ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

***

William Wicks, and *Thomas Smith*, being respectively qualified as herein-after mentioned, and taking the Oath herein-after required, shall be and they are hereby appointed Trustees for putting this Act into Execution; and that when any of the said Trustees appointed by this Act (except the said Rector for the Time being) shall die or refuse to act, or be disabled from acting, it shall be lawful for the surviving or remaining Trustees, at any Meeting to be held in pursuance of this Act in Manner herein-after mentioned, by Writing under the Hands of the said surviving Trustees and Rector, to elect, nominate, and appoint some other Person or Persons (duly qualified as herein-after mentioned) to be a Trustee or Trustees in their Stead; and the Person or Persons, so chosen and appointed, shall and may, and is and are hereby authorized and empowered to proceed and act in the Execution of this Act, to all Intents and Purposes, in as full and ample Manner as the Trustees herein-before named and appointed, are by this Act authorized and empowered to do.

Qualification of Trustees, &c.

II. Provided always, and be it further enacted, That no Person (other than the Rector of the Parish of *Broadwater* for the Time being) shall be capable of acting as a Trustee in the Execution of this Act, who shall not own or occupy some Messuage, Tenement, or Ground within the said Town of *Worthing*, rated at the Rate of Thirty Pounds *per Annum* or upwards: Provided also, that if any Person or Persons, appointed or to be appointed a Trustee or Trustees for the Execution of this Act, shall have any Share or be any Ways interested (other than as a Trustee or Trustees under this Act) directly or indirectly in the Execution of this Act, or in any Contract or Work to be done in or about the Execution of any of the Powers of this Act, or shall have or enjoy any beneficial Employment under or by virtue of this Act, every such Person shall, during the Term of such Contract, or during his Continuance in such Employment, or during his being so interested, be utterly disabled and disqualified from acting as a Trustee or Trustees under this Act; and no Person shall be capable of acting as a Trustee in the Execution of this Act (unless at the First Meeting under this Act) until he shall have taken an Oath to the following Effect:

Form of Oath.

'I do swear, That I will faithfully, impartially, and honestly, 'according to the best of my Skill, Knowledge, and Judgement, 'execute the several Trusts and Powers reposed in me as a Trustee 'by virtue of an Act of Parliament passed in the Forty-ninth Year 'of the Reign of His Majesty King *George* the Third, intituled, [*here* '*set forth the Title of the Act*]. 'So help me GOD.'

First Meeting of Trustees.

III. And be it further enacted, That the said Trustees shall meet at the *Nelson Inn*, in *Worthing* aforesaid, on the Second *Monday* after the passing of this Act, at Eleven of the Clock in the Forenoon, for carrying this Act into Execution; and such Meeting shall consist of Five at the least of the said Trustees, and the said Trustees shall then and from Time to Time afterwards adjourn their Meetings, or meet according to such Notice as is herein-after directed to be given, at such Time and at such Place, within the said Town of *Worthing*, as such Trustees or any Five or more of them shall think proper and convenient, until a Vestry Room shall be built; but no Act of the said Trustees shall be valid, unless made or done at some publick Meeting to be holden by virtue of this Act.

IV. And

Notice of Meetings, &c.

IV. And be it further enacted, That it shall and may be lawful for the said Trustees to meet as often as they shall find it necessary; and that of all Meetings to be holden by virtue of this Act (unless by Adjournment) at least Seven Days previous Notice in Writing shall be given to or left at the respective Places of Abode of the said Trustees, setting forth the Day, Hour, and Place of such Meeting; and the said Trustees shall at all their Meetings pay their own Expences; and that all such Trustees as are Justices of the Peace may act as such, within their respective Jurisdictions, in the Execution of this Act, notwithstanding their being Trustees (except only in such Cases where they shall be personally interested); and that in all Cases where the Trustees or any Justice or Justices of the Peace are authorized to examine any Person or Persons on Oath, it shall be lawful for such Trustees and Justices respectively and they are hereby respectively required to administer such Oath.

Chairman to be appointed, &c.

V. And be it further enacted, That every Question, whereon a Difference of Opinion arises, shall be determined by the Majority of the Votes of the Trustees present at the Meeting at which such Difference shall arise; and the Rector of the Parish of *Broadwater* for the Time being shall, when present at any Meeting, be the Chairman of such Meeting, and if the Rector be not present, the Trustees present shall at such Meeting, before they proceed to Business, elect one of the Trustees then present to be Chairman at such Meeting; and if at any Meeting of the Trustees any Question shall be put to the Vote, and there shall happen to be an even Number of Votes for and against the Question, then the Chairman at such Meeting shall have a second or casting Vote, which shall determine the Question.

No Order revoked unless at Special Meetings,

VI. And be it further enacted, That no Order, Appointment, or Proceeding, made at any Meeting of the Trustees to be holden in pursuance of this Act, shall be revoked or altered at any subsequent Meeting, unless at a Meeting to be holden for that express Purpose; nor unless Notice, specifying the Revocation or Alteration intended to be made, signed by the Clerk to the said Trustees, shall be given to or left at the Place of Abode of each of the said Trustees, at least Seven Days before such subsequent Meeting; nor unless a Majority of the Trustees present at such subsequent Meeting shall decide in favour of such Revocation or Alteration, and a greater Number of Trustees shall be present at such subsequent Meeting than were present at the Meeting when such Order, Appointment, or Proceeding was had or made.

nor unless a Majority shall concur.

Proceedings to be entered in Books.

VII. And be it further enacted, That the said Trustees shall cause to be provided and kept a proper Book or Books, and fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings relative to the Execution of this Act, and of the Names of all such Trustees as shall be present at their several Meetings; and all Entries in such Book or Books, being signed by the Chairman of such Meeting, shall be deemed Originals, and shall be allowed to be read as Evidence in all Causes, Suits, and Actions touching or concerning any Thing done in pursuance of this Act; and such Book or Books shall at all the Meetings of the said Trustees be open and liable for the Inspection of all and every of the said Trustees, and of all Persons interested therein, and that any of the said Trustees and Persons interested shall and may have and take Copies thereof, paying for

for every Copy not exceeding Seventy-two Words the Sum of Sixpence, and ſo in Proportion for any greater or leſs Number of Words.

Appointment of Officers, &c.

