ANNO SEXTO

GEORGII IV. REGIS.

CAP. VIII.

An Act to amend and render more effectual an Act passed in the Fifty-fifth Year of the Reign of His late Majesty, for enabling Spiritual Persons to exchange their Parsonage Houses or Glebe Lands; and for other Purposes therein mentioned.

[23d *March* 1825.]

WHEREAS an Act was passed in the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enabling Spiritual Persons to exchange* 55 G.3.c.147.
the Parsonage or Glebe Houses, or Glebe Lands, belonging to their Benefices, for others of greater Value, or more conveniently situated for their Residence and Occupation; and for annexing such Houses and Lands, so taken in Exchange, to such Benefices or Parsonage or Glebe Houses and Glebe Lands; and for purchasing and annexing Lands to become Glebe in certain Cases; and for other Purposes: And whereas it is by the said recited Act enacted, that the Bishop shall, in Cases of Exchange and Purchase under the said Act, issue a Commission of Enquiry, for the Purposes therein mentioned, to be directed to such Persons as are therein described, and of whom one shall be a Barrister of Three Years standing at the least, to be named by the Senior Judge of Nisi Prius for the County in which the Benefice, Perpetual Curacy, or Parochial Chapelry, whereto it shall be proposed to annex any Buildings or Land by Exchange or

Purchase under the said Act, shall be situate; but inasmuch as the Nomination of such Barrister by a Judge of Nisi Prius is not applicable to the Counties Palatine of *Lancaster* and *Durham*; be it therefore 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 where any Exchange or Purchase shall be made, or proposed to be made, under the Authority of the said Act, in any Benefice, Perpetual Curacy, or Parochial Chapelry, situate within the said Counties Palatine of *Lancaster* or *Durham*, such Barrister shall be named by the Chief Justice or Senior Judge for the Time being of the Court of Common Pleas for the said Counties Palatine respectively.

The Chief Justice of the Common Pleas for the County Palatine of Lancaster or Durham to act in Cases of Exchange under recited Act.

II. And whereas it is expedient that the Incumbents of Benefices, Perpetual Curacies, and Parochial Chapelries, should be enabled to exchange the Glebe Lands belonging to their Benefices, Perpetual Curacies, or Parochial Chapelries, to a greater Amount than Thirty Statute Acres; be it therefore enacted, That from and after the passing of this Act, the Power to exchange Glebe Lands for others of equal Value, which is given to Parsons, Vicars, and other Incumbents by the above-recited Act passed in the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, be extended to any Number of Statute Acres, but subject to all the Provisions, Conditions, and Restrictions contained in the above-recited Act, and also to those in another Act passed in the Fifty-sixth Year of His late Majesty's Reign, intituled *An Act to amend and render more effectual an Act passed in the last Session of Parliament, for enabling Spiritual Persons to exchange their Parsonage Houses or Glebe Lands, and for other Purposes therein mentioned.*

Power to exchange Glebe Lands for others extended to any Number of Acres, subject to the Restrictions contained in 55G. 3.c.147. and 56 G. 3. c. 52.

III. And whereas, by the said recited Act of the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, the Powers of Exchange thereby given are limited to such Houses, Outbuildings, Yards, Gardens, and Appurtenances and Lands, to be accepted and taken in Exchange by the Spiritual Persons therein named, as are of Freehold Tenure, or Copyhold of Inheritance, or for Life or Lives, holden of any Manor belonging to the Benefice in respect of which any such Exchange is intended to be made: And whereas it may happen that such Exchanges may sometimes be beneficially made where the Lands or Tenements so to be accepted and taken in Exchange are Copyhold of Inheritance, holden of some Manor not belonging to the Benefice in respect of which such Exchange is intended, and without Injury to the Lord or Lords, Lady or Ladies of such Manor; be it therefore enacted, That from and after the passing of this Act it shall and may be lawful for the Parson, Vicar, or other Incumbent for the Time being of any Ecclesiastical Benefice, Perpetual Curacy, or Parochial Chapelry, to grant and convey, in the Manner, and by and under the several Powers, Provisions, Conditions, and Restrictions contained in the said Act, and in the said Act of the Fifty-sixth Year of the Reign of His said Majesty, and in this Act, to any such Person or Persons, or Corporation, as in the said first-mentioned Act are described, any such Lands or Tenements as are described in the

Exchanges may be made for Lands or Tenements that are Copyhold, and not held of a Manor belonging to the Benefice, &c.

the same Act, belonging to his Benefice, in lieu of and in Exchange for any Lands or Tenements of the Description mentioned in the said first-mentioned Act, as those which are thereby authorized to be accepted and taken in Exchange by any such Parson, Vicar, or other Incumbent, although such last-mentioned Lands or Tenements may be Copyhold of Inheritance holden of a Manor not belonging to such Ecclesiastical Benefice, Perpetual Curacy, or Parochial Chapelry: Provided always, that no such Exchange be made without the Consent of the Lord of the Manor of which the Lands to be taken in Exchange are holden: Provided always, that from and immediately after such Conveyance, the Lands or Tenements accepted and taken in Exchange by any such Parson, Vicar, or other Incumbent, shall become and be of Freehold Tenure, and the Lands or Tenements by him granted and conveyed, and which before such Conveyance belonged to his Benefice, Perpetual Curacy, or Parochial Chapelry, shall become Copyhold of the same Manor, and subject to the same Rents, Fines, Services, Customs, and Manorial Rights and Properties, to all Intents and Purposes, as the Lands or Tenements so to be accepted and taken in Exchange were subject to before the making of such Exchange: Provided always, that from and after the passing of this Act, Three Calendar Months Notice shall be sufficient for the Purpose of any Exchange or Purchase, instead of Six Calendar Months, as by the said Act of the Fifty-fifth Year of the Reign of His said late Majesty is required.

Consent of the Lord of the Manor.

Lands or Tenements so taken by Incumbent to become Freehold, and the Premises granted by him to become Copyhold.

Three Months Notice sufficient for the Purpose of Exchange.

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