at their own Suit, for their singular Profit to gain of the People, have made and taken divers Inquests to cause [to indict the People] at their Will, and have taken Fine and Ransom of them to their own Use, and have delivered them, whereas such Persons indicted were not brought before the King's Justices to have their Deliverance: It is accorded and established, for to eschew all such Evils and Mischiefs, That all such Commissions and Writs before this Time made, shall be utterly repealed, and that from henceforth no such Commissions nor Writs shall be granted.

X.
Penalty on
the Mayor,
Sheriff, and
Aldermen
of London
not redressing
of Errors
and Misprisions
there.

ITEM, Because that the Errors, Defaults, and Misprisions which be notoriously used in the City of London, for Default of good Governance of the Mayor, of the Sheriffs, and the Aldermen, cannot be enquired nor found by People of the same City: It is ordained and established, That the said Mayor, Sheriffs, and Aldermen, which have the Governance of the same City, shall cause to be redressed and corrected the Defaults, Errors, and Misprisions above named, and the same duly punish from Time to Time upon a certain Pain; that is to say, at the first Default a thousand Marks to the King, and at the second Default, two thousand Marks, and at the third Default that the Franchise and Liberty of the City be taken into the King's Hand: And be it begun to enquire upon them at St. Michael next coming, so that if they do not cause to be made due Redress as afore is said, it shall be enquired of their Defaults by Inquests of People of Foreign Counties, that is to say, of Kent, Essex, Sussex, Hertford, Buckingham, and Berks, as well at the King's Suit as others that will complain. And if the [Mayors,*] Sheriffs, and Aldermen be by such Inquests [thereto assigned,*] indicted, they shall be caused to come by due Process before the King's Justices, which shall be to the same assigned, out of the said City, before whom they shall have their Answer, as well to the King as to the Party; and if they put [them in*] Inquests, the same Inquests shall be taken by Foreign People as afore is said; and if they be attainted, the said Pain shall incur and be levied of the said Mayor, Sheriffs and Aldermen, for Default of their Governance; and nevertheless the Plaintiffs shall recover [the*] Treble Damages against the said Mayor, Sheriffs, and Aldermen. And because that the Sheriffs of London be Parties to this Business, the Constable of the Tower, or his Lieutenant, shall serve in the Place of the Sheriffs to receive the Writs, as well Originals of the Chancery as Judicials, under the Seal of the Justices, to do thereof Execution in the said City; and Process shall be made by Attachment and Distress, and by Exigent, if need be; so that at the King's Suit the Exigent shall be awarded after the first Capias returned, and at the third Capias returned at the Suit of the Party. And if the Mayor, Sheriffs, and Aldermen have Lands or Tenements out of the City, Process shall be made against them by Attachments and Distresses in the

* people to be indicted

* Mayor

* Not in Original

* Council: et al

* their

Item, ordene est & establi q̄ touz Coroners des Countees soient esluz en pleins Countees, p̄ les Cōes de meismes les Countees, de plus covenables & plus loialx gentz q̄ yront trovez es ditz Countees affaire le dit office; Sauve totes foitz au Roi & as auts Seigns q̄ tieux Coroners doivent faire, leur Seignies & Franchises.

Item, ordene est & establi, q̄ les viscontz des Countees soient remuez chescun an hors de leur offices; Issint q̄ nul viscont, qad este en son office p̄ un an, demoege en meisme loffice lan p̄sch ensuant; et q̄ nulle cōmission lui ensoit faite ou renovele p' meisme lan suant.

Item, acorde est & establi q̄ brief datteint soit g'nte desore, sibien s' bille de l'espas, come s' brief de l'espas, des enquestes q̄ sont a p̄ndre en temps avenir, saunz avoir regard au quantite des damages.

Item, p'ce q̄ le poeple du Roialme ad suffert plusieurs malx & meschiefs, de ce q̄ viscontes de div̄ses Countees, p̄ l'ue des cōmissions & briefs gēnals a eux g'ntez a leur seute demesne, p' leur singular p̄fit, de gagner du poeple, ount fait & pris div̄ses enquestes de faire enditer les gentz a leur volute, & ount pris fins & raunccons de eux a leur oeps demesne, & les ount deliv̄s saunz ce q̄ tieux enditez feussent mesnez devant les Justices le Roi, p' leur deliv̄ance avoir: Acorde est & establi p' tieux malx & meschiefs eschure, q̄ touz tieux cōmissions & briefs, avant ces heures faitz, soient outrement repellez, & q̄ desore nulles tieux cōmissions ne briefs soient g'ntez.

Item, p'ce q̄ les erreurs defautes & mesprisions q̄ sont noitirement usez en la Cite de Londres, p' defaute de bone gov̄nement du Meire, des Viscontes & des Aldermans, ne p'ront estre enquis ne trovez p̄ gentz de meisme la Cite; Ordene est & establi q̄ les ditz Meire, Viscontes & Aldermans q̄ ount le gov̄nement de la dite Cite, facent redrescer & corriger les defautes, erreurs & mesprisions susnommez, & les dument punir de temps en temps, s' Meine peine; Cest assavoir au p̄mer default M. m'r au Roi, & a la scde default deux milz marcs, & a la tierce default, q̄ la franchise de la Cite soit pris en la main le Roi: & soit comence denquere s' eux a la Seint Michel p̄schein avenir; Issint q̄ sils ne facent dues redrescementz come desus est dit, soit enquis de leur defautes p̄ enquestes de gentz de foreins Countees, Cest assavoir de Kent, Essex, Sussex, Hertford, Buk, & Berk, sibien a la scute le Roi come dauts q̄ pleindre se vodront. Et si les Meire viscontes & Aldermans soient p̄ tieux enquestes enditez, soient faitz venir p̄ due p̄ces devant les Justices le Roi, q̄ yront a ce assignez, dehors la dite Cite, devant queux ils eient leur respons sibien au Roi come a la p̄tie; et sils se mettent en enquestes, soient celles enquestes pris p̄ gentz foreins, come desus est dit; & sils soient atteintz, soit la dite peine encuru, & leve des ditz Meire Viscontes, & Aldermans p' defaut de leur gov̄nement, & nientm̄ciz les pleintifs recovent leur damages au treble d̄s les ditz Meire Viscontes & Aldermans: et p̄ cause q̄ les viscontes de Londres sont p̄ties a ceste busoigne, soit le Conestable de la Tour ou son lieutenant Ministre en lieu des Viscontes, a recevoir les briefs, sibien originals de la Chancellerie come judicials souz les seax des Justices, affaire ent execution en la dite Cite; & soit p̄ces faitz attachementz & p̄ destresces & p̄ exigende si mestiere soit; Issint q̄ a la seute le Roi soit lexigende agarde ap̄s le p̄mer Capias retourne, & a la tierce Capias retourne, a seute de p̄tie. Et si les Meire, Viscontz & Aldermans eient t̄res ou t̄reiz dehors la Cite, soit p̄ces faitz d̄s eux p̄ attachementz & destresces en meismes les

Trial of
such Defaults
shall be by
Inquest of
the adjoining
Counties.

Constable of
the Tower
shall receive
and execute
Writs in
such Cases.
Process of
Attachment,
Distress, and
Exigent.

Contees ou les Pres & teiz sont : et q chescun des ditz Meire, Viscontes & Aldermans q vendra devant les dites Justices, respoigne singulerement p' lui meismes, sibien au pil des auts q sont absents come de lui meismes : et ceste ordonnance soit tenue ferme & estable, nient contreestant franchise, privilege, ou custumes qconques. Et se extend ceste ordonnance as auts Citees & Burghs du roialme ou tieux defautes & mesprisions sont usez & nemie duement corrigez ne redrescez ; sauve q les enquestes soient prises p gentz foreins de meisme le Contee ou tieles Citees & Burghs sont ; et q la peine de ceux des Citees Burghs & villes, q de ce sont atteints, soit ajugge p descrecion des Justices q a ce sont assignez.

Item, p'ce q g'nt clamour & grevous plaintes sont faitz sibien p aliens come p denzeins q Marchantz & auts passantz pmi le roialme Dengleterre od leur marchandises & auts biens, sont tuez & derobbez & meement ore plus qils ne soleient, dount remede nad este fait as compleignantz ; nre Seign' le Roi, considerant le pfit q p'ra avenir au dit roialme p venue & demoree des Marchantz aliens en meisme le roialme, & les damages & meschiefs q a eux & auts sont faitz de jour en autre p tieux homicides & robbies, & veullant p'voir a la seurte & indemnite des Marchantz & auts susditz, ad ordene & establi p assent de tout son plement, au fin q Marchantz aliens eient greindre volente & corage de venir en le dit roialme Dengleterre, q remede soit desore fait hastivement, as tieux Marchantz & auts issint derobbez, solonc la forme contenue en lestatut nadgairs fait a Wyncestre ; cest assavoir, q solempnement crie soit fait en toutz Contees, Hundredes, Marches, feires & touz auts lieux ou solempne assemblee de gentz sra, Issint q nul p ignorance se puisse excuser, q chescune pais issint desoremes soit garde, q meintenent ap' robbies & felonies faites soit fait fresshe seute de ville en ville, & de pais en pais ; et enquestes soient auxint si mestiere soit prises en villes p celui q est sovein de la ville, & puis en hundredes franchises & en Contees, & aucune foitz en deux, trois ou quatre Contees, en cas q'nt felonies sont faites en marches des Contees, Issint q meffesours pussent estre atteints. Et si le pais de tieu man' de meffesours ne respoigne, la peine sra tiele, q chescune pais cest assavoir gentz en pais demorantz respoignent des robbies faites & des damages ; issint q tout le hundred ou la robbie sra faite, ove les franchises q sont deinz la p'ceinte de meisme le hundred, respoignent de la robbie faite ; & si la robbie soit faite en divises de deux hundredes, respoignent ambedeux les hundredes ensemblement od les franchises : & plus long tme na'ra le pais ap' la robbie faite ou felonie, q quarant jours deinz les queux il covient qils facent gre de la robbie ou del meffait, ou qils respoignent des corps de meffesours.

Item, p'ce q la mene gent du Roialme & plusieurs auts se sont copleintz des grevances q leur sont faites, de ce q les p'cours nre Seign' le Roi, ma dame la Roigne, du Prince, & des auts, ont pris de eux leur biens vivres & vitailles, & les en ont baille tailles, assignantz a eux jour & lieu de recevoir leur paiement, en foreins & lointismes lieux, ou ils ont despendu la value de la chose issint pris de eux ou le double, avant qils eient receu leur paiement, & sovent ont failli de tout ; le Roi veullant p'voir de remede contre tieles grevances, ad ordene & establi p' quiete & cese de son poeple, q de totes p'veances q sont ou sont faites a son oeps ou al oeps d'autri, deinz la soume de vint souldz,

same Counties where the Lands or Tenements be : And that every of the said Mayors, Sheriffs, and Aldermen which do appear before the said Justices, shall answer particularly for himself, as well at the Peril of other which be absent, as of himself : And this Ordinance shall be holden firm and stable, notwithstanding any Manner of Franchise, Privileges, or Customs : And this Ordinance shall extend to all Cities and Boroughs of the Realm where such Defaults or Misprisions be used, and not duly corrected nor redressed ; saving that the Inquests shall be taken by Foreign People of the same County where such Cities or Boroughs be : And that the Pain of those of the said Boroughs and Towns, which shall be thereof attained, shall be judged by the Discretion of the Justices which shall be thereto assigned.

Provisions
hereof
extended to
all Cities and
Boroughs.

ITEM, Because that great Clamour and grievous Complaints be made, as well by Aliens as by Denizens, that Merchants and other passing through the Realm of England with their Merchandises and other Goods, be slain and robbed, and namely now more than they were wont, whereof Remedy hath not been made to the [Complaints ;] Our Lord the King, considering the Profit which may come to the said Realm by coming and abiding of the said Merchants Aliens in the same Realm, and the Damage and Mischief which to them and other is done daily by such Manslaughters and Robberies, and willing to provide for the Surety and Indempnity of Merchants and other aforesaid, hath ordained and established, by the Assent of all his Parliament, to the Intent that Merchants Aliens shall have the greater Will and Courage to come into the said Realm of England, [and] that Remedy from henceforth be speedily made to such Merchants and other robbed, according to the Form contained in the Statute late made at Winchester ; that is to say, that solemn [Cry] be made in all Counties, Hundreds, Markets, Fairs, and all other Places where [solemn Assembly] of the People shall be, so that none by Ignorance shall excuse him, that every Country from henceforth be so kept, that immediately after Felonies and Robberies done, fresh Suit be made from Town to Town, and from Country to Country ; and Inquest, if need be, shall be also taken in the Towns by him which is Sovereign of the Town, and after in Hundreds, Franchises, and in the County, and some time in Two, Three, or Four Counties, in case when Felonies shall be done in the Marches of the Counties, so that the Offenders may be attained. And if the Country do not answer of such Offenders, the Pain shall be such, that every Country, that is to say, the People dwelling in the Country, shall answer of the Robberies done, and of the Damages ; so that all the Hundred where the Robbery shall be done, [or] the Franchises which be within the Precinct of the same Hundred, shall answer of the Robbery done ; and if the Robbery be done in the Division of two Hundreds, both Hundreds shall answer together with the Franchises : And longer Term shall not the Country have after the Robbery or Felony done, than Forty Days ; within which them behoveth to [make Gree of] the Robbery, or of the Offence, or that they answer of the Bodies of the Offenders.

XI.
Increase of
Murders and
Robberies.

Confirmation
and Amend-
ment of the
Statute of
Winchester,
13 Edw. I.
chapter 1, 2.

ITEM, for that the mean People of the Realm, and divers others have complained of the grievances done to them, because the Purveyors of our Lord the King, (?) the Queen, and of the Prince, and of other, have taken of them their Goods, [Livings] and Viſuals, and thereof have delivered them Tallics, assigning to them a day and place to receive their Payment at foreign places and far off, where they despended the value of the thing so taken of them, or the double, before that they have received their Payment, and oftentimes have failed of all ; the King willing to provide a remedy against such Grievances, hath ordained and established, for the quietness and ease of his People, that of all Purveyances which be or shall be made to his use, or to any others use, within the Sum of Twenty Shillings,

XII.

Purveyances
to the King's
Use under
xxx.

¹ Complainants ² Omit this Word. ³ Proclamation
⁴ great Resort ⁵ with ⁶ agree for
⁷ my Lady M^s. Tr. 2. ⁸ Provisions

shall be paid
for directly:
All others
within a
Quarter
of a Year.

Payment shall be thereof made incontinently upon the Purveyance made, without delivering any Tally [for any Day or Place elsewhere to be thereof assigned;] and that of other Purveyances made to the Sum of Twenty Shillings and above, Payment shall be made within a Quarter of a Year then next following after such Purveyances made, at certain Days and Places, according as it may be most for the Ease and less Travel of the People.

XIII.
The Statute
of the Staple
27 Edw. III.
Statute 2,
confirmed,
with certain
Amendments.

Stat. Stap.
27 Edw. III.
c. 3.

Id. c. 8.

Id. c. 11.

Warranty of
Packing of
Wools
repealed.

All Inquests
shall be de
Medietate
Lingue,
wherever
Aliens are
Parties.

The Freedom
of Alien
Merchants
secured in
coming to
England and
selling their
Goods.

ITEM, It is accorded and established, That all the Ordinances made in the great Council holden at Westminster, the Monday next after the Feast of Saint Matthew the Apostle last past, together with certain Declarations and Additions made in this present Parliament be firmly kept and holden for a Statute to endure for ever, which Declarations and Additions do follow in this Manner: Whereas it is contained in the said Ordinances, That every Merchant that selleth his Wools at the Staple, shall be bound to warrant the packing of the same Wools: and if a Plea [of] Debate be moved before the Mayor of the Staple, betwixt the Merchants or Ministers of the same, and thereupon to try the Truth thereof an Inquest or Proof [shall be] taken, then if both Parties be Aliens, it shall be tried by Aliens; and if both Parties be Denizens, it shall be tried by Denizens; but if the one Party be Denizen, and the other Alien, half of the Inquest or of the Proof shall be of Denizens, and the other half of Aliens; and also that no Merchant, Privy nor Stranger, nor other of what Condition that he be, shall go by Land nor by Water to meet [such Ships charged with] Wines, Wares, or other Merchandises coming into the Realm of England, nor other Lands of the King's, in the Sea, or elsewhere, for to forestall, buy, or in other Manner [giving them Earnest] before that they come to the Staple, or to the Port where they shall be discharged, nor enter the Ships for such Cause till the Merchandises be set to Land [for to sell]: It is accorded and established, That the Warranty of Packing of Wools, for divers Mischiefes which the Commons have thereof perceived, shall wholly be out; and that no Man be holden to make such Warranty, unless it be by covenant made by Deed ensealed. Also that no Man other than a Merchant Denizen or Alien, that knoweth [the] Laws and Usages of the Staple, used [the] before that the said Ordinances of the Staple were made, shall be charged by the same Laws and Usages till they be declared in Parliament: And that in all Manner of Inquests and Proofs which be to be taken or made amongst Aliens and Denizens, be they Merchants or other, as well before the Mayor of the Staple as before any other Justices or Ministers, although the King be Party, the one half of the Inquest or Proof shall be [the] Denizens, and the other half of Aliens, if so many Aliens [and Foreigners] be in the Town or Place where such Inquest or Proof is to be taken, that be not Parties, nor with the Parties in Contracts, Pleas, or other Quarrels, whereof such Inquests or Proofs ought to be taken; and if there be not so many Aliens, then shall there be put in such Inquests or Proofs as many Aliens as shall be found in the same Towns or Places which be not thereto Parties, nor with the Parties, as afore said, and the Remnant of Denizens, which be good Men, and not suspicious to the one Party nor to the other: And that no Manner of Ship, which is fraught towards England or elsewhere, be compelled to come to any Port of England, nor [here] to abide, against the Will of the Masters and Mariners of the same, or of the Merchants whose the Goods be: And if such Ships come of their own good Will, or be driven by Tempests, or other Misfortune or Mischief, to any Port in England,

¹ or day or place thereof elliswher assigning; *MS. Tr. 2.*

² or ³ is to be ⁴ Not in Original.

⁵ to give earnest upon them, ⁶ to be sold

⁷ not ⁸ bi elliswher *MS. Tr. 2.*

⁹ of *MS. Tr. 2.* ¹⁰ Omit these Words.

¹¹ ther *MS. Tr. 2.*

paiement en soit fait maintenant s' la p'veance faite, saunz taille bailler, ou jour & lieu aillours ent assigner; et q' dau's p'veances faites, de la soume de vint souldz & outre, paiement soit fait deinz le quarter del an p'schein ensuant ap's les p'veances faites, as d'eins jour & lieu solonc ce q'ils purront estre plus eisez & a meindre r'vaill du poeple.

Ensement, acorde est & establi q' totes les ordenances faites en g'nt conseil tenuz a Weymonst^r, le Lundy p'schein ap's la feste de Seint Matheu Lapostle darrein passe, ensemblement ove ascunes declaracions & ajoustances faites en ceste p'sent plement, soient fermement gardez & tenuz p' estatut a durer a touz jours; queles declaracions & ajoustances sensuent en ceste manere:

* Come contenue soit en les dites ordenances q' chescun Marchant q' vend ses leines a lestaple soit tenuz de garantir lempakkure de meismes les leines; et q' si ple ou debate soit meu devant le Meire de lestaple, entre les Marchantz ou Minist's dycelle, & s' ce p' trier ent la p'te, enqueste ou proeve soit ap'ndre, si lune p'te & lautre soit estrange, soit trie p' estranges, & si lune p'te & lautre soit denzein, soit trie p' denzeins, et si lune p'te soit denzeine & lautre aliene, soit lune moite del enqueste ou del p've de denzeins & lautre moite des aliens; Et aussint q' nul Marchant prive ne estrange nautre de quele condicion qil soit, aille p' l're ne p' ewe dencontrer vins, mices, nau's marchandises venantz en le roialme Dengele're, nen au's l'res du Roi, en meer naillours, p' les forstaller, achater, ou en autre manere arer, avant q'ils vieignent a lestaple ou au port ou ils s'ront deschargez, ne entre les niefs p' tiele cause tanq' les marchandises soient mises a la l're p' vendre: Acorde est & establi q' la garrantie dempak-kure de laines p' d'v's meschiefs q' la c'oe en ad sentu soit de tout ouste; et q' nul h'ome soit tenuz affaire tiele garrantie, sil ne soit p' covenant taille p' fait ensele: et aussint q' nul h'ome autre q' Marchant denzein ou alien q' ne conust les leis & usages de lestaple usez p' aillours devant q' les dites ordenances de lestaple estoient faites, soit chargee p' meismes les leis & usages, tanq' els soient declarrez en plement: et q' en tote manere denquestes & proeves q' sont a p'ndre ou affaire entre aliens et denzeins, soient ils Marchantz ou au's, sibien devant le Meire de lestaple, come devant q'conq' au's Juges ou Ministres, tout soit le Roi p'te, soit la moite del enquest ou del prove de denzeins, & lautre moite des aliens, si tantz des aliens soient en la ville ou lieu ou tiele enqueste ou prove soit ap'ndre, q' ne soient mie p'ties ne od les p'ties, en contractes, plees, ou au's querelles dount tieles enquestes ou proves deivent estre pris; et si tantz des aliens ne ysoient point, adonqs soient mis en tieux enquestes & proeves tantz des aliens come s'ront trovez en meismes les villes ou lieux, q' a ce ne soient pas p'ties, ne od les p'ties come devant est dit, & le remanant de denzeins q' soient p'des h'omes & nient suspencionouses a lune p'te ne a lautre: et q' nulle manere de nief q' soit frette dev's Engle're ou aillours, soit artee de venir a nul port Dengele're, ne ydemorer, contre le gre des Meist's & Mariners dycelle, ou des Marchantz as qu'x lcs biens sont; et si tieux niefs vieignent de gre, ou soient chacez p' tempest, ou autre infortune ou meschief, a aucun port Dengele're,

* The following Part of this Statute, relating to the Staple, is entered on *Rot. Stap. 28 Edw. III. m. 20*, as a separate AQ of 28 Edw. III. and intituled 'Declaracio quorundam Articuloy Stapule.' It is also inserted in the Manuscript Collection of Statutes M. in. v. 19. in the Library of the University of Cambridge, as a separate AQ of 28 Edw. III.; and is marked 'Ex' p' rotm Staple.'

& les Meist's Mariners, ou Marchantz de meismes les niefs, veullent vendre & deliv' p' de leur marchandise p' leur bone volente, bien lise a chescun tieles marchandises achater franchement, saunz empeschemment en le port ou tieles niefs vendront, tout ne soient les marchandises mises a la vre p' vendre: Issint totes foitz q' nul Marchant nautre ne voise p' vre ne p' ewe denconter tieles niefs chargez de marchandises, de forstaller meismes les marchandises, ou de les arer p' voie de forstallerie, s' les peines contenues en le tierce article des dites ordenances; si q' les Meist's, Mariners & Marchantz ap's ce q'ils avont issint vendu ce q' leur plerra de leur ditz biens, & paie ent la custume, pussent franchement dep'ir & aler, ove leur niefs & tout le remanant de leur biens p' la ou leur plerra, saunz custume ent paier: et q' nul de quele condicion qil soit p' art ne p' engyn ne face ne mette destourbanse a nulle nef chargee de marchandise de venir a nul port Dengleterre, fors, au port ou les Meist's, Mariners & Marchantz veullent p'ement de gre arriver; ne ap's ce q'ils bront arrivez se melle de la vente de meismes les marchandises, ne ne destourbe les Marchantz ne leur v'antz q'ils ne pussent meismes p' leur mains p'pres solonc ce q' meultz leur semblera p' leur p'fit demesne, vendre & deliv' leur marchandises a quele heure & as queux q' meultz leur plerra; et si nul y mette destourbanse, encourge gref forfaire de v's le Roi solonc la quantite du p'pas.

Item, acorde est & establi q' monstreson de laines soit faite a lestaple chescun jour de la simeigne, fors, pris le dimenge, & les solempnes festes del an; et q' nulle monstreson ne vente de laines ne soit faite environ lestaple de trois lewes, fors tantsoulment a lestaple, s' la peine contenue en le tierce article des dites ordenances de lestaple; sauve totes foitz q' chescun Seign' & autre hōme q' marchant pusse franchement herberger, monst' & vendre ses laines q' sont de sa p'pre croissance, en sa meson demesne ou aillours ou lui plerra.

Aussint, acorde est & establi q' lestaple de Weymonster comence sa bounde a Templebarre, & se extend tanq' a Totehill; & aussint en aut's Citees & villes, ou les Estaples sont, soient les boundes de meismes les estaples deinz les m'es ou les Citees & villes sont m'es ou encloses; et en les Citees & villes, q' ne sont pas m'ez ne encloses, soient les boundes des dites Estaples pmy tote la ville.

and the Masters, Mariners, or Merchants of the same Ships will sell or deliver Part of their Merchandises with their good Will, it shall be lawful for every Man to buy such Merchandises freely without Impeachment, in the Port where such Ships shall come, albeit the said Merchandises be not put to Land to sell; So always that no Merchant nor other shall go by Land nor by Water to meet such Ships charged with Merchandises, to forestall the same Merchandises, or [to give them Earnest'] by Way of forestalling, upon the Pains contained in the third Article of the said Ordinances; so that the Masters, Mariners, and Merchants, after that they have sold that which pleaseth them of their said Goods, and paid thereof the Custom, may freely depart, and go with their Ships and all the remnant of their Goods whither it shall please them, without Custom thereof to be paid: And that none, of what Condition that he be, by Art or Engine, [shall disturb'] any Ship charged with Merchandises to come to any Port of England, but to the Port where the Masters, Mariners, and Merchants will first of their free Will arrive; nor, after they have arrived, shall meddle with the Sale of the same Merchandises, nor disturb the Merchants nor their Servants, that they may not themselves by their own Hands, according as to them best shall seem for their Profit, sell and deliver their Merchandises at what Time and to whom it shall them best please; and if any set Disturbance, he shall incur a grievous Forfeiture to the King according to the Quantity of the Trespass.

Penalty on forestalling Foreign Merchandize.

Customs shall be paid only for Goods sold.

ITEM, It is accorded and established, That shewing of Wools shall be made at the Staple every Day of the Week, except the Sunday and solemn Feasts of the Year; and that no shewing nor sale of Wools be made within three Miles about the Staple, but only at the Staple, upon the Pain contained in the third Article of the Ordinance of the Staple: Saving always that every Lord and other Man than a Merchant, may freely lodge, shew and sell his Wools, which be of his own growing, in his own House or other Place where pleaseth him.

XIV. Shewing of Wools at the Staple; on what Days; within what Distance of the Staple. Saving of Home-grown Wools.

ITEM, It is accorded and established, That the Staple of Westminster shall begin his Bound at Temple-bar, and extend to Tutehill; and also in other Cities and Towns where Staples be, the Bounds of the same Staples shall be within the Walls, where the Cities and Towns be walled or enclosed; and in the Cities or Towns, which be not walled nor inclosed, the Bounds of the said Staples shall be through all the City or Town.

XV. Bounds of the Staples.

¹ to give Earnest upon them
² make nor set disturbance to

Anno 31° EDWARDI, III. A.D. 1357.

In Margine
Rotuli.

Statut' editū apud Westm' die Lune p'r' post septimānā Pasche,
Anno rxxj.

THE STATUTE MADE AT WESTMINSTER,
THE MONDAY NEXT AFTER THE FEAST OF EASTER, IN THE THIRTY-FIRST YEAR.

Ex magno Rot. Stat. in Turr. Lond. m. 13.

Al hon' de Dieu & de Seinte Eglise, si est acorde p' n're Seign' le Roi, Prelatz, Countes, Barons, & tote la cūe du roialme Dengleterre, en cest p'sent plement, tenuz a Westm' le Lundy p'schein ap's la symayne du Pasq', lan du regne n're dit Seign' le Roi Edward, Dengleterre trent & primer & de France disoitisme.

En primes q' la g'nte Chartre & la Chartre de la Foreste soient fermement gardes, tenuz, usez & executz en touz pointz.

STATUTE THE FIRST.

TO the Honour of God and Holy Church, It is accorded by our Lord the King, the Prelates, Earls, Barons, and all the Commonality of the said Realm of England, in [the'] Parliament holden at Westminster the Monday next after the Week of Easter, the Year of the Reign of our Lord King Edward, of England the one and thirtieth, and of France the xviii.

FIRST, That the Great Charter and the Charter of the Forest be firmly kept, holden, used, and executed in all Points.

I. Charters confirmed.

¹ this present MS. Tr. 2.