ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

****

C A P. XLVII.

An Act for quieting Possessions and confirming defective Titles in *Ireland*, and limiting the Right of the Crown to sue in Manner therein mentioned; and for the Relief of Incumbents in respect of Arrears due to the Crown, during the Incumbency of their Predecessors. [27th *May* 1808.]

WHEREAS by an Act, passed in the Ninth Year of His present Majesty's Reign, intituled, *An Act to amend and render more effectual an Act made in the Twenty-first Year of the Reign of King* James *the First, intituled, 'An Act for the general Quiet of the Subjects against all Pretences of Concealment whatsoever,'* it was enacted, that the King's Majesty, His Heirs, and Successors, should not implead for any Manors, Lands, or Hereditaments whereon the Right to such Lands, Manors or Hereditaments did not or should not have accrued within Sixty Years next before the Commencement of any Suits instituted in respect of the same: And whereas it is expedient to limit in like Manner the Right and Title of His Majesty, His Heirs and Successors, in and to all Manors, Lands, Tenements, Rents, Tythes and Hereditaments (except Liberties and Franchises) in *Ireland* to Sixty Years next before the Commencement of any Suit or Proceeding for the same, and to secure to all His Majesty's Subjects the free and quiet Enjoyment of all Manors, Lands, Tenements, Rents, Irish Act, 9 G. 3.

Tythes, and Hereditaments which they or thoſe under whom they claim reſpectively have held or enjoyed, or whereof they have taken the Rents, Revenues, Iſſues or Profits for the Space of Sixty Years next before the Commencement of any Suit or Proceeding for the ſame; wherefore 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 Authority of the ſame, That the King's Majeſty, His Heirs or Succeſſors, ſhall not at any Time hereafter ſue, impeach, queſtion or implead any Perſon or Perſons, Bodies Politick or Corporate in *Ireland*, for or in anywiſe concerning any Manors, Lands, Tenements, Rents, Tythes or Hereditaments whatſoever (other than Liberties or Franchiſes) or for or in anywiſe concerning the Revenues, Iſſues, or Profits thereof, or make any Title, Claim, Challenge or Demand of, in, or to the ſame or any of them, by reaſon of any Right or Title which hath not firſt accrued or grown or which ſhall not hereafter firſt accrue or grow within the Space of Sixty Years next before the filing, iſſuing, or commencing of every ſuch Action, Bill, Plaint, Information, Commiſſion or other Suit or Proceeding, as ſhall at any Time or Times hereafter be filed, iſſued, or commenced for recovering the ſame or in reſpect thereof, unleſs His Majeſty, or ſome of His Progenitors, Predeceſſors, Heirs or Succeſſors, or ſome other Perſon or Perſons, Bodies Politick or Corporate, under whom His Majeſty, His Heirs or Succeſſors, any Thing hath or lawfully claimeth, or ſhall have or lawfully claim, have or ſhall have been in the actual Seiſin thereof, or have or ſhall have been anſwered by force and virtue of any Right or Title to the ſame, the Rents, Revenues, Iſſues or Profits thereof, or the Rents, Iſſues or Profits of any Honors, Manors or other Hereditaments, whereof the Premiſes in queſtion ſhall be Part or Parcel, within the ſaid Space of Sixty Years, or that the ſame have or ſhall have been duly in charge to His Majeſty, or ſome of His Progenitors, Predeceſſors or Anceſtors, Heirs or Succeſſors, within the ſaid Space of Sixty Years; and that all and every Perſon or Perſons, Bodies Politick and Corporate, their Heirs and Aſſigns, and all claiming by, from, or under them or any of them, for and according to their and every of their ſeveral Eſtates and Intereſts which they have or claim to have, or ſhall or may have of claim to have in the ſame reſpectively, ſhall at all Times hereafter quietly and freely have, hold and enjoy, againſt His Majeſty, His Heirs and Succeſſors, claiming by any Title which hath not firſt accrued or grown or which ſhall not hereafter firſt accrue or grow within the ſaid Space of Sixty Years, all and ſingular Manors, Lands, Tenements, Rents, Tythes and Hereditaments whatſoever (except Liberties and Franchiſes) which he or they, or his or their or any of their Anceſtors or Predeceſſors, or thoſe from, by or under whom they do or ſhall claim, or ſhall have held or enjoyed or taken the Rents, Revenues, Iſſues or Profits thereof by the Space of Sixty Years next before the filing, iſſuing or commencing of every ſuch Action, Bill, Plaint, Information, Commiſſion or other Suit or Proceeding, as ſhall at any Time or Times hereafter be filed, iſſued or commenced for recovering the ſame, or in reſpect thereof, unleſs His Majeſty, or ſome of His Progenitors, Predeceſſors or Anceſtors, Heirs or Succeſſors, or ſome other Perſon or Perſons, Bodies Politick or Corporate, by, from, or under whom His Majeſty, His Heirs, or Succeſſors, any Thing hath or lawfully claimeth, or ſhall have or lawfully claim in the ſaid Manors, Lands, Tenements, Rents, Tythes or Hereditaments,

His Majeſty ſhall not ſue for any Eſtate when the Right hath not nor ſhall firſt accrue within 60 Years before the Commencement of ſuch Suit.

Hereditaments, by force of any Right or Title have or ſhall have been in the actual Seiſin thereof, or have been or ſhall have been anſwered by virtue of any ſuch Right or Title, the Rents, Revenues, Iſſues, or other Profits thereof, within the ſaid Space of Sixty Years, or that the ſame have or ſhall have been duly in charge as aforeſaid within the ſaid Space of Sixty Years.

In what Caſes the Rents and Profits of Eſtate ſhall be deemed in charge.

II. Provided always, and be it enacted, That where the Rents, Revenues, Iſſues or Profits of any Manors, Lands, Tenements, Tythes or Hereditaments are or ſhall be in charge, by, to, or with any Auditor or Auditors, or proper Officer or Officers of the Revenue, ſuch Rents, Revenues, Iſſues and Profits ſhall be held, deemed and taken to be duly in charge within the Intent and Meaning of this Act; any Uſage or Cuſtom to the contrary notwithſtanding.

Caſes wherein Reverſions or Remainders in the Crown of any Lands are not liable to be impeached by this Act.

III. Provided always, That this Act or any Thing herein contained ſhall not extend to bar, impeach or hinder His Majeſty, His Heirs or Succeſſors, of, for, or from any Manors, Tenements, Rents, Tythes or Hereditaments, whereof any Reverſion or Remainder now is in His Majeſty for or concerning the ſaid Reverſion or Remainder; nor of, for, or from any Reverſion or Remainder, or Poſſibility of Reverſion or Remainder in any of His Majeſty's Progenitors, Predeceſſors or Anceſtors, which by the Expiration, End, or other Determination of any limited Eſtate of Fee Simple, or of any Fee Tail or other particular Eſtate, hath or ought to have firſt fallen or become in Poſſeſſion, or which ſhall or may or ought hereafter firſt to fall or come in Poſſeſſion within the Space of Sixty Years next before the filing, iſſuing or commencing of any ſuch Action, Bill, Plaint, Information, Commiſſion, or other Suit or Proceeding, or ſhall at any Time or Times hereafter be filed, iſſued, or commenced for recovering the ſame or in reſpect thereof; nor of, for, or from any Right or Title firſt accrued or grown to His Majeſty, or any of His Progenitors, Predeceſſors or Anceſtors, or which ſhall firſt accrue or grow to His Majeſty, or any of His Heirs or Succeſſors, of, in, or to any Manors, Lands, Tenements, Rents, Tythes or Hereditaments, at any Time or Times within the Space of Sixty Years next before the filing, iſſuing, or commencing of any ſuch Action, Bill, Plaint, Information, Commiſſion, or other Suit or Proceeding, as ſhall at any Time or Times hereafter be filed, iſſued or commenced for recovering the ſame or in reſpect thereof, and not before.

Lands to be holden of the Crown upon the uſual Tenures, Services, and Duties.

IV. Provided alſo, and be it enacted, That all and ſingular the ſaid Manors, Lands, Tenements, Tythes and Hereditaments, ſhall at all Times hereafter be holden of His Majeſty, His Heirs and Succeſſors, and of other Perſon or Perſons, Bodies Politick and Corporate, their Heirs and Succeſſors reſpectively, by the ſame Tenures, Services, Fee Farms, Chief Rents, Quit Rents, Heriots, and other Duties, to all Intents and Purpoſes as the ſame ſhould or ought of right to have been holden if the Eſtates, Rights and Intereſts eſtabliſhed and made ſure by this preſent Act had been before the making of this Act firm and effectual in Law: Saving to every Perſon and Perſons, Bodies Politick and Corporate, their Heirs and Succeſſors (other than His moſt Excellent Majeſty, His Heirs and Succeſſors) all ſuch Rights, Title, Intereſt, Eſtate, Rents, Commons, Cuſtoms, Duties, Profits, and other Claims and Demands whatſoever, into or out of the ſaid Manors, Lands, Tenements, Tythes or Hereditaments,

as

as they or any of them had or ought to have had before the passing of this Act; any Thing in this Act to the contrary notwithstanding.

When Rents shall be paid to the King within 60 Years, they shall remain payable.

V. Provided also, and be it enacted, That where any Fee Farm Rent or other Rent or Rents have been or shall be answered and actually paid to the King's Majesty, or to any of His Predecessors, Heirs or Successors, within the Space of Sixty Years next before any Action, Bill, Plaint, Information, Commission, or other Suit or Proceeding shall at any Time or Times hereafter be filed, issued or commenced for recovering the same, or in respect thereof, out of any Manors, Lands, Tenements, Tythes or Hereditaments, of which Manors, Lands, Tenements, Tythes or Hereditaments, the Estates, Rights or Interests being defective, are established and made sure by this present Act, that His Majesty, His Heirs and Successors shall from henceforth for ever have, hold, and enjoy the said Rents and Arrearages thereof in such Manner and Form and as fully and as amply as the same are or were enjoyed at any Time within the said Space of Sixty Years.

Certain Estates to be holden on usual Tenures.

VI. And be it further enacted, That in all Cases where any Rents or other Dues in the Nature or Lieu of Rents now are or shall hereafter become due and payable to His Majesty, His Heirs and Successors, out of or chargeable upon any Rectories, Vicarages, Curacies or other Ecclesiastical Benefices, or payable by the Rectors, Vicars, Curates or other Ecclesiastical Persons, the Incumbents thereof respectively having respectively actual Cure of Souls, such Rectors, Vicars, Curates, or other Ecclesiastical Persons, or any of them, shall not be subject or liable to, or compellable to pay or satisfy to His Majesty, His Heirs or Successors, any Arrear or Arrears of such Rent or Rents or other Dues which shall have accrued or shall hereafter accrue due and payable before the accruing of the Title of such Rector, Vicar, Curate or other Ecclesiastical Person to such Rectories, Vicarages, Curacies or other Ecclesiastical Benefices aforesaid; and that no Distress, Action, Suit or other Proceeding whatsoever shall be made, brought, commenced or prosecuted against any such Rector, Vicar, Curate, or other Ecclesiastical Person during his Life, or against his Lands, Tenements, Goods or Chattels after his Death, for any such Arrear or any Part thereof.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1808.