CHAPTER cxci.

An Act for the abolition of the Church Rate leviable in the Parish of Saint Marylebone in the County of London and for securing otherwise the maintenance of the fabrics of certain Churches and Chapels in the parish and the stipends of the Incumbents of such Churches and for other purposes. [2nd August 1898.] A.D. 1898.

WHEREAS under the provisions of the Acts enumerated in the schedule to this Act or some of them the vestrymen of the parish of Saint Marylebone in the county of London (in this Act called "the vestry") have erected or contributed to the erection in the parish of Saint Marylebone at different times since the year one thousand eight hundred and eleven of the following churches and chapels (that is to say):—

The parish church of Saint Marylebone;
Saint John's Chapel;
Saint Mary;
All Souls;
Christ Church;
Trinity;
And the vestry have also provided a residence for the minister of Saint John's Chapel and have also provided a burial ground known as the Saint John's Wood Burial Ground which has been closed for burials:

And whereas under the powers of the same Acts or some of them and of the Church Building Act 1818 and of an Order in Council dated the seventh day of April one thousand eight hundred and twenty-four and published in the London Gazette on the twenty-ninth day of March one thousand eight hundred and twenty-five ecclesiastical districts formed out of the said parish of Saint Marylebone were respectively assigned to the said four churches of Saint Mary All Souls Christ Church and Trinity under the names

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of Saint Mary in Saint Marylebone (in this Act referred to as "Saint Mary") All Souls in Saint Marylebone (in this Act referred to as "All Souls") Christ Church in Saint Marylebone (in this Act referred to as "Christ Church") and The Trinity in Saint Marylebone (in this Act referred to as "The Trinity"):

And whereas it was provided by one of the scheduled Acts that the old parish church should be called and known by the name of the parish chapel:

And whereas the said churches and chapels burial ground and residences and the pew rents of the said churches and chapels are vested in the vestry:

And whereas the vestry are authorised and required under the said scheduled Acts or some of them to make and levy annually a rate for the maintenance lighting and repairing of the said churches and chapels and for the payment of the stipends of the incumbents of the said churches and ministers of the said chapels and for other purposes in connection with the said churches and chapels so far as the same respectively are not provided for out of pew rents fees or other sources mentioned in the same Acts:

And whereas the vestry duly made and levied and continue to make and levy and to apply the said rate for the purposes aforesaid but the making and levying thereof has long given rise to dissatisfaction:

And whereas an arrangement has been made in consultation with the Ecclesiastical Commissioners for the abolition of the said rate and for the commutation of all liabilities thereto on the part of the vestry and of the ratepayers of the parish of Saint Marylebone in consideration of the payment of a lump sum of eighty thousand pounds by the vestry to the Ecclesiastical Commissioners and it is expedient that such arrangement as embodied in or authorised by this Act be carried into effect:

And whereas the vestry have by resolutions passed at vestry meetings duly held for the purpose on the fourteenth day of October and eleventh day of November one thousand eight hundred and ninety-seven approved of such arrangement:

And whereas the Ecclesiastical Commissioners are willing to accept the said sum to be paid by the vestry and in consideration thereof to pay an annual sum of two thousand four hundred pounds to be applied to the purposes aforesaid or some of them and they have consented to the provisions of this Act:

And whereas the vestry by a resolution passed at a vestry meeting duly held for the purpose on the sixteenth day of June one

thousand eight hundred and ninety-eight have agreed in addition to the said sum of eighty thousand pounds to pay to the Ecclesiastical Commissioners a sum of two thousand seven hundred pounds to be applied in or towards effecting such immediate repairs of the said churches and chapels and of the residence of the minister of Saint John's Chapel or in or towards such other purposes as the Ecclesiastical Commissioners may with the approval of the Lord Bishop of London determine:

And whereas it is expedient to empower the vestry to borrow money for the purposes of this Act:

And whereas the Right Honourable Arthur James Balfour First Lord of Her Majesty's Treasury on behalf of and representing Her Majesty the Queen as patron of all the said churches and as having also the right to appoint and nominate the minister for Saint John's Burial Ground and a reader and (with the approbation of the vestry) a preacher and clerk and sexton for Saint John's Chapel and as having also the right to consent to the appointment and nomination of one or two assistant minister or ministers to assist the rector of Saint Marylebone in the parish chapel has consented to the provisions of this Act:

And whereas the Reverend William Barker canon of Saint Paul's Cathedral as rector of the rectory and parish church of Saint Marylebone has with the consent as aforesaid of the Right Honourable Arthur James Balfour as such First Lord as aforesaid on behalf of Her Majesty and with the consent of the vestry the right to appoint and nominate one or two minister or ministers to assist the rector of Saint Marylebone in the parish chapel and in that capacity has consented to the provisions of this Act:

And whereas the Right Reverend Mandell Lord Bishop of London in whose diocese and jurisdiction the parish of Saint Marylebone is situate has consented to the provisions of this Act:

And whereas the said Reverend William Barker as rector of the rectory and parish church of Saint Marylebone and the Reverend Henry Russell Wakefield district rector of the district rectory of Saint Mary and the Reverend Oswald Pryor Wardell-Yerburgh district rector of the district rectory of Christ Church and the Reverend Edward Grose Hodge district rector of the district rectory of The Trinity have respectively consented to the provisions of this Act:

And whereas the district rectory of All Souls is now vacant:

And whereas the Reverend William Muir Farquhar is the only assistant minister now appointed to assist the rector of Saint Marylebone in the said parish chapel:

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And whereas the objects of this Act cannot be attained without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and 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 (that is to say):—

Short title.

1. This Act may be cited as the Saint Marylebone (Church Rate Abolition) Act 1898.

Interpretation.

2. In this Act—

The expression "the said churches and chapels" means the churches and chapels mentioned in the preamble to this Act;

The expression "the scheduled Acts" means the Acts enumerated in the schedule to this Act;

The expression "minor office" means any office of clerk pew opener beadle organist bell toller verger sexton lecturer church or chapel keeper or the like attached to any of the said churches and chapels;

The expression "the general rate" means the general rate leviable by the vestry under the Metropolis Management Act 1855.

Abolition of church rate and discharge of liabilities of vestry and ratepayers.

3. From and after the thirty-first day of December one thousand eight hundred and ninety-eight the vestry and the ratepayers of the parish of Saint Marylebone in the administrative county of London shall be by virtue of this Act freed and discharged from all payments obligations and liabilities whatsoever under any of the scheduled Acts in respect of the maintenance of any of the said churches and chapels or of any minister's residence or in respect of the services in any of the said churches and chapels or in respect of the payment of any stipend or salary to any minister lecturer reader preacher sexton clerk or officer of or in any of the said churches or chapels or otherwise and the right power or duty to make assess collect levy or recover any rate for any of the purposes aforesaid under any of the scheduled Acts and the liability of any person to be assessed to or to pay any such rate shall absolutely cease and determine:

Provided that notwithstanding anything in this Act all sums payable in respect or on account of any such rate made before the passing of this Act may be levied and recovered as if this Act had not been passed.

Sums payable to Ecclesiastical Commissioners by vestry.

4. The vestry shall on or before the thirty-first day of December one thousand eight hundred and ninety-eight pay to the account of the Ecclesiastical Commissioners at the Bank of England the sum of eighty thousand pounds and the further sum of two thousand

seven hundred pounds to be respectively raised in manner hereinafter provided in commutation of all the payments and liabilities of every description from which they or the ratepayers of the parish of Saint Marylebone are relieved and discharged under the provisions of this Act Provided that if the vestry do not pay the said respective sums as aforesaid on or before the said date the vestry shall out of the general rate pay interest at the rate of three pounds per centum per annum to the Ecclesiastical Commissioners on the said respective sums of eighty thousand pounds and two thousand seven hundred pounds or on so much thereof as shall for the time being remain respectively unpaid until payment thereof to the Ecclesiastical Commissioners.

Title of district rectories.

5. The district rectories and churches of Saint Mary All Souls Christ Church and The Trinity shall henceforth be called and known as rectories and not as district rectories.

Vesting of churches &c. in incumbents.

6. From and after the thirty-first day of December one thousand eight hundred and ninety-eight the sites buildings furniture fittings and other property now vested in the vestry or any persons or person in trust for them under or by virtue of the scheduled Acts in respect of any of the said churches and chapels or in respect of the residence of the incumbent or minister or other official of any of the said churches and chapels or otherwise shall by virtue of this Act save as herein-after provided become and be vested in the several incumbents as follows and their successors respectively for ever and be subject to the like provisions as if they had respectively become so vested under the provisions of the Church Building Acts (namely) As to all such property in respect of the parish church and the parish chapel and any residences allocated thereto respectively in the rector of the rectory and parish church of Saint Marylebone And as to all such property in respect of the several churches of Saint Mary All Souls Christ Church and The Trinity and any residences attached thereto respectively in the respective rectors of the said rectories and churches And as to all such property in respect of Saint John's Chapel and any residence attached thereto in the rector of Christ Church.

Discharge of burial fees from liabilities under scheduled Acts.

7. From and after the thirty-first day of December one thousand eight hundred and ninety-eight all burial fees belonging to the vestry in respect of their cemetery at Finchley shall be freed and discharged from all obligations or liabilities under the scheduled Acts Provided that nothing in this Act shall apply to or affect any fees payable to or receivable by the rector for the time being of the parish church of Saint Marylebone.

Power to vestry to retain certain lands.

8.—(1.) The vestry shall retain hold and maintain as an open space under and subject to the provisions of the Open Spaces Acts

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1877 to 1890 the said burial ground known as Saint John's Wood Burial Ground and shall hold maintain and use the clerk's house situate therein in connection with the said purpose as the same are respectively shown and coloured green on the Plan No. 1 signed by the Right Honourable the Earl of Morley the Chairman of Committees of the House of Lords (herein-after called "the said Plan No. 1") and the vestry shall where necessary erect and maintain in good repair suitable walls fences or railings between the said open space and Saint John's Chapel and the land remaining appropriated thereto under this Act and coloured pink on the said Plan No. 1.

(2.) The vestry shall retain hold and maintain as an open space under the provisions of the Open Spaces Acts 1877 to 1890 the land adjoining the parish church and the roads and footpaths on or through the same as the same are shown and coloured green on the Plan No. 2 signed by the said Earl of Morley (herein-after called "the said Plan No. 2") and the vestry shall where necessary erect and maintain a suitable fence or railing between the land respectively appropriated to the parish church and coloured pink on the said Plan No. 2 and to the vestry for the purpose of an open space There shall be reserved at all times a right of access over the open space coloured green on the said Plan No. 2 to and from the said parish church to the rector of the said church and persons attending or visiting the said church and the vestry shall appoint and maintain a gate keeper at the entrance gates from the High Street Marylebone to and from the said church for the purpose of opening the same before and during divine service at times when the same would otherwise be closed:

And the vestry shall at all times permit so much of the said open space as is coloured green and hatched with black lines on the said Plan No. 2 to be used by the rector of the parish church and all persons authorised by him for any purposes in connection with the repair or support of the said church.

(3.) The vestry shall hold maintain and use for public purposes the triangular plot of ground situate at the junction of Park Road Albert Road and Saint John's Wood Road as the same is shown and coloured green on the said Plan No. 1.

(4.) Provided that no building shall be erected on any of the lands retained by the vestry under this section Provided also that in the event of the vestry ceasing for twelve consecutive months to use the conservatory or greenhouse shown on the said Plan No. 1 as such for the purposes of the open space to which it is attached the site thereof shall thereupon become vested in the rector of

Christ Church as if the same had been land belonging to the residence attached to Saint John's Chapel. A.D. 1898.

It shall be the duty of the vestry so to manage and regulate the use of the lands retained by them under this section that no disturbance of divine worship or any annoyance to worshippers at Saint John's Chapel or at the parish church shall be occasioned by bands of music playing during divine service or in any other manner whatsoever.

Annual payment in respect of 80,000*l.* of 2,400*l.* by Ecclesiastical Commissioners and application of same.

9. As from the said thirty-first day of December one thousand eight hundred and ninety-eight there shall be paid by the Ecclesiastical Commissioners in respect of the said sum of eighty thousand pounds an annual sum of two thousand four hundred pounds to be applied by the Ecclesiastical Commissioners in manner following (that is to say) :—

(1.) An annual sum of four hundred pounds shall be paid by the Ecclesiastical Commissioners to the rector of the rectory and parish church of Saint Marylebone and to each of the respective rectors of the four rectories and churches of Saint Mary All Souls Christ Church and The Trinity in equal half-yearly instalments on the twenty-fourth day of June and the twenty-fifth day of December in every year the first half-yearly payment to be made on the twenty-fourth day of June one thousand eight hundred and ninety-nine :

(2.) The balance of the said annual sum of two thousand four hundred pounds shall be applied by the Ecclesiastical Commissioners—

(A.) in or towards payment to the present minister for Saint John's Chapel until the next avoidance of such office of the annual sum of two hundred and fifty pounds and in or towards payment to the present assistant minister for the parish chapel until the next avoidance of such office of the annual sum of two hundred pounds such annual sums or contributions thereto to be paid by such equal half-yearly instalments as aforesaid ;

(B.) after the next avoidance of the office of minister of Saint John's Chapel and of the parish chapel in payment of the annual sum of three hundred and fifty pounds by such equal annual instalments as aforesaid to the rector and churchwardens of Christ Church to be applied by them as follows :—

(1.) As to a sum not exceeding one hundred and thirty pounds per annum in or towards the maintenance of the fabrics (including the payment of premiums on any

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insurance against fire) of Christ Church and Saint John's Chapel in such manner as the rector and churchwardens shall determine;

(2.) As to a sum not exceeding two hundred and twenty pounds per annum in or towards the maintenance of divine worship in Christ Church and Saint John's Chapel (but not in payment of the stipends of clergy) in such manner as the said rector and churchwardens shall determine;

(3.) As to the residue if any in the formation of a fabric fund by the annual investment in securities in which trustees are authorised by law to invest trust moneys and accumulation of such sums as shall not have been expended in any year in manner aforesaid;

The annual income of such fund and any portion of the investments forming the capital thereof shall be applicable in effecting from time to time such repairs of the fabrics of Christ Church and Saint John's Chapel as the rector and churchwardens with the consent of the Ecclesiastical Commissioners may determine Provided that if the office of minister of Saint John's Chapel should be avoided before the avoidance of the office of minister of the parish chapel then during the interval between the avoidance of the first-mentioned office and the avoidance of the secondly-mentioned office the annual sum of two hundred and fifty pounds shall be paid by such equal annual instalments as aforesaid to the rector and churchwardens of Christ Church to be by them applied in like manner and in like proportions as aforesaid Provided further that it shall be lawful for the Ecclesiastical Commissioners with the approval of the Crown and of the Lord Bishop of London to vary the mode of application of the said sum of three hundred and fifty pounds and to settle and determine the purposes to which and the proportions in which the said sum or any part or parts thereof is or are to be applied;

(c.) After the next avoidance of the said two offices in payment of the annual sum of fifty pounds by such equal annual instalments as aforesaid to the rector and churchwardens of the parish church of Saint Marylebone to be applied by them for or towards the maintenance of the fabrics of and divine worship in the parish church of Saint Marylebone and the parish chapel or either of them or such other purposes in

connection with the said church or chapel as the rector and churchwardens shall determine Provided that if the office of minister of the parish chapel shall be avoided before the avoidance of the office of minister of Saint John's Chapel then during the interval between the avoidance of the first-mentioned office and the avoidance of the secondly-mentioned office the annual sum of one hundred pounds shall be paid by such equal annual instalments as aforesaid to the rector and churchwardens of the parish church to be by them applied in manner aforesaid and the annual sum of one hundred pounds shall be paid by such equal annual instalments as aforesaid to the rector and churchwardens of Christ Church to be by them applied in like manner and in like proportions as herein-before provided with respect to the annual sum of three hundred and fifty pounds herein-before mentioned.

Application of sum of 2,700*l.*

10. The sum of two thousand seven hundred pounds to be paid by the vestry to the Ecclesiastical Commissioners under this Act shall be applied by or under the direction of the Ecclesiastical Commissioners in or towards effecting such immediate repairs of the said churches and chapels and of the residence of the minister of Saint John's Chapel or any of them or in or towards such other purposes in connection with the said churches and chapels and residence or any of them respectively and upon such terms and conditions as the Ecclesiastical Commissioners may with the approval of the Lord Bishop of London determine.

Provision as to pew rents &c.

11.—(1.) All pew rents fees and dues (other than the said Finchley Cemetery burial fees) which but for the passing of this Act would or might have been collected by or payable to the vestry under any of the scheduled Acts in respect of any of the said churches and chapels and all pew rents which but for the passing of this Act would or might have been collected or receivable in respect of the parish chapel and Saint John's Chapel shall after the thirty-first day of December one thousand eight hundred and ninety-eight be payable as follows (that is to say):—

(A.) In respect of the parish church of Saint Marylebone and the parish chapel to the rector and churchwardens of the rectory and parish church of Saint Marylebone;

(B.) In respect of the churches of Saint Mary All Souls and The Trinity to the respective rectors and churchwardens of those rectories;

(C.) In respect of Saint John's Chapel until the next avoidance of the office of minister thereof to the minister of Saint John's Chapel;

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(D.) In respect of the church of Christ Church and in respect of Saint John's Chapel after the next avoidance of the office of minister thereof to the rector and churchwardens of the rectory of Christ Church.

(2.) Subject to the yearly payments to be made out of the said pew rents fees and dues under this Act for the purpose of providing fabric funds and to the powers given to the Ecclesiastical Commissioners to fix vary or abolish any such pew rents the moneys received in respect thereof shall be applied by the respective rectors and churchwardens of the said five rectories in payment of the salaries of the minor offices of and in their respective churches and chapels until the abolition of such minor offices under this Act upon the next avoidance thereof respectively and subject thereto for such purposes in or towards the maintenance of divine worship in their respective churches and chapels or for such other purposes in or towards which pew rents may lawfully be applied as the several incumbents of such churches and chapels respectively and their respective churchwardens shall determine Provided that the pew rents fees and dues receivable by the rector and churchwardens of the rectory of Saint Marylebone shall in the first place be applied in or towards payment of the stipends of the present ministers for the parish chapel and Saint John's Chapel or such parts of such stipends as shall not be paid by the Ecclesiastical Commissioners under this Act until the next avoidance of those offices respectively.

Power to revise scale of pew rents or to abolish pew rents.

12. It shall be lawful for the Ecclesiastical Commissioners with the approval of the Lord Bishop of London and of the Crown if they shall see fit to fix a scale or scales of pew rents according to which pews or seats in all or any of the said churches and chapels shall be let and to alter any such scale from time to time and it shall also be lawful for the Ecclesiastical Commissioners with the like approval to declare that the pews or seats in all or any of the said churches and chapels or some of the said pews or seats shall not be let for any payment of money and thereupon it shall be unlawful to let the same for any payment of money.

Establishment of fabric funds.

13. For the purpose of establishing a fabric fund for each of the said churches and chapels other than Christ Church and Saint John's Chapel the following provisions shall apply :—

(1.) As regards the parish church of Saint Marylebone and the parish chapel and as regards the churches of Saint Mary All Souls and The Trinity the rector and churchwardens of each of those respective churches shall out of the pew rents received by them respectively (which pew rents as regards the rector

and churchwardens of Saint Marylebone shall include all pew rents receivable or payable in respect to the parish chapel) pay to the Incorporated Church Building Society the yearly sums following (that is to say) :—

(A.) In respect of the parish church of Saint Marylebone and the parish chapel the rector and churchwardens of the said parish church shall pay the yearly sum of ninety pounds;

(B.) In respect of the churches of Saint Mary All Souls and The Trinity the rector and churchwardens of each of the said churches shall pay the yearly sum of sixty pounds :

(2.) The Incorporated Church Building Society shall place every yearly sum so paid to the separate account of the church in respect of which it is paid and the said accounts shall be respectively called the "Parish Church (Marylebone) Fabric Fund" "Saint Mary (Marylebone) Fabric Fund" "All Souls (Marylebone) Fabric Fund" and "the Trinity (Marylebone) Fabric Fund" :

(3.) The said yearly payments shall be made on or before the thirty-first day of December in the year one thousand eight hundred and ninety-nine and in every succeeding year and shall continue to be made in the case of the parish church of Saint Marylebone until the fabric fund amounts to the sum of one thousand five hundred pounds and in the case of the other churches until each of the fabric funds amounts to the sum of one thousand pounds :

(4.) Until each of the fabric funds amounts to the required sum the rector and churchwardens of such church shall make annually to the Ecclesiastical Commissioners as and when they may require a return of the pew rents received by or payable to such rector and the churchwardens of his church or any of them.

Management of fabric funds.

14.—(1.) The Incorporated Church Building Society shall invest the moneys carried to such fabric funds respectively in any investments in which trustees are for the time being authorised by law to invest trust moneys.

(2.) The annual income of the said funds shall be applied in paying the premiums on any insurance against fire which may be effected on the said churches and chapels respectively and in effecting from time to time such repairs of the fabric of the said churches and chapels as the society on the application of the respective incumbents and churchwardens may determine.

(3.) The society shall also have power on such application as aforesaid to realise any part of any or either of the said funds and

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to make a grant of capital money for any of the purposes aforesaid.

(4.) Subject as aforesaid the income of the said respective funds shall be accumulated by being invested in such investments as are herein-before authorised.

Receipts of incumbents and others.

15. The receipt in writing of the incumbents of the said churches and chapels respectively shall be a good discharge for any payment of moneys made to them or to them jointly with any churchwardens under the provisions of this Act and the receipt in writing of any two of the committee of the Incorporated Church Building Society shall be a good discharge for any payment of moneys made to the society under the provisions of this Act.

Non-liability of Church Building Society and of Ecclesiastical Commissioners.

16. The Incorporated Church Building Society shall not be under any liability to see to the payment to them of any of the sums authorised or required to be paid to them under any of the provisions of this Act nor shall the Ecclesiastical Commissioners be under any liability to see to the application of any sums which they are authorised or required to pay to any rector or other person or to the said society under any of the provisions of this Act.

Parish chapel to be attached to parish church as a chapel of ease.

17. From and after the thirty-first day of December one thousand eight hundred and ninety-eight the parish chapel and the site thereof with its appurtenances shall become and be or shall continue to be a chapel of ease attached to and within the ecclesiastical district or territory of or belonging to the rectory and parish church of Saint Marylebone subject to the rights of the present minister of the parish chapel and of the present holders of any minor office of or in the said chapel.

Saint John's Chapel to be attached to Christ Church as a chapel of ease.

18. From and after the thirty-first day of December one thousand eight hundred and ninety-eight Saint John's Chapel and the site thereof with its appurtenances shall become and be a chapel of ease attached to the rectory and church of Christ Church subject to the rights of the present minister of Saint John's Chapel and of the present holders of any minor office of or in the said chapel.

Abolition and re-arrangement of minor offices.

19. On and after the next avoidance of any minor office of or in the parish church of Saint Marylebone and the churches of Saint Mary All Souls Christ Church and The Trinity and the parish chapel and Saint John's Chapel that office and all existing rights of appointment to the same shall cease and determine and it shall be lawful for the Ecclesiastical Commissioners with the approval of the Lord Bishop of London and in the case of Christ Church and Saint John's Chapel with the consent of the Crown to settle what

minor offices shall be attached to each of the said churches and chapels and the right or mode of appointment to the same and the tenure and salary thereof respectively Provided that until the next avoidance of any such office all the rights and powers of the vestry in relation to any such office shall by virtue of this Act be transferred to and vested in the respective rectors of the said churches.

As to present churchwardens.

20. The powers duties and liabilities of the churchwardens of the parish of Saint Marylebone so far as they relate to the affairs of the church of Saint Marylebone and the parish chapel and Saint John's Chapel and the powers duties and liabilities of the churchwardens of each of the churches of Saint Mary All Souls Christ Church and The Trinity so far as they relate to the affairs of the said churches respectively shall cease and determine as from the thirty-first day of December one thousand eight hundred and ninety-eight and the said churchwardens shall after that date no longer act in the affairs aforesaid as the churchwardens of the ecclesiastical districts now attached to the said churches respectively but save as relates to the affairs of the church nothing in this Act contained shall be construed to affect or alter their powers duties or liabilities.

Application of New Parishes Act 1843.

21. The provisions of section seventeen of the New Parishes Act 1843 relating to the appointment and office of churchwarden and section fifteen of the same Act relating to the receipt fixing and payment of surplice fees shall extend and apply to the rectory and parish church of Saint Marylebone with the parish chapel and to the rectories and churches of Saint Mary All Souls Christ Church with Saint John's Chapel and The Trinity and to the ecclesiastical districts now attached thereto respectively as fully and effectually as if the said ecclesiastical districts had become new parishes under the provisions of the said Act.

As to exercise of powers by Ecclesiastical Commissioners.

22. Any power authority or act vested in conferred on or to be done by the Ecclesiastical Commissioners by or under this Act may be exercised or done by them by any instrument under their seal and any such instrument may if the Ecclesiastical Commissioners think fit be published in the London Gazette.

Provision for determination of disputes.

23. The Lord Bishop of London may on the application of any body or person administering any funds applicable to the maintenance of divine worship under this Act finally settle and determine any question as to the purposes to which such funds are so applicable or as to the mode of application thereof.

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Power of vestry to borrow money for purposes of Act.

24. The vestry may from time to time in addition to any moneys which they are now authorised to borrow under the provisions of any other Act borrow at interest on the security of the general rate for the following purposes the following sums (that is to say) :—

For the purpose of paying the costs charges and expenses preliminary and of and incidental to obtaining and passing this Act such sum as may be required ;

For the purpose of the payments to the Ecclesiastical Commissioners the sum of eighty-two thousand seven hundred pounds and such further sum as may be required for payment of all costs charges and expenses incurred by the vestry in and about or incidental to raising the said sum :

Provided always that in calculating the moneys which the vestry may borrow under any other enactment any sums they may borrow under this Act shall not be reckoned.

Application of certain sections of Metropolis Management Act.

25. For the purpose of securing repayment of any sums authorised to be borrowed as aforesaid the vestry may mortgage the general rate and the following sections of the Metropolis Management Act 1855 shall extend and apply mutatis mutandis to and in relation to all mortgages made under the powers of this Act (that is to say) :—

Section 185 (Form of mortgage Register of mortgages) ;

Section 188 (Payment of principal and interest may be enforced by the appointment of a receiver) ;

Section 189 (Transfer of mortgages Register of transfer).

Period and mode of repayment of borrowed moneys.

26. The vestry shall out of the general rate pay off all moneys borrowed by them as aforesaid within forty-five years from the borrowing of the same by equal yearly or half-yearly instalments of principal or of principal and interest combined.

Power to borrow under Local Loans Act 1875.

27. The vestry may if they think fit borrow any moneys which they are by this Act authorised to borrow under the powers and subject to the provisions of the Local Loans Act 1875 by means of a loan or loans to be raised by the issue of debentures debenture stock or annuity certificates or partly in one way and partly in another Any moneys borrowed in manner by this section authorised by the vestry shall be a charge upon and shall be paid out of the general rate which shall be deemed to be the local rate as defined by the Local Loans Act 1875 Every such loan shall be discharged within the time prescribed in that behalf by this Act and such discharge or the discharge of any part thereof may be effected by means of a sinking fund under the Local Loans Act 1875 if the vestry shall so think fit provided that the payments into any such sinking fund

and the investments thereof and generally the regulation thereof shall be such as the Local Government Board shall prescribe.

Costs of Act.

28. The costs charges and expenses preliminary and of and incidental to preparing obtaining and passing this Act (including all the costs charges and expenses of the Ecclesiastical Commissioners) as taxed by the taxing officer of the House of Lords or House of Commons shall be paid by the vestry out of the general rate or out of moneys borrowed under the authority of this Act.

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The SCHEDULE referred to in the foregoing Act.

ACTS relating to CHURCHES and CHAPELS in the PARISH of SAINT MARYLEBONE.

Session and Chapter.	Title.
51 Geo. III. c. cli. - -	An Act to enable the vestrymen of the parish of Saint Mary-le-Bone in the county of Middlesex to build a new parish church and two or more chapels and for other purposes relating thereto.
1 & 2 Geo. IV. c. xxi. -	An Act to enable the vestrymen of the parish of Saint Mary-le-Bone in the county of Middlesex to effectuate the building of four district churches in the said parish and for other purposes relating thereto.
6 Geo. IV. c. cxxiv. - -	An Act for making the four districts in the parish of Saint Mary-le-Bone in the county of Middlesex district rectories for certain purposes.
7 & 8 Geo. IV. c. lxxxix. -	An Act for removing doubts as to the legality of the erection of the portico of the parish church of the parish of Saint Mary-le-Bone in the county of Middlesex for declaring the whole of the site of Trinity Church to be within the said parish and for altering the boundary between the said parish and the parish of Saint Pancras.

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