Commencement and duration of Act.

6. On and after the passing of this Act it shall come into operation, and shall continue in force until the thirty-first day of December one thousand eight hundred and eighty, and no longer, unless Parliament shall otherwise determine.

SCHEDULE.

MAXIMUM AMOUNT of SECURITY which may be required by a RETURNING OFFICER.

	County or District of Contributory Burghs.	Burgh.
	£	£
Where the registered electors do not exceed 1,000	150	100
Where the registered electors exceed 1,000 but do not exceed 2,000	200	150
Where the registered electors exceed 2,000 but do not exceed 4,000	275	200
Where the registered electors exceed 4,000 but do not exceed 7,000	400	250
Where the registered electors exceed 7,000 but do not exceed 10,000	550	300
Where the registered electors exceed 10,000 but do not exceed 15,000	700	450
Where the registered electors exceed 15,000 but do not exceed 20,000	800	500
Where the registered electors exceed 20,000 but do not exceed 30,000	900	600
Where the registered electors exceed 30,000 but do not exceed 40,000	1,000	700
Where the registered electors exceed 40,000 but do not exceed 50,000	—	1,000
Where the registered electors exceed 50,000 but do not exceed 60,000	—	1,300
Where the registered electors exceed 60,000	—	1,600

If at the end of the two hours appointed for the election, not more candidates stand nominated than there are vacancies to be filled up, the maximum amount which may be required is one fifth of the maximum according to the above scale.

CHAPTER 42.

An Act to amend and further extend the Acts for the Commutation of Tithes in England and Wales. [8th August 1878.]

WHEREAS an Act was passed in the session of Parliament held in the sixth and seventh years of the reign of His late Majesty King William the Fourth, intituled "An Act for the commutation of tithes in England and Wales," and the said Act has been amended, and the provisions thereof have been extended, by Acts passed in the sessions of Parliament held respectively in the first year, the first and second years, the second and third years, the third year, the fifth and sixth years, the ninth and tenth years, and the twenty-third and twenty-fourth years of the reign of Her present Majesty:

6 & 7 Will. 4. c. 71.
7 Will. 4. & 1 Vict. c. 69.
1 & 2 Vict. c. 64.
2 & 3 Vict. c. 62.
3 & 4 Vict. c. 15.
5 & 6 Vict. c. 54.
9 & 10 Vict. c. 73.
23 & 24 Vict. c. 93.

And whereas it is expedient that the said Acts should be amended, and that the provisions thereof should be further extended in manner herein-after mentioned:

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:

Redemption of tithe on land required for public purposes.
33 & 34 Vict. c. 75.
38 & 39 Vict. c. 36.

1. In all cases where land charged with rentcharge in lieu of tithes is taken for any of the following purposes; that is to say,

The building of any church, chapel, or other place of public worship;

The making of any cemetery or other place of burial;

The erection of any school under the Elementary Education Act;

The erection of any town hall, court of assize, gaol, lunatic asylum, hospital, or any other building used for public purposes, or in the carrying out of any improvements under the Artizans Dwellings Act, 1875;

The formation of any sewage farm under the provisions of the Sanitary Acts, or the construction of any sewers, or sewage works, or any gas or water works;

Or the enlarging and improving of the premises or buildings occupied or used for any of the above-mentioned purposes;

the person or persons proposing to carry out the above-mentioned works, buildings, or improvements shall, as soon as the said person or persons are in possession of the land, and before the land is applied to any of the purposes aforesaid, apply to the Tithe Commissioners to order the redemption of the rentcharge for a sum of money equal to twenty-five times the amount thereof; and the redemption money, with the expenses incident to the redemption, shall be paid to the said Commissioners within a time to be fixed by such order, or within any enlarged time the Commissioners may appoint, and the Commissioners shall apply such redemption money in the manner provided by the said Acts.

Application for redemption.

2. The application to the said Commissioners in respect of any such land may be signed by the secretary of any company which shall have taken the land, or in the case of a corporation, school or other board, by the clerk of the said board or corporation, and in every other case by such person or persons as the Commissioners may require.

Redemption of tithe not exceeding twenty shillings.

3. Whenever land has been charged with any rentcharge not exceeding twenty shillings, the Commissioners may, if they see fit, upon the application of the owner of such land or of the person entitled to the rentcharge thereon, by an order under their hands and seal, direct that such rentcharge shall be redeemed by the payment by or on behalf of the owner of the said land charged therewith, within such time as the Commissioners by such order shall direct and appoint, of a sum of money equal to twenty-five times the amount of such rentcharge.

Redemption of tithe exceeding twenty shillings.

4. Whenever any land has been charged with a rentcharge exceeding twenty shillings, the Commissioners may, if they see fit, upon the joint application of the owner of the land and the person entitled to the rentcharge, order such rentcharge to be redeemed for a sum not being less than twenty-five times the amount thereof, provided that the bishop of the diocese and the patron of the benefice consent to such redemption, whenever the person entitled to the rentcharge is entitled thereto in right of any benefice or cure.

Redemption of tithe on divided lands.

5. Whenever lands charged with rentcharge under any instrument of apportionment or altered apportionment shall be divided for building or other purposes into numerous plots, and it shall appear to the Commissioners that no further apportionment of the said rentcharge can conveniently be made, the Commissioners may, if they shall see fit, upon the application of the owner or of the person for the time being entitled to the receipt of the said rentcharge, and without limitation as to the amount thereof, by an order under their hands and seal, direct that such rentcharge shall be redeemed by the payment by the owners of the lands chargeable therewith, within such time as the Commissioners shall by such order direct and appoint, of a sum of money not less than twenty-five times the amount of such rentcharge.

Application of existing powers to this Act.

6. All the powers and provisions of the said recited Acts respecting the redemption of rentcharge and the assessment and recovery of redemption money and expenses (except as otherwise by this Act is provided) shall be applicable to all redemptions authorised and effected under this Act.

Exchange of annual payment for lands or tithe rentcharge.

7. The provisions of the said Acts with reference to the exchange of glebe lands for other lands shall extend to and be deemed to authorise any spiritual person to exchange for lands, or for tithe rentcharge, any annual payment or augmentation belonging to him in right of his benefice and charged upon or payable out of any lands or tithe rentcharge.