ANNO QUINTO

GEORGII IV. REGIS.

****

C A P. XXV.

An Act to repeal so much of an Act passed in the Ninth Year of the Reign of King *William* the Third, as relates to Burials in suppressed Monasteries, Abbeys, or Conventis, in *Ireland;* and to make further Provision with respect to the Burial, in *Ireland,* of Persons dissenting from the Established Church. [15th *April* 1824.]

WHEREAS by an Act of the Parliament of *Ireland*, passed in the Ninth Year of the Reign of King *William* the Third, intituled *An Act for banishing all Papists exercising any Ecclesiastical Jurisdiction, and all Regulars of the Popish Clergy, out of the Kingdom;* it is amongst other things enacted, that no Person whatsoever should, from and after the Twenty-ninth of *December* One thousand six hundred and ninety-seven, bury any Dead in any suppressed Monastery, Abbey, or Convent, not made use of for celebrating Divine Service according to the Liturgy of the Church of *Ireland* by Law established, or within the Precincts thereof, under pain of forfeiting Ten Pounds, to be recovered as therein mentioned: And whereas it is expedient that the said Provision should be repealed; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present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 Autho-

Irish Act, 9 W. 3.

Provision in recited Act as to burying in Monasteries, &c. repealed.

Authority of the same; That the said Provision shall, from and after the passing of this Act, stand and be repealed: Provided always, that nothing herein contained shall authorize the burying any Dead in any suppressed Monastery, Abbey, or Convent, or within the Precincts thereof, where the same have not been within Ten Years usually employed for such Purposes, unless with the Permission of the Proprietor of the Place on which the suppressed Monastery, Abbey, or Convent is situated.

Not to authorize burying in such Places where not so used for 10 Years, &c.

II. And whereas the Easement of Burial in the Churchyards of Protestant Churches has been long enjoyed by all Classes of His Majesty's Subjects; but such Burial may not by Law be allowed, unless the Burial Service ordained by the Liturgy of the Church of *Ireland* as by Law established, shall be celebrated thereat by the Rector, Vicar, Curate, or other Officiating Minister of the Church of *Ireland*, in whose Churchyard such Burial shall be had, or by some Person in Holy Orders of the Church of *Ireland*, duly authorized by him: And whereas such Minister of the Church of *Ireland* may not by Law dispense with the Celebration of such Service, or permit the Substitution of any other Service in lieu thereof; to the End thereof that all Classes of His Majesty's Subjects may be permitted to have the said Easement of Burial according to the Rites of the several Religions professed by them; be it enacted, That from and after the passing of this Act it shall and may be lawful for the Officiating Minister of the Church of *Ireland* by Law established, in each and every Parish in *Ireland*, upon Application being made to him in Writing by any Clergyman or Minister of any Church or Congregation not being of the Established Church of *Ireland*, duly authorized by Law to officiate in such Church or Congregation, stating the Death of any Member or Members of such Church or Congregation, for Permission to perform the Burial Service at the Grave of such Person or Persons in the Churchyard of such Parish, according to the Rites of such Church or Congregation, to grant Permission accordingly: Provided always, that such Permission for the Performance of such Burial Service at the Grave, according to the Rites of such Church or Congregation, shall be in Writing; and that in order to prevent any Interruption of, or Interference with the Celebration of any of the Rites of the Church of *Ireland* by Law established, such Interment and Service shall be had and celebrated at such Time only as shall be appointed in such Permission by such Officiating Minister of the Church of *Ireland*.

Officiating Parish Ministers may grant Permission to Clergymen not of the Church of Ireland duly authorized to perform Burial Service.

Permission for Performance of Burial Service to be in Writing; and Interment and Service had at Time appointed.

If Permission withheld, Cause declared by Officiating Minister in Writing.

III. And be it further enacted, That if such Permission shall in any Case be withheld, the Cause of withholding the same shall be specially and distinctly declared, in Writing, by such Officiating Minister of the Church of *Ireland*, one Part of which written Declaration shall forthwith be delivered to the Person making such Application as aforesaid, and one other Part thereof shall be forthwith transmitted to the Bishop of the Diocese in which such Churchyard shall be situated, and shall be by him transmitted forthwith, signed by the Register of such Diocese, to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*.

IV. And

IV. And be it further enacted, That it shall not be necessary for such Officiating Minister of the Church of *Ireland* to celebrate, nor shall he celebrate the Burial Service ordained by the Liturgy of the Church of *Ireland* as by Law established, at the Interment of any Person not being of the Established Church of *Ireland*, unless at the Desire of the Person so applying, at the Interment of such Person, specified in the Application and Permission; any Law, Canon, or Usage to the contrary notwithstanding. Officiating Minister not to celebrate Burial Service unless required.

V. And be it further enacted, That if after such Permission granted as aforesaid, any Person or Persons shall obstruct or interrupt the Performance of the said Burial Service at the Grave of the Person specified in such Permission, such Person or Persons so obstructing or interrupting shall be deemed guilty of a Misdemeanor, and shall be liable to be prosecuted therefor. Obstructing Burial Service deemed a Misdemeanor.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1824.