ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

C A P. CIX.

An Act to rectify a Mistake in an Act, made in this present Session of Parliament, intituled, *An Act to amend the Laws relating to Spiritual Persons holding of Farms; and for enforcing the Residence of Spiritual Persons on their Benefices in* England; and to remove a Doubt respecting the Title of the Statute of the Twenty-first Year of King *Henry* the Eighth therein mentioned. [27th *July* 1803.]

WHEREAS by an Act, made in this present Session of Parliament, intituled, *An Act to amend the Laws relating to Spiritual* c. 84. *Persons holding of Farms; and for enforcing the Residence of Spiritual Persons on their Benefices in* England; and reciting as therein is recited, it was amongst other Things enacted in the Words following; that is to say, and it shall also be lawful for any Spiritual Person having or holding any Donative, Perpetual Curacy, or Parochial Chapelry, not having any sufficient or convenient Glebe or Demesne Lands annexed to, or in Right of, or by reason of his Benefice or Cure or Chapelry, or for any Stipendiary Curate, or any unbeneficed Spiritual Person, with the Consent or Approbation of the Bishop of the Diocese, signified in Writing, to take to ferm to himself, or to any Person or Persons to his Use for a limited Term of Years, any Farm or Farms, Lands, Tene-

13 M ments,

ments, or Hereditaments, that may, under all the Circumſtances, appear to ſuch Biſhop proper to be taken, held, or occupied by any ſuch Spiritual Perſon, for the Convenience and Accommodation of his Houſehold and Hoſpitality only, without being ſubject or liable to any Pains, Penalties, or Forfeitures, under the ſaid firſt recited Act or any other Act by reaſon thereof, any Thing therein contained to the contrary notwithſtanding: And whereas after the Words "any Spiritual Perſon having or holding any", and before the Word "Donative" in the ſaid Proviſion, the Word "Benefice" was by Miſtake omitted to be there inſerted: For rectifying the ſaid Miſtake, may it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That, from the Day on which the ſaid Act paſſed, the ſaid Proviſion, and every Matter therein contained, ſhall extend, and be conſtrued to extend, to every Spiritual Perſon having or holding any Benefice in like Manner as if the Word "Benefice" had been inſerted after the Word "any" and before the Word "Donative" in the ſaid Proviſion in the ſaid Act.

Proviſion of recited Act, where the Word "Benefice" was by Miſtake omitted, extended to Spiritual Perſons having any Benefice.

II. And be it further enacted, