" persons in respect of their having held civil offices in His Majesty's service," it is provided amongst other things that "in case any person enjoying any superannuation " allowance in consequence of retiring from office on account of age, infirmity, or any " other cause, or enjoying any compensation for past services, upon the abolition or " reduction of office, shall be appointed to fill any office in any public department, every " such allowance or compensation shall cease to be paid for any period subsequent to " such appointment if the annual amount of the profits of the office to which he shall be " appointed shall be equal to those of the office formerly held by him, and in case they " shall not be equal to those of his former office, then no more of such superannuation " allowance or compensation shall be paid to him than what with the salary of his new " appointment shall be equal to that of his former office:"

And whereas doubts have lately been entertained as to whether the expression "office " in any public department," as used in the above-mentioned provisions, extends to public departments in any part of Her Majesty's dominions beyond the limits of the United Kingdom:

And whereas it is expedient to remove such doubts:

Be it 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:

Explanation of section 20. of 4 & 5 W. 4. c. 24.

1. It is hereby declared that the expression "office in any public department," as used in the above-mentioned provisions of the said Act, extends, and shall from the date of the passing of the said Act be deemed to have extended, to any office in any public department in the British possessions.

Definition of colony.

2. In this Act "British possession" shall include any territories for the time being vested in Her Majesty by virtue of any Act of Parliament for the government of India; also any colony, plantation, island, territory, or settlement within Her Majesty's dominions, and not within the United Kingdom.

Short title.

3. This Act may be cited for all purposes as "The Superannuation Act, 1872."

CHAPTER 13.

An Act to amend The Irish Church Act, 1869, so far as respects a Vacancy in the office of Commissioner of Church Temporalities in Ireland.

[27th June 1872.]

32 & 33 Vict. c. 42.

WHEREAS by The Irish Church Act, 1869, in this Act referred to as the Principal Act, it is amongst other things enacted that the following persons, that is to say, Viscount Monck, Right Honourable James Anthony Lawson, one of the justices of the Court of Common Pleas in Ireland, and George Alexander Hamilton, Esquire, shall be constituted Commissioners under the said Act, and shall be a body corporate and be styled the Commissioners of Church Temporalities in Ireland, and it is by the said Act further provided that any power or act by such Act vested in or authorised to be done by the said Commissioners may be exercised or done by any one of them, with the qualification that any person aggrieved by any order of one Commissioner may require his case to be heard by the three Commissioners:

And whereas George Alexander Hamilton, Esquire, one of the Commissioners appointed by the said Act, died on the seventeenth day of September one thousand eight hundred and seventy-one:

And whereas it is expedient that the vacancy so created in the office of Commissioner of Church Temporalities in Ireland should not be filled up, and that provisions such as are in this Act contained should be made for the execution of the said Act by two Commissioners:

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:

Vacancy in office of Third Commissioner not to be filled up.

1. No person shall be appointed to fill the vacancy occasioned by the death of the said George Alexander Hamilton, and subject as herein-after mentioned as to a re-hearing, and without prejudice to any matter or thing which has been done previously to the passing of this Act, the principal Act shall be construed as if two persons only, that is to say, the said Viscount Monck and the said James Anthony Lawson, had been constituted Commissioners of Church Temporalities in Ireland.

Appeals to be heard by two Commissioners and a judge.

2. So much of section four of The Irish Church Act, 1869, as enacts that any person aggrieved by any order of one Commissioner may require his case to be heard by the three Commissioners is hereby repealed, and in lieu thereof be it enacted that any person aggrieved by any order of one Commissioner may require his case to be heard by a tribunal consisting of both the Commissioners for the time being of Church Temporalities in Ireland and any member of Her Majesty's most Honourable Privy Council in Ireland holding or having held any judicial office, who may from time to time be appointed by either general or special order under the hand of the Lord Lieuteuant or other Chief Governor or Governors of Ireland for the time being; and the tribunal constituted in pursuance of this section shall have the same powers as the three Commissioners would have had under the principal Act.

Short title. Construction of Act.

3. This Act may be cited for all purposes as the Irish Church Amendment Act, 1872; and the principal Act, as amended by this Act, and this Act shall be construed as one Act.

CHAPTER 14.

An Act for the Alteration of Boundaries of Dioceses. [27th June 1872.]

WHEREAS by an instrument bearing date the seventeenth day of December one thousand eight hundred and sixty-eight the Reverend Samuel Tenison Mosse did surrender the patronage of the church of Appleton Wiske in the county and diocese of York to the Archbishop of York and his successors:

And whereas the said Reverend Samuel Tenison Mosse as patron and incumbent of Great Smeaton in the county of York and diocese of Ripon did, by an instrument dated the eleventh day of November one thousand eight hundred and sixty-eight, undertake, upon the assignment of a separate district to the church of Appleton Wiske, to surrender a sum of fifty pounds per annum out of the rectorial rentcharge of the said parish of Great Smeaton for the endowment of the district of Appleton Wiske:

And whereas Her Majesty in Council did on the fifteenth day of February one thousand eight hundred and sixty-nine approve and ratify a representation of the Ecclesiastical Commissioners for England for the assignment of a district chapelry for the consecrated chapel of Appleton Wiske:

And whereas the Appleton Wiske endowment of fifty pounds per annum promised by the said instrument has not been and cannot be made over to the said district chapelry of Appleton Wiske:

Be it 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:

Transfer, &c. of Appleton Wiske annulled.

1. That the said transfer of patronage and the said undertaking of endowment and the said Order in Council be and are hereby annulled.