

ANNO TRICESIMO PRIMO & TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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CAP. LXXXIII.

An Act to afford greater Facilities for the Ministrations of Army Chaplains. [31st *July* 1868.]

WHEREAS it would conduce to the Well-being of Her Majesty's Army if greater Facilities were afforded for the Ministrations of Army Chaplains within the Stations to which such Chaplains are appointed, and if more particular Provision were made for the Superintendence of Army Chaplains officiating in Chapels or Places set apart or used for Divine Worship according to the Rites and Ceremonies of the United Church of *England* and *Ireland*:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

1. This Act may be cited as "The Army Chaplains Act, 1868." Short Title.

2. For the Purposes of this Act the Term "Army Chaplain" shall mean a Commissioned Chaplain to Her Majesty's Military Forces in Holy Orders of the said Church; and the Term "Station" shall mean and include any Camp, Barrack, Hospital, or Arsenal, and Interpretation of Terms.

Property adjacent thereto, the Site whereof is held by or in trust for Her Majesty.

Extent of Act.

3. This Act shall extend to *England*, *Ireland*, the Islands of *Jersey*, *Guernsey*, *Alderney*, *Sark*, and their Dependencies, and the *Isle of Man*.

Power to Her Majesty, with Consent, &c., to set out Precinct, and declare the same to be an Extra-parochial District.

4. It shall be lawful for the Queen's most Excellent Majesty in Council, upon the Recommendation of One of Her Majesty's Principal Secretaries of State, at any Time after the passing of this Act, with the Consent under the Hand and Seal of the Bishop of the Diocese within which such Station shall be locally situate, to set out by Metes and Bounds the Precinct thereof, and to declare the same for the Purposes of this Act to be an Extra-parochial District: Provided always, that a Copy of the Draft of any Scheme for constituting any such Precinct or District proposed to be laid before Her Majesty in Council shall be delivered or transmitted to the Incumbent and to the Patron or Patrons of the Church or Chapel of any Parish, Chapelry, or District out of which it is recommended that any such Precinct or District, or any Part thereof, should be taken, in order that such Incumbent, Patron or Patrons, may have an Opportunity of offering or making to One of Her Majesty's Principal Secretaries of State or to the said Bishop any Observations or Objections upon or to the Constitution of such Precinct or District; and such Scheme shall not be laid before Her Majesty in Council until after the Expiration of One Month next after such Copy shall have been so delivered or transmitted, unless such Incumbent and Patron or Patrons shall in the meantime consent to the same; and upon such Scheme having been ratified by Her Majesty in Council, such Precinct or District shall thereafter for all Ecclesiastical Purposes be and be adjudged and taken to be an Extra-parochial Place.

Map describing Metes and Bounds shall be annexed to Scheme and registered.

5. A Map or Plan, setting forth and describing such Metes and Bounds, shall be annexed to the Scheme for constituting any such Precinct or District, and shall be transmitted therewith to Her Majesty in Council, and a Copy thereof shall be registered by the Registrar of the Diocese, together with any Order issued by Her Majesty in Council for ratifying such Scheme: Provided always, that it shall not be necessary to publish any such Map or Plan in the *London Gazette*.

Power to Secretary of State to appoint any Army

6. It shall be lawful for One of Her Majesty's Principal Secretaries of State to appoint from Time to Time any Army Chaplain to perform the Functions of an Army Chaplain in any such Extra-

parochial

parochial District, and thereupon it shall be lawful for any such Chaplain to officiate therein; and such Chaplain during the Continuance of his Appointment shall for all Ecclesiastical Purposes be, and be adjudged and taken to be, the Chaplain of an Extra-parochial Place within the Provisions of this Act.

Chaplain to perform Functions in Extra-parochial District.

7. Where a Chapel has been or shall be hereafter erected within the said Extra-parochial District, and consecrated for the Performance therein of Divine Service according to the Rites and Ceremonies of the said United Church, such Chapel shall be for the Purposes of this Act the Chapel of the said Extra-parochial District, and shall for all Ecclesiastical Purposes be, and be adjudged and taken to be, an Extra-parochial Chapel.

Chapel erected and consecrated in Extra-parochial District to be the Chapel thereof.

8. Where a Building shall have been certified under the Hand of One of Her Majesty's Principal Secretaries of State, to the Bishop of the Diocese within which such Building is locally situate, as used or intended to be used by Her Majesty's Military Forces as an unconsecrated Chapel for the Purpose of Divine Worship according to the Rites and Ceremonies of the said United Church, it shall be lawful for One of Her Majesty's Principal Secretaries of State from Time to Time to appoint any Army Chaplain to perform all the Functions of an Army Chaplain therein; and if at any Time such Building shall cease to be used for the Purpose aforesaid, it shall be lawful for One of Her Majesty's Principal Secretaries of State to certify such Fact to the said Bishop, and thereupon the Provisions of this Act shall no longer apply to such Building.

Where Building certified to Bishop, Secretary of State may appoint a Chaplain to officiate therein.

9. It shall be lawful for the Queen's most Excellent Majesty in Council, upon the Recommendation of One of Her Majesty's Principal Secretaries of State, at any Time after the passing of this Act to declare all or any of the Extra-parochial Districts set out under the Provisions of this Act to be under the exclusive Jurisdiction of such Archbishop or Bishop of the said United Church as may be named in such Order during such Time as Her Majesty shall see fit, and thereupon it shall be lawful for such Archbishop or Bishop to exercise over any Army Chaplain appointed to officiate within any such Extra-parochial District all the Powers and Authority which he is by Law authorized to exercise over any Clerk in Holy Orders of the said United Church holding any Preferment within his Diocese: Provided always, that the previous Consent in Writing of the said Archbishop or Bishop named therein shall be obtained before the making of such Order, and further that after the making of such Order, and until the Revocation thereof, all other Ecclesiastical

Power to declare Extra-parochial Districts to be under Jurisdiction of such Archbishop or Bishop named in Order.

siastical Jurisdiction in respect of the Extra-parochial Districts named in such Order shall wholly cease.

Act not to affect Chaplains, &c. in connexion with the Church of Scotland.

10. Nothing in this Act contained shall be held to apply to Chaplains of Her Majesty's Forces in connexion with the Church of *Scotland*, or to affect the Ministrations of such Chaplains, or of any Licentiate or Minister of the Church of *Scotland* authorized by the War Office to officiate to Her Majesty's Presbyterian Soldiers in any Station within the Limits of this Act.

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