

ANNO VICESIMO QUINTO & VICESIMO SEXTO

VICTORIÆ REGINÆ.

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CAP. LII.

An Act to amend an Act of the Twenty-fourth and Twenty-fifth Years of the Reign of Her Majesty, to prevent the future Grant by Copy of Court Roll and certain Leases of Lands and Hereditaments in *England* belonging to Ecclesiastical Benefices. [29th *July* 1862.]

WHEREAS an Act was passed in the Session of Parliament held in the Twenty-fourth and Twenty-fifth Years of the Reign of Her present Majesty, Chapter One hundred and five, intituled *An Act to prevent the future Grant by Copy of Court Roll and certain Leases of Lands and Hereditaments in* England *belonging to Ecclesiastical Benefices:* And whereas Doubts are entertained whether, notwithstanding the said Act, Leases and Grants by Copy of Court Roll of the Manors, Lands, Tenements, and Hereditaments mentioned or referred to in the Preamble thereof may not still be lawfully made, in Cases where the Grantor takes no Fine, Premium, or Foregift as a Consideration for any such Grant: And whereas it is expedient to amend the said Act to the Effect after mentioned: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the 24 & 25 Vict. c. 105.

Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

How far Prohibition in recited Act as to making of Grants, &c. is to extend.

1. The Prohibition to make any Grant by Copy of Court Roll or Lease contained in the First Section of the said Act shall not only extend to Grants of the said Manors, Lands, Tenements, and Hereditaments made in consideration of any Fine, Premium, or Foregift, but shall also extend to all Grants and Leases of such Manors, Lands, Tenements, and Hereditaments made for any longer Term, or in any other Way than according to the Provisions of the several Statutes mentioned in the said First Section and in the Third Section of the said Act hereby amended.

Powers of Prebendaries as to Sale, Exchange, &c.

2. The Prebendary of any Prebend, not being a Prebend of any Cathedral or Collegiate Church, shall have such and the same Powers of Sale, Exchange, and Enfranchisement as by the Third Section of the said Act are given to Rectors, Vicars, Perpetual Curates, and Incumbents; and the Provisions and Enactments contained in the said Third Section shall apply to Sales, Exchanges, and Enfranchisements made by any such Prebendary, and to the Proceeds thereof.

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