VIII. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, may and they are hereby empowered, by Writing under their Hands, to appoint a Treaſurer, Clerk, and alſo ſuch other Officers and Perſons for the Execution of this Act as they the ſaid Truſtees ſhall think proper, and from Time to Time to remove ſuch Officers and Perſons reſpectively as they the ſaid Truſtees ſhall ſee Occaſion; and out of the Monies to be received by virtue of this Act to allow and pay ſuch Salaries and Allowances to the ſaid Officers and other Perſons, as the ſaid Truſtees ſhall think reaſonable; and the ſaid Truſtees ſhall and they are hereby required to take ſufficient Security from every ſuch Treaſurer and other Officer for the due Execution of his Office as they ſhall think proper; and all ſuch Officers, ſo to be appointed, ſhall under their Hands, at ſuch Time or Times and in ſuch Manner as the ſaid Truſtees ſhall direct, deliver to the Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and alſo of all the Monies which ſhall have been by ſuch Officers reſpectively received by virtue and for the Purpoſes of this Act, and how much thereof hath been expended and diſburſed and for what Purpoſe, together with proper Vouchers for ſuch Payments, and ſhall pay all ſuch Monies as ſhall remain due from them reſpectively to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame; and every ſuch Treaſurer ſhall on *Eaſter Tueſday* in every Year, or at the Firſt Meeting of the ſaid Truſtees then next following (although not thereunto required by the ſaid Truſtees), lay his Accounts before the ſaid Truſtees, in order that the ſame may be audited, paſſed, and allowed by them, if approved of; and all the ſaid Officers, ſo accounting as aforeſaid, ſhall upon Oath (which Oath any one of the ſaid Truſtees is hereby empowered to adminiſter) verify their ſaid Accounts; and if any ſuch Officer ſhall refuſe or neglect to make and render, or to verify upon Oath, any ſuch Account, or to produce and deliver up the Vouchers relating to the ſame, or to make Payment as aforeſaid, or ſhall refuſe or wilfully neglect to deliver to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame, within Twenty-one Days after being thereunto required by the ſaid Truſtees, by Notice in Writing given to or left at the laſt or uſual Place of Abode of ſuch Officer, all Books, Papers, and Writings in his Cuſtody or Power relating to the Execution of this Act, or give Satisfaction to the ſaid Truſtees reſpecting the ſame, then and in every ſuch Caſe, upon Complaint made by the ſaid Truſtees, or by ſuch Perſon or Perſons as they ſhall appoint for that Purpoſe, of any ſuch Refuſal or wilful Neglect as aforeſaid, to any Juſtice of the Peace for the County, City, or Place wherein ſuch Officer ſo refuſing or wilfully neglecting ſhall be or reſide, ſuch Juſtice may and he is hereby authorized and required to iſſue a Warrant, under his Hand and Seal, for the Officer ſo refuſing or neglecting to appear before him, and upon his appearing, or having been ſummoned and not appearing, or not being to be found, to hear and determine the Matter in a ſummary Way; and if, upon the Confeſſion of the Party or by the Teſtimony of any credible Witneſs or Witneſſes upon Oath, (which Oath ſuch Juſtices are hereby empowered to adminiſter), it ſhall appear to ſuch Juſtice that any of the

Monies that shall have been collected or raised by virtue of this Act shall remain due from such Officer, such Justice may and is hereby authorized and required upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer, and if no Goods or Chattels of such Officer can be found sufficient to answer and satisfy the said Money and the Charges of distraining and selling the said Goods and Chattels, or if it shall appear to such Justice that such Officer shall have refused or wilfully neglected to render and give such Account, or to verify the same as aforesaid, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act shall be in the Custody or Power of such Officer, and he shall have refused or wilfully neglected to deliver or give Satisfaction respecting the same as aforesaid, then and in each and in every such Case such Justice shall commit such Offender to the Common Gaol or House of Correction for the County, City, or Place where such Offender shall be or reside, there to remain without Bail or Mainprize until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Trustees for such Money, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Trustees are hereby empowered to make and receive), and until he shall deliver up such Books, Papers, and Writings, or give Satisfaction in respect thereof to the said Trustees; but no such Officer shall be detained or kept in such Common Gaol or House of Correction for Want of sufficient Distress by virtue of this Act, for any longer Space of Time than Six Calendar Months.

Trustees may treat for Purchase of Ground.

IX. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby empowered and required, as soon as conveniently may be after the passing of this Act, to contract, treat, and agree with any Person or Persons for the absolute Purchase in Fee Simple of any Land or Hereditaments in a convenient Spot, in *Worthing* aforesaid, not exceeding in Value the Sum of One thousand Pounds, for the Purpose of erecting the said Chapel thereon, and to pay for the same such Sum of Money as shall be agreed upon by the said Trustees and the Persons interested therein, out of the Monies to arise by the Subscriptions entered into for the Purposes of this Act, as herein-after mentioned.

Corporations, &c. empowered to treat.

X. And be it further enacted, That it shall be lawful for any Body or Bodies Corporate or Collegiate, Corporation Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Guardians, Committees of Idiots and Lunatics, and Husbands, and all other Trustees whomsoever for and on Behalf of any Infants, Femes Covert, or *Cestuique* Trusts, Idiots, Lunatics, or other Persons under any Disability of acting for themselves, and for all and every Person and Persons who are or shall be seised, possessed of, or interested in any Lands, Tenements and Hereditaments, to treat and agree with the said Trustees, or any Five or more of them, for the absolute Sale of any Piece or Parcel of Ground, Tenement, or Hereditaments, and to convey the same to the said Trustees for the Purposes mentioned in this Act; and that all Contracts, Agreements, Sales and Conveyances, which shall be so made, shall be valid and effectual to all Intents and Purposes, any Law, Usage, or other Matter or Thing to the contrary thereof in anywise notwithstanding; and that all such Feoffees in Trust, Executors, Administrators, Guardians, Committees, Husbands, and Trustees, Bodies Politic,

Politic, Corporate or Collegiate, Aggregate or Sole, and other Persons are and shall be indemnified for what they shall do by virtue or in pursuance of this Act.

Application of Compensation Money when it exceeds 200l.

XI. And be it further enacted, That if any Money shall be agreed to be paid for any Lands, Tenements, or Hereditaments purchased, taken or used by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity as in this Act particularly mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way, by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing, undetermined, and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

If under 200l. and exceeding 20l.

XII. Provided always, and be it further enacted, That if any Money so agreed to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then, and in all such Cases the same shall at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements

ments or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank in the Name and with the Privity of the ſaid Accountant General of the Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed; or otherwiſe the ſame ſhall be paid, at the like Option, to any Perſon or Perſons to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the ſaid Truſtees, ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties, in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application where the Money is leſs than 20 l.

XIII. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed to be paid as next before mentioned, ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this Act, in ſuch Manner as the ſaid Truſtees or any Five or more of them ſhall think fit; or in caſe of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

In caſe of not making out Titles, &c.

XIV. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be agreed to be paid for the Purchaſe of any Lands, Tenements, or Hereditaments to be purchaſed by virtue of this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes to the Satisfaction of the ſaid Truſtees, or in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be ſo awarded as aforeſaid cannot be found, or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments be not known or diſcovered, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, to order the Sum and Sums of Money ſo awarded as aforeſaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments, [*deſcribing them*], ſubject to the Order, Controul, and Diſpoſition of the ſaid Court of Chancery, which ſaid Court of Chancery, on the Application of any Perſon or Perſons making Claim to ſuch Sum and Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary Way of Proceeding, or otherwiſe, as to the ſame Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, and to order Diſtribution thereof, or Payment of the Dividends thereof, according to the reſpective Eſtate or Eſtates, Title or Intereſt of the Perſon or Perſons making Claim thereunto, and to make ſuch other Order in the Premiſes as to the ſaid Court ſhall ſeem juſt and reaſonable; and the Caſhier or Caſhiers of the Bank of *England*, who ſhall receive ſuch Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for

for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting disputed Titles.

XV. And be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest, in any Lands, Tenements, or Hereditaments, to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of the Lands, Tenements, or Hereditaments, at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities, to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court, that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court may order reasonable Expences to be paid by the Trustees.

XVI. Provided also, and be it enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of this Act, it shall be lawful for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

On Payment of Purchase Money.

XVII. And be it further enacted, That upon Payment of the Money so contracted or agreed to be paid for the Purchase of such Lands, Tenements, or Hereditaments, by the said Trustees, to the Party or Persons respectively entitled to such Monies, or their Agents, or upon Payment thereof into the Bank of *England* for the Purpose of being disposed of in manner herein-before directed, and upon the Conveyance, in manner herein-after directed, of such Lands, Tenements, or Hereditaments, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand in Law and Equity of the Person or Persons respectively, for whose Use the same shall be paid in, to, or out of such Lands, Tenements, and Hereditaments, shall vest in the said Trustees and their Successors for ever, for the Use and Purposes of this Act.

XVIII. And be it further enacted, That all Sales, Conveyances and Assurances of any Lands, Tenements, or Hereditaments, to be made to the said Trustees and their Successors, shall be made in the Form, or to the Effect following; (*videlicet*), Premises vested in Trustees.

'I of in Consideration of the Sum of paid by the Trustees acting by virtue of an Act of Parliament, made in the Forty-ninth Year of the Reign of King *George* the Third, intituled, [*here insert the Title of this Act*], do hereby grant and release to the said Trustees and their Successors all [*here describe the Premises to be conveyed*] and all my Right, Title, and Interest to and in the same and every Part thereof, to hold to the said Trustees and their Successors for ever. In witness whereof, I have hereunto set my Hand and Seal, this Day of in the Year of our Lord. Form of Conveyance.

And every such Sale, Conveyance and Assurance so made, shall be good, valid, and effectual to all Intents and Purposes whatsoever, as to, and against the Person or Persons making the same, and his, hre, or their *Cestuique* Trusts, and all other Persons claiming or to claim by, from, under, or in Trust for him, her or them respectively, or in Remainder, Reversion, or Expectancy, as aforesaid; and the same shall be deemed and considered to bar the Dower and Dowers of such Person and Persons, and all Estates Tail, and all Estates in Possession, Reversion, Remainder, or Expectancy, the Issue and Issues of such Person and Persons, and every Person claiming or to claim under them respectively, as effectually as Fines and Recoveries would do if levied or suffered by the Parties interested, and such Parties had been adult and without Impediment, any Law, Statute, Usage, or Custom to the contrary notwithstanding. And every such Conveyance good and effectual.

XIX. And be it further enacted, That it shall be lawful for the said Trustees to erect and build, or cause to be erected and built, a Chapel, and a Chancel or Place proper for administering the Sacrament of the Lord's Supper, and also a Font for the Administration of Baptisms, and a Vestry Room adjoining thereto, according to such Plan or Model, Elevation and Section, and of such Dimensions and Materials, and in such Manner as they the said Trustees shall agree upon and direct, at some public Meeting to be particularly called for that Purpose, and in which Plan no Alteration shall be afterwards made without the Consent of Five of the said Trustees at the least; and the said Trustees shall cause such Pews, Seats, and Galleries, and such Bells, Ornaments, and Conveniences to be made, erected, and set up in the same Chapel, as they the said Trustees shall or may deem proper or necessary, in order that the said Chapel may be consecrated and set apart, and be completely finished and furnished for the Celebration of Divine Service according to the Usage of the Church of *England*. Power to erect a Chapel.

XX. And be it further enacted, That it shall be lawful for the said Trustees to contract with any Person or Persons for building and erecting such Chapel, and for supplying the same with Pews, Seats, Bells, Clocks, and other Furniture, and to contract with any Person or Persons for providing proper Materials for all or any of the Purposes aforesaid, or for Trustees may contract with Persons for building Chapel.

doing any of the Works authorized by this Act; and all Contracts and Agreements made or entered into by or between the ſaid Truſtees at any of their Meetings to be held in purſuance of this Act, and any Perſon or Perſons whomſoever relating to any Act, Matter, or Thing to be done or performed in Execution of any of the Powers hereby granted, ſhall be reduced or put into Writing and ſigned by the Parties thereto, and ſhall ſpecify the Work to be done, the Price to be paid, the Time within which the ſame ſhall be completed, the Quality of the Materials to be uſed, and the Penalties for Non-performance thereof; and the ſaid Truſtees may take ſuch Security from the Contractors for the due Performance of ſuch Contract as to them ſhall ſeem neceſſary; and the ſaid Truſtees may, if they think it neceſſary, cauſe the Works done in purſuance of ſuch Contracts to be ſurveyed, and if the ſame ſhall appear not to be performed according to ſuch Contract, the Surveyor ſhall report the ſame to the ſaid Truſtees at any of their Meetings to be held in purſuance of this Act; and the ſaid Truſtees may cauſe an Action at Law or Suit in Equity to be brought, in the Name of their Treaſurer or Treaſurers, againſt the Party or Parties refuſing or having neglected duly to perform his or their Contract, for Recovery of the Penalty contained in ſuch Contract, or for a ſpecific Performance thereof, as to the ſaid Truſtees ſhall ſeem moſt adviſable, in the ſame Manner as in any other Caſe of Contracts or Agreements between any other Perſons whomſoever.

Truſtees authorized to compound Actions.

XXI. And be it further enacted, That it ſhall be lawful to and for the ſaid Truſtees to compound and agree with any Perſon or Perſons, againſt whom they ſhall bring or cauſe to be brought any Action or Actions, Suit or Suits for the Recovery of any Penalty or Penalties contained in any Contract or Contracts, or any Part or Parts thereof, or in anywiſe relating thereto, for ſuch Sum or Sums of Money as they ſhall think proper, ſo as the Sum ſo compounded for and agreed upon be not leſs than the Amount of the Injury or Damage ſuſtained by the Breach or Non-performance of ſuch Contract or Contracts, and the Coſts, Charges, and Expences which ſhall have been occaſioned thereby; and all and every the Sum and Sums which ſhall be received in conſequence of ſuch Compoſition ſhall be applied for and towards all or any or ſuch of the Purpoſes of this Act, for or towards which the Whole of ſuch Penalty if recovered would have been applicable.

Chapel to be ſubject to the Eccleſiaſtical Juriſdiction by Law eſtabliſhed, and to be conſecrated.

XXII. And be it further enacted, That the ſaid Chapel and every Miniſter officiating therein for the Time being, as alſo the Perſon or Perſons who ſhall act as Chapelwarden or Chapelwardens thereof, ſhall be ſubject in all Reſpects to the ordinary Eccleſiaſtical Juriſdiction by Law eſtabliſhed; and it ſhall and may be lawful to and for the Lord Biſhop of *Chicheſter* for the Time being and he is hereby authorized and empowered to conſecrate the ſaid Chapel, to be for ever thereafter a Chapel of Eaſe to the Pariſh Church of *Broadwater* aforeſaid, and Divine Service ſhall be from Time to Time for ever after performed therein according to the Rites and Ceremonies of the Church of *England* as by Law eſtabliſhed, by a perpetual Curate to be nominated and appointed in Manner herein-after directed; and the ſaid Chapel and the perpetual Curate thereof ſhall for ever after be ſubject to the ordinary Juriſdiction and Viſitation of the Lord Biſhop of *Chicheſter* for the Time being.

XXIII. And

Curate to be nominated an licensed to officiate in the said Chapel.

XXIII. And be it further enacted, That after the said Chapel shall have been consecrated in Manner aforesaid, the Rector of the said Parish of *Broadwater* for the Time being is hereby empowered and required to nominate, under his Hand and Seal, to the Lord Bishop of *Chicester* for the Time being a fit Person being in Priests Orders (not being himself the Rector of *Broadwater* aforesaid), who shall have taken a Degree in one of the Three Universities of *Oxford*, *Cambridge*, or *Dublin*, to be licensed to the perpetual Curacy of the said Chapel; and upon Occasion of every future Vacancy the said Rector of the said Parish of *Broadwater* for the Time being shall, in like Manner, nominate some fit Person qualified as aforesaid, to be licensed as aforesaid; and upon Failure of such Nomination the Right of Nomination for that Term shall lapse to the Lord Bishop of *Chichester* for the Time being, and to the Metropolitan and to the Crown successively, according to the Course of Law in Cases of presentative Benefices; and the Right of Nomination to the said Chapel may be sued for and recovered, and the Incumbency thereof shall cease and be determined, in like Manner as if the Curacy of the said Chapel was a presentative Vicarage and Benefice.

No Marriages or Burials, but Baptisms and Churchings allowed in the said Chapel.

XXIV. And be it further enacted, That no Marriage shall at any Time be solemnized in the said Chapel, nor shall any Corpse be buried in the said Chapel or the Vault thereof, but that the Curate of the said Chapel for the Time being may and shall, from Time to Time, baptize all such Children as shall be brought to the said Chapel for that Purpose during the usual Times of performing Divine Service therein; and in order to facilitate Searches for Registries in the said Parish of *Broadwater*, Entries of all such Children, so baptized at the said Chapel, shall be regularly made in a Register to be provided for that Purpose by the Chapelwarden; and the said Curate shall, on the Twenty-fifth Day of *March*, the Twenty-fourth Day of *June*, the Twenty-ninth Day of *September*, and the Twenty-fifth Day of *December* in every Year, send to the Rector of the said Parish of *Broadwater* an accurate Copy, signed by him, of all Christenings in the said Chapel done by him the Quarter immediately preceding, and the said Rector or his Curate shall cause the same to be transcribed into a proper Book, to be provided for that Purpose, and to be kept with the Register of the Christenings of the said Parish; and the said Curate may and shall also church all Women who may come to the said Chapel for that Purpose.

Pews to be set out for the Rector of Broadwater, &c.

XXV. And be it further enacted, That the said Trustees shall set out and allot, in proper and convenient Situations, unto and for the Rector of the said Parish of *Broadwater* for the Time being, one of the Pews to be made or built in the said Church, and one other Pew for the Curate or Minister of the said Church for the Time being, and also one other Pew for the Chapelwardens thereof for the Time being, and also two other Pews for the Use of the Persons attending Christenings and Churchings in the same Chapel, and also a sufficient Number of Pews or Seats for the Use of the Poor of the said Parish for the Time being, and also such Number of common Pews or Seats as they the said Trustees shall think necessary, proper, and convenient.

Pews and Furniture of Chapel vested in Trustees.

XXVI. And be it further enacted, That all and every the Bells, Ornaments, Furniture, Pews, or Seats and Galleries within or belonging to the

the ſaid Chapel when the ſame ſhall have been erected and built, ſhall be and the ſame are hereby veſted in the Truſtees herein-before appointed, or to be appointed by virtue of this Act, in order that the ſaid Pews, or Seats and Galleries, or a ſufficient Part thereof may be by them ſold, let, and diſpoſed of for the Purpoſes of this Act.

Plan of Pews to be inſerted in a Book, and a Regiſter kept.

XXVII. And, for the better aſcertaining the Size or Dimenſions, Number, and Value of the Pews or Seats to be by the ſaid Truſtees ſold, let, and diſpoſed of in purſuance of this Act, and alſo the Space which it will be neceſſary to leave in the ſaid Chapel for the Accommodation of the Poor of the ſaid Town of *Worthing*; be it further enacted, That a Book ſhall be provided and kept by the ſaid Truſtees, and that Plans or Drawings of all ſuch Pews or Seats as are intended to be made and erected in the ſaid Chapel, as well in the Body as the Galleries thereof, and of the Space which it will be neceſſary to leave for the Accommodation of the Poor of the ſaid Town of *Worthing*, ſhall be fairly made and entered in the ſaid Book, and the ſaid Plans or Drawings ſhall ſpecify and contain the Situation, Size, Meaſure, or Dimenſions of each and every Pew or Seat; and alſo that there ſhall be fairly written and entered in the ſame Book, in Words at Length, the Price and Value of each and every of the ſaid Pews or Seats, and the Annual Rent at which the ſame are reſpectively intended to be let, according to the beſt Eſtimate or Calculation which can be formed of the reſpective Values thereof, and that the Number of each and every Pew or Seat ſhall alſo be fairly and legibly entered and written in Words at Length in the ſame Book.

Pews veſted in Purchaſers.

XXVIII. And be it further enacted, That from and immediately after the ſaid ſeveral Pews or Seats ſhall be ſet up and erected, and the full Price or Value of the ſame paid and ſatisfied to the ſaid Truſtees by the Perſon or Perſons purchaſing the ſame, all and every the ſaid Pews and Seats, ſo purchaſed, ſhall immediately thereupon be veſted in the ſeveral Perſons ſo purchaſing and paying for the ſame reſpectively, and their reſpective Heirs and Aſſigns; and ſhall and may be bargained, ſold, conveyed, leaſed, deviſed, or otherwiſe parted with or diſpoſed of by the Proprietors thereof for the Time being, ſubject nevertheleſs to the ſeveral Rates and Charges hereby reſerved, charged, and impoſed upon the ſame Pews or Seats reſpectively.

Subſcribers to pay the Subſcriptions to Truſtees.

XXIX. And whereas the Method propoſed for raiſing a ſufficient Sum of Money to enable the ſaid Truſtees to erect the ſaid Chapel, and for carrying this Act into Execution, is by Subſcription entered and to be entered into by the Inhabitants of the ſaid Town of *Worthing*; be it therefore enacted, That the ſeveral Perſons who have already ſubſcribed, or ſhall hereafter ſubſcribe, for or towards the building or finiſhing the ſaid Chapel, ſhall and are hereby required to pay the ſeveral Sums of Money by them reſpectively ſubſcribed, and to be ſubſcribed, at ſuch Times, and in ſuch Manner, and to ſuch Perſon or Perſons as the ſaid Truſtees, or any Five or more of them, ſhall at any Meeting to be holden in purſuance of this Act order and direct; and if ſuch Subſcriber or Subſcribers ſhall neglect or refuſe to pay the Money ſo by him, her, or them reſpectively ſubſcribed as aforeſaid, according to the Order or Direction of the ſaid Truſtees, the ſame ſhall and may be recovered by the ſaid Truſtees by Action of Debt, to be brought in any of His Majeſty's Courts of Record at *Weſtminſter*: Provided always, that the Amount of ſuch

Subſcriptions and Monies to be raiſed by virtue of and for the Purpoſes of this Act, ſhall not exceed in the Whole the Sum of Seven thouſand Pounds

Reimburſement of Subſcribers.

XXX. And whereas the Method propoſed for reimburſing the ſaid Subſcribers, and for building and finiſhing the ſaid Chapel, is by the Sale and Diſpoſition of the Pews or Seats to be ſet up as herein-before directed in the ſaid Chapel, (after having allotted and appropriated Pews for the Rector of *Broadwater*, the Curate of the ſaid Chapel, and for the Chapelwardens, and for Churchings and Baptiſms as aforeſaid, and alſo a ſufficient Space for the Accommodation of ſuch poor Perſons of the ſaid Town of *Worthing* as may be willing to reſort to the ſaid new Chapel for the Purpoſe of public Worſhip); be it therefore enacted, That all the Pews or Seats to be erected and ſet up in the ſaid Chapel, and in the Lofts or Galleries thereof, ſhall be marked with and diſtinguiſhed by different Numbers and Figures to be carved or painted on the Door of each Pew or Seat reſpectively; and all the Seats or Pews in the ſaid Chapel ſhall be fairly valued, and the yearly Rent for the ſame, or ſuch Part thereof whereon a yearly Rent ſhall be reſerved, ſhall be aſcertained before any Demiſe or Sale ſhall be made of them or any of them; and immediately after the Value and Rents of the Seats or Pews ſhall have been aſcertained, the ſaid Truſtees ſhall and may proceed in the Sale of ſuch of the ſaid Seats or Pews as ſhall be ſet apart for that Purpoſe, giving and allowing to the ſeveral Perſon who have already ſubſcribed, or ſhall hereafter ſubſcribe towards the erecting and building of the ſaid Chapel, a Priority or Preference in ſuch Sale in order following, (that is to ſay), the Subſcribers of the greateſt Sums to have the Choice of Pews, and afterwards the Subſcribers of the leſſer Sums in order and courſe and according to the Amount of the ſeveral Sums by them reſpectively ſubſcribed, every Subſcriber of a greater Sum to chooſe before a Subſcriber of a leſſer Sum: Provided always, that the Order of Succeſſion in which the ſeveral Subſcribers of equal Sums ſhall take their ſeveral Pews or Seats, ſhall be aſcertained at a General Meeting of the Truſtees by Ballot; and after ſuch Subcribers ſhall have been provided with Seats or Pews as aforeſaid, the ſaid Truſtees ſhall and may, from Time to Time, grant and demiſe ſuch and ſo many of the ſaid Pews or Seats then remaining as to them ſhall ſeem meet, for any Term or Number of Years not exceeding Three Years, or ſell the Fee Simple and Inheritance thereof reſpectively to any Perſon or Perſons willing to take or become the Purchaſers thereof at ſuch Yearly Rents or Prices as ſhall be fixed or ſet upon the ſame; and a Memorandum of every ſuch Grant, or Demiſe and Sale, being entered in a Book kept for that Purpoſe, and ſigned by the Clerk of the ſaid Truſtees and by the Leſſee or Leſſees, Purchaſer or Purchaſers of ſuch Pews or Seats reſpectively, ſhall be good, valid, and effectual to grant, demiſe, or ſell ſuch Pews or Seats reſpectively, without any Faculty or other Inſtrument whatſoever.

Pews to be numbered and valued.

Pews to be let or ſold.

Subſcribers to have the Preference in the Purchaſe of Pews.

Remainder of Pews to be ſold or let, as Truſtees ſhall think fit.

Directing when Money ſubſcribed ſhall be paid off.

XXXI. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees and they are hereby directed as ſoon as they ſhall have raiſed a ſufficient Sum for that Purpoſe out of the Monies which ſhall ariſe by Sale of the Pews or Seats of the ſaid Chapel, to be diſpoſed of as herein-before mentioned and out of the other Monies to ariſe by virtue of this Act, to repay to the ſaid Subſcribers ſo much of their Subſcriptions as ſhall exceed the Price of the Pew ſold, allotted to or choſen by them reſpectively, as herein-before mentioned.

Rent reserved on Pews sold.

XXXII. And be it further enacted, That on every such Sale of the said Pews or Seats as aforesaid, there shall be respectively reserved and made payable to the said Trustees and their Successors, such yearly Rent or Sum as they the said Trustees or any Five or more of them shall think fit, not exceeding the Rate of Two Shillings for every Twenty Shillings which shall be paid by such Purchaser or Purchasers as aforesaid as and for the Purchase Monies of such respective Pews or Seats as shall be so sold, which respective yearly Rents, and also the Rents for such of the said Pews or Seats as shall be granted or demised as aforesaid for a Term of Years, shall be reserved and made payable by equal Quarterly Payments on the First Day of *March*, the First Day of *June*, the First Day of *September*, and the First Day of *December* in each and every Year, the first of such Quarterly Payments for every such Pew or Seat to commence and become due and payable on such of the said Quarter Days as shall first happen after the Time of taking Possession thereof; and in case the Rent reserved upon any such Grant or Demise shall be behind or unpaid after the same shall become due and be lawfully demanded, it shall be lawful for the Collector or Collectors of the Rents of the said Pews and Seats for the Time being, to be appointed in manner herein-after mentioned, and he and they is and are hereby authorized and required to enter upon and take Possession of such Pew or Seat for or on Behalf of the said Trustees, and the said Trustees may let or sell the same to any other Person or otherwise; and such Rent shall and may be recovered by Distress and Sale of the Goods and Chattels of the Person or Persons liable to the Payment thereof, by virtue of a Warrant under the Hand and Seal of any Justice of the Peace for the County of *Sussex*, returning the Overplus (if any) upon Demand to the Owners of such Goods and Chattels, after deducting the reasonable Charges of such Distress and Sale; and in case the Rent reserved upon the Sale of any of such Pews or Seats as aforesaid, shall be behind and unpaid by the Space of Two Calendar Months next after the same shall become due, the Sale of every such Pew or Seat, to be made as herein-before mentioned, shall be void, and it shall be lawful for the said Trustees, or any Person by their Order, to enter upon every such Pew or Seat as fully and effectually, to all Intents and Purposes, as if such Sale of the same had never been made, and to grant, demise, sell, or convey the same, on the Terms and in manner herein-before mentioned, to any other Person or Persons at such Rent or Price as can or may be reasonably had or gotten for the same; and in case of the Sale thereof shall pay the Money arising from such Sale, after deducting thereout the Rent in Arrear and all Expences attending such Sale, unto the then late Owner or Person or Persons whose Right or Interest shall have become forfeited, his or her Executors or Administrators, if such Money shall not exceed the original Price or Purchase Money paid by such late Owner or Person or Persons whose Right or Interest shall have become forfeited in such Pew or Seat; but in case such Purchase Money shall exceed the original Price or Purchase, the Surplus thereof shall be paid to the Treasurer to the said Trustees, and applied for the Purposes of this Act: Provided always, that no such Grant, Demise, or Sale shall be made of any such forfeited Pew or Seat, till the Expiration of Three Calendar Months next after Notice shall have been left in Writing at the Dwelling-house or last Place of Abode of the Owner or Owners of such Pew or Seat, and also in Writing for Three successive *Sundays* previous to such new Grant, Demise, Sale, or Conveyance affixed on the Door of the said Church or Chapel, of such Rent being behind and unpaid as aforesaid.

Rent recovered by Distress and Sale of Goods and Chattels of Persons refusing to pay the same.

XXXIII. Provided

Memorandum of Sale to be entered in Book.

XXXIII. Provided always, and be it further enacted, That in order to prevent Confuſion and a Plurality of Claims, no Grant, Bargain, Sale, Demiſe, or Aſſignment of any Pew or Seat in the ſaid Chapel ſhall be good or available to the Perſon or Perſons purchaſing or taking under the ſame, until a Memorandum or Entry in Writing of the Alienation or Change of Property ſhall be firſt made and entered in the Book to be kept by the ſaid Truſtees, in which the ſaid Plan is herein-before directed to be entered, and ſigned by the Clerk and Treaſurer of the ſaid Truſtees, and until a Memorandum ſhall be indorſed and ſigned by the ſaid Clerk or Treaſurer upon the Back of the Deed, Inſtrument, or Probate of the Will conveying or deviſing the ſame, ſignifying that ſuch Entry has been made as aforeſaid; but that until ſuch Entry and Indorſement ſhall be made as aforeſaid, the ſaid Pew or Seat ſhall be conſidered as the Property of the former Proprietor thereof, his or her Executors or Adminiſtrators, to all Intents and Purpoſes whatſoever, and ſuch former Proprietor, his or her Executors and Adminiſtrators, ſhall remain ſubject and liable to all Charges, Burthens, and Impoſitions to be charged, impoſed, and laid upon the ſaid Pew or Seat, as the Proprietor thereof by virtue of this Act, and to ſuch Methods for the Recovery thereof as the other Proprietors of Pews or Seats in the ſaid Chapel are hereby made ſubject and liable to.

All Entries and Indorſements to be made by Clerk.

XXXIV. And be it further enacted, That all ſuch Entries and Indorſements as aforeſaid ſhall be from Time to Time, made and written by the Clerk to the ſaid Truſtees, who ſhall be paid the Sum of Five Shillings and no more for the ſame, by the Perſon taking under ſuch Grant, Bargain, Sale, Deviſe, Leaſe, or Aſſignment, or requiring ſuch Entry and Indorſement to be made as aforeſaid.

Pews not to be underlet at a higher Rent than firſt impoſed.

XXXV. And be it further enacted, That no Renter or Occupier of Seats or Pews ſhall let or demiſe the ſame, or any of them, to any Perſon or Perſons whomſoever for a larger or greater Rent than he, ſhe, or they ſhall reſpectively pay for the ſame, or receive any Sum of Money or other Advantage for aſſigning or giving up his Right to the Uſe or Occupation of ſuch Seats or Pews, upon pain of forfeiting the Uſe and Occupation thereof, in which Caſe the ſame ſhall become forfeited; and the ſaid Truſtees of the ſaid Chapel or any Five or more of them for the Time being, ſhall have Power immediately after ſuch Event ſhall have happened, to let the ſame Pews or Seats to ſuch Perſon or Perſons as they ſhall think proper, and receive and take the Rents and Profits thereof in like Manner as they might and would have done in caſe ſuch Seats or Pews had been originally letten or demiſed by them to ſuch new Occupier or Renter.

No Alteration to be made in Pews without the Conſent of major Part of Truſtees.

XXXVI. And be it further enacted, That after the ſaid new Chapel ſhall have been built and finiſhed, it ſhall not be lawful for any Perſon or Perſons whomſoever to make or cauſe to be made any Alterations in any of the ſaid Pews, without the Conſent and Approbation of the major Part of all and every of the ſaid Truſtees for the Time being, in Writing for that Purpoſe firſt had and obtained.

Curate's Duty.

XXXVII. And it is hereby further enacted, That the Curate or Miniſter of the ſaid intended Chapel for the Time being ſhall and he is hereby required, on every *Sunday* Morning and Afternoon throughout the Year, and on every *Chriſtmas Day* and *Good Friday* in the Morning in every Year, to read in the ſaid Chapel the Prayers preſcribed in the Book of Common Prayer or Common Liturgy of the Church of *England*, and

ſhall

ſhall on every *Sunday* throughout the Year, as well in the Morning as in the Afternoon, and alſo on every *Chriſtmas Day* and *Good Friday* in the Morning, preach a Sermon in the ſaid Chapel, and ſhall on every *Chriſtmas Day*, *Eaſter Day*, and *Whitſunday*, and on not leſs than Three other *Sundays* within the Year, after Morning Service performed, adminiſter the Holy Sacrament in the ſaid Chapel; and in caſe ſuch Miniſter ſhall be prevented or hindered by Sickneſs or other reaſonable Cauſe, from performing the Duties above reſpectively required or any of them, then and in every ſuch Caſe he ſhall find and provide ſome other qualified Miniſter to do and perform the ſame reſpectively.

Donations and Contributions to be diſtributed by the Rector.

XXXVIII. And be it further enacted, That all Donations at the Sacrament and all Charitable Collections made at the ſaid Chapel, or paid to the ſaid Curate, or to the Chapelwardens of the ſaid Chapel, ſhall be forthwith paid to the Rector of the ſaid Pariſh of *Broadwater*, to be by him diſtributed among the Poor and Neceſſitous, and moſt deſerving Objects of Charity in the ſaid Pariſh as heretofore.

Curate's Salary.

XXXIX. And it is hereby further enacted, That for the Maintenance and Support of the Curate or Chaplain of the ſaid Chapel for the Time being, the ſaid Truſtees for the Time being ſhall, by and out of the Rent of the ſaid Pews or Seats in the ſaid Chapel, as ſhall be let as aforeſaid, and of the Rate herein-before directed to be made on the Proprietors of Pews or Seats in the ſaid Chapel, yearly and every Year, well and truly pay or cauſe to be paid to ſuch Curate or Chaplain for the Time being, his Executors or Adminiſtrators, the Sum of One hundred and twenty Pounds of lawful Money of *Great Britain*, without any Deductions or Abatements whatſoever, by Four even and equal Quarterly Payments, (that is to ſay), on *Chriſtmas Day*, *Lady Day*, *Midſummer Day* and *Michaelmas Day* in every Year, the firſt of ſuch Payments to be made on ſuch of the ſaid Days as ſhall firſt happen after the Conſecration of the ſaid intended Chapel; and if Default ſhall be made of or in the Payment of the ſaid yearly Sum, or any Part thereof, by the Space of Thirty Days next over or after any or either of the ſaid Days whereon the ſame ought to be paid as aforeſaid, then and in every ſuch Caſe it ſhall be lawful for ſuch Curate or Chaplain, his Executors or Adminiſtrators, in his or their own reſpective Name and Names, to ſue for and recover the ſame, with full Coſts of Suit, by Action on the Caſe, againſt ſuch Truſtees or their Treaſurer for the Time being, in their own Names, for Money had and received to the Plaintiff's Uſe or for Work and Labour by him, or his or their Teſtator or Inteſtate, done and performed for the Defendants, in any of His Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoign, Protection, Privilege, Wager of Law, nor more than one Imparlance ſhall be allowed, to maintain which Action no farther Evidence ſhall be neceſſary than that the Plaintiff, or his or her Teſtator or Inteſtate, was or officiated as Curate or Chaplain of the ſaid Chapel for the Time he or his Repreſentatives ſhall ſeek a Satisfaction for, and that the Defendants are, or were, or acted as Truſtees under this Act: Provided always, that no Arrears of the ſaid yearly Sum of One hundred and twenty Pounds, to be had and recovered againſt any ſucceeding Truſtees, which ſhall have accrued in the Time of any of their Predeceſſors, ſhall exceed in the whole Two Quarterly Payments of the ſaid yearly Sum, and that every Action for the Recovery thereof to be brought and commenced againſt ſuch ſucceeding Truſtees, ſhall be brought and commenced within Six Calendar Months next after their firſt entering into the ſaid Office.

Limiting Amount of Arrears of Curates Salary to be ſued for.

Chapel repaired and Salary paid out of Rents of Pews and Rate.

XL. And it is hereby further enacted, That after the said new intended Chapel shall be fitted for Divine Service, and consecrated as aforesaid, the said Chapel and the Walls, Doors, and Furniture thereof, and also all future Buildings hereafter to be made to the said Chapel, in pursuance of the Powers herein-after contained for that Purpose, and also the Salary directed to be paid to the Curate or Chaplain of the said Chapel, shall be supported, kept in Repair, and paid by and out of the Rents of the Pews or Seats in the said Chapel, and the Rate herein-before directed to be made on the Proprietors of Pews: Provided always, that no Repairs to a greater Amount than the Sum of Five Pounds shall be made or done to the said Chapel, or the Walls or Gates thereof, unless and until an Application shall be made to the said Trustees for the Time being in that Behalf, by the Chapelwardens of the said Chapel for the Time being, and until a Report shall be made to such Trustees in Writing by some able Workman or Workmen, to be by them the said Trustees or the major Part of them appointed in that Behalf, that such Repairs are necessary, and such Report be allowed and confirmed by the said Trustees, or the major Part of them, assembled and met for that Purpose, on Seven Days Notice to be given in Manner aforesaid.

No repairs to a greater than 5*l.* Amount to be done without an Order of Trustees at a Meeting.

Rate to be made on Pews if Rent insufficient.

XLI. And it is hereby further enacted, That when and as often as the Rents herein-before reserved upon the said Pews or Seats in the said Chapel shall be insufficient to satisfy the several Purposes to which they are by this Act directed to be applied, then and in every such Case the said Trustees for the Time being, or the major Part of them, assembled and met pursuant to Notice to be for that Purpose given as aforesaid, at least Seven Days previous to such Meeting, shall and may, and they are hereby required to make, or cause to be made, a Rate upon all the Proprietors of Pews or Seats (except the Rector, Curate, and Chapelwardens for the Time being) in the said Chapel in equal Degree, not exceeding Five Shillings in the Pound in proportion to the original Price or Value given and paid for or set and ascertained upon each Pew or Seat respectively as aforesaid; and every such Rate shall be approved and signed by the major Part at least of the said Trustees so assembled, and after having been so approved and signed shall and may be forthwith collected, gathered in, and received from the said Proprietors of Pews or Seats in the said Chapel for the Time being, by the said Chapelwardens for the Time being; and in case any such Proprietor or Proprietors, his, her, or their Executors and Administrators, shall at any Time or Times neglect or refuse to pay to the said Chapelwardens for the Time being the Sum or Sums so charged and assessed on him, her, or them respectively by any such Rate, by the Space of Fourteen Days next after Demand made by Notice in Writing left at the last Place of Abode of the Person or Persons required to pay the same, or in case such Proprietor or Proprietors shall not reside in the said Town of *Worthing*, affixed upon the Door of the Pew or Pews of such Proprietor or Proprietors, then and in every such Case it shall be lawful for the said Trustees for the Time being, or the major Part of them, or for the said Chapelwardens for the Time being, to use such and the like Means for the Recovery of every such Rate, and the Money therein and thereby charged and assessed upon such Proprietor or Proprietors, as are herein-before given for that Purpose: Provided always, that nothing in this Act contained shall prejudice, impeach, or defeat, or be construed to prejudice, impeach, or defeat the Right, Title, Interest, Claim, or Demand of the Rector for the Time being of the said Parish of *Broadwater*, of, in, or to any Tythes, Offerings, Oblations,

Nothing in this Act to prejudice the Rights of the Rector.

tions, Obventions, or other Eccleſiaſtical Rights, Dues, Benefits, or Advantages ariſing within the ſaid Pariſh of *Broadwater*, and belonging to the ſaid Rector or his Succeſſors; but the ſame ſhall be paid and payable in the ſame Manner as they were reſpectively before the paſſing of this Act, or would or ought to have been in caſe this Act had not been made.

Clerk's Salary.

XLII. And it is hereby further enacted, That the ſaid Truſtees for the Time being ſhall and they are hereby required to pay to the Clerk of the ſaid Curate or Chaplain for the Time being, to be appointed by the ſaid Curate or Chaplain, his Executors or Adminiſtrators, by and out of the Rents of the ſaid Pews and the Rate herein-before directed to be made on the Pews or Seats in the ſaid Chapel, the yearly Sum of Ten Pounds; and that ſuch yearly Sum or Salary reſpectively ſhall be paid to the ſaid Clerk, in ſuch Manner and at ſuch Times as the Salary of the Curate or Chaplain of the ſaid Chapel is herein-before directed to be paid; and that every ſuch Clerk, and his Executors and Adminiſtrators, ſhall and may uſe the like Methods and Remedy for the Recovery of his Salary as are herein-before given to the Curate or Chaplain of the ſaid Chapel for the Recovery of his Salary, and in which reſpective Actions the like Evidence only ſhall be neceſſary.

For appointing Chapel-Wardens.

XLIII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, on Seven Days Notice thereof being previouſly given in manner herein-before mentioned, on ſome convenient Day, within Twenty-one Days next after the Conſecration of the ſaid Chapel, and annually every Year afterwards on *Eaſter Tueſday*, of which Notice ſhall be given in Manner aforeſaid, by Writing under their Hands, to elect and appoint Two proper Perſons, being Inhabitants of the ſaid Town of *Worthing*, to be Chapelwardens of the ſaid Chapel; and out of the Monies to be received by virtue of this Act, to allow and pay ſuch Salary and Allowance to the ſaid Chapelwardens as the ſaid Truſtees ſhall think reaſonable.

Keys of Chapel to be kept by Chapelwardens.

XLIV. And it is hereby further enacted, Thar the Keys of the ſaid intended Chapel ſhall, from Time to Time, be kept by and left in the Cuſtody of the Chapelwardens of the ſaid Chapel for the Time being, who ſhall have the Cuſtody and keeping of the Plate, Furniture, Records, and Books belonging to tha ſaid Chapel, and ſhall and may depoſit and keep the ſame in the Veſtry Room of the ſaid Chapel, or in ſuch other Place as the ſaid Truſtees or the major Part of them ſhall from Time to Time direct, in a ſtrong Cheſt, to be for that Purpoſe provided, with Three ſecure Locks and different Keys, One of which Keys ſhall be from Time to Time kept by each of the ſaid Chapelwardens, and the other by the Curate of the ſaid Chapel for the Time being.

Duty of Chapelwardens.

XLV. And it is hereby further enacted, That all and every Perſon and Perſons ſo to be elected and choſen into and accepting the ſaid Office of Chapelwardens as aforeſaid, ſhall and he and they are hereby injoined and required to keep a true and perfect Account of all and every Sum and Sums of Money by him and them reſpectively received and paid during their Continuance in the ſaid Office under or by virtue of this Act, and to enter all ſuch Receipts and Payments in a proper Book or Books to be kept by the ſaid Chapelwardens for that Purpoſe, which ſaid Book or Books and Accounts ſhall and may be, from Time to Time, inſpected by the

the ſaid Truſtees for the Time being, or by any Owner or Proprietor of a Pew or Seat in the ſaid Chapel upon Demand.

Chapelwardens to keep an Account.

XLVI. And it is hereby further enacted, That the Chapelwardens ſhall from Time to Time, when required by the ſaid Truſtees for the Time being, or any Five or more of them, make and render to the Perſons ſo requiring the ſame, or to ſuch Perſon or Perſons as they ſhall in that Behalf nominate and appoint, a true and perfect Account in Writing (which Account ſhall be verified upon Oath before ſome Juſtice or Juſtices of the Peace for the County of *Suſſex*, who are hereby reſpectively empowered and required to adminiſter the ſame without Fee or Reward, and to certify the ſame having been ſo verified upon Oath) of all ſuch Receipts and Payments, and all other Matters and Things committed to their Charge by virtue of and under the Authority of this Act; and ſhall, within Fourteen Days next after the rendering of ſuch Account, pay and deliver unto ſuch Perſon or Perſons as the ſaid Truſtees for the Time being, or any Five or more of them ſhall direct or appoint, all and every ſuch Sum and Sums of Money as ſhall remain due from ſuch Chapelwardens upon the Balance of ſuch Account; and if any ſuch Chapelwarden or Chapelwardens ſhall refuſe or neglect to render ſuch Account, or to pay ſuch Balance accordingly, it ſhall and may be lawful to and for any Two Juſtices of the Peace of the County of *Suſſex*, and they are hereby authorized and required, upon Complaint being made thereof by the ſaid Truſtees or any Five or more of them, to commit ſuch Perſon or Perſons ſo refuſing or neglecting as aforeſaid to the Common Goal of the ſaid County, there to remain without Bail or Mainprize until he or they ſhall render ſuch Account and pay ſuch Balance as aforeſaid, or ſhall make and pay ſuch Compoſition for the ſame as the ſaid Truſtees for the Time being, or any Five or more of them, at any Meeting to be held for that Purpoſe ſhall think juſt and reaſonable, which ſaid Compoſition the ſaid Truſtees are hereby authorized and empowered to make and accept.

How Surplus Monies to be diſpoſed of.

XLVII. And it is hereby further enacted, That in caſe any Surplus of the Money ariſing by or from the Rents of the ſaid Pews or Seats, or the Rates herein-before directed to be made by the ſaid Truſtees for the Time being, or by the Forfeitures by this Act impoſed, ſhall at any Time or Times remain after Payment of the ſaid ſeveral Salaries, Charges for Repairs, and other Charges and Expences hereby directed to be paid thereout, the ſame ſhall be laid out and applied by the ſaid Truſtees for the Time being, or the major Part of them, for and towards the beautifying and ornamenting the ſaid Chapel, or in ſuch other Manner as the ſaid Truſtees for the Time being, at any Meeting to be held for that Purpoſe, ſhall think neceſſary or expedient.

Expences of obtaining Act how paid.

XLVIII. And be it further enacted, That all the Coſts, Charges, and Expences attending the applying for, obtaining, and paſſing this Act, and all other Charges incident thereto, ſhall be paid and defrayed out of the firſt Monies to be received by the ſaid Truſtees by virtue of this Act, and the Remainder of ſuch Monies ſhall be applied in erecting and completing the ſaid Chapel, and in executing the ſeveral other Purpoſes before-mentioned.

Truſtees to be ſued in the Name of their Treaſurer.

XLIX. And be it further enacted, That the ſaid Truſtees ſhall and may ſue and be ſued in the Name of their Treaſurer, and that no Action to be brought or commenced by or againſt the ſaid Truſtees, or any of them,

them, by virtue of this Act in the Name of their Treasurer, shall abate or be discontinued by the Death or Removal, or by the Act of such Treasurer, without the Consent of the Trustees; but the Treasurer to the said Trustees for the Time being shall always be deemed to be Plaintiff or Defendant, as the Case may be, in every such Action: Provided always, that every such Treasurer, in whose Name any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act, shall always be reimbursed and paid out of the Monies to arise by virtue of this Act, all such Costs and Charges as by the Event of any such Proceedings, he shall be put to or become chargeable with by reason of his being made Plaintiff or Defendant therein.

General Appeal.

L. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Matter or Thing to be done in pursuance of this Act, it shall be lawful for such Person or Persons to appeal to the Justices of the Peace at any General Quarter Sessions of the Peace to be holden for the said County of *Sussex*, who are hereby authorized to summon and examine Witnesses upon Oath, and to hear and determine the Matter of every such Appeal in a summary Way, such Appeal being made within Six Calendar Months next after the Cause of Complaint shall have arisen; and the Person or Persons, so appealing, first giving or causing to be given Fourteen Days Notice at the least in Writing, of his, her, or their Intention of appealing as aforesaid, and of the Matter or Cause thereof, to the said Trustees for the Time being or to their Clerk, and within Six Days after such Notice entering into a Recognizance before some Justices of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal at, and abide the Order of, and pay such Costs as shall be awarded against him, her, or them by the Justices at such Sessions; and that such Justices, upon the Hearing and Determination of the Matter of such Appeal, shall and may make such Order therein as to them shall seem meet; and they are also hereby required to award such Costs to the Party or Parties appealing, or appealed against, as they shall think proper, and their Determination in the Premises shall be final and conclusive to all Intents and Purposes.

Parties making Distress not deemed Trespassers.

LI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same to be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in any Proceedings relating thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers, *ab initio*, on account of any Irregularity which shall be afterwards done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damage in an Action on the Case.

Public Act.

LII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1809.