

Defence and plead at ease without torture; Co. lo 3 Just. 34. Hol
 Resp. 10. Cranburn Gry. 1. Vaughan Gry. 4 Unless there be some
 Danger of Escape or escape ^{Lawkins pl. Cr. lib. 2 cap. 28. 1.}
 in cases where the prisoner doth not understand the British
 language, an Interpreter must be procured and sworn thus by
 the Clerk for, lay your right hand upon the Book, and bear
 her to your oath; you shall well and truly interpret to A.
 B. now prisoner at the Bar, the high treason whereof he
 stands here indicted, as the Court shall direct you, and also
 the questions and Demands which shall be made by this
 Court, concerning the same treason, whereof he stands here in-
 dicted; and also shall well and truly interpret to this Court
 the Answers which the said A. B. the prisoner shall there
 unto give, so help you God. Kiss the Book. The Plaintiff
 ordinarily makes a short speech to the Prisoner concerning
 his Behaviour during the time of the trial, assured him
 when it comes to his turn to speak he shall be heard with
 all patience and Indulgence the Matter ~~shall~~ be heard with
 that Exact Justice shall be done him, so that he hath No
 thing to fear but his own guilt; or some thing to this pur-
 pose.

If the Crime be high treason or felony, the Clerk to
 distinguish the prisoners person, bid him hold up his
 hand, and tells him by his Name, that he stands indicted of
 such a Crime by that Name, and the addition of title given him
 in the indictment. But it is no Essential part of the trial,
 that the Prisoner hold up his hand at the Bar, nor is there
 any Record made of it when done; the only use of it being to
 show the Court who the Prisoner is; and when that is appeared
 they proceed against him tho he refuse to hold up his hand,
 Raymond Gry. 408. Stafford Gry. 218.

The form of a Caption of an indictment for high treason
 and the indictment it self subjoined.

795.
 The Prisoner is brought into Court by the Clerk, and is sworn to tell the truth, and to answer to the indictment as he may be able. The Clerk then reads the indictment, and the Prisoner is asked if he understands it. If not, an interpreter is sworn to interpret it to him. The Prisoner then pleads guilty or not guilty. If not guilty, he is tried by a jury. The jury returns a verdict, and the Court pronounces sentence. The Prisoner is then committed to prison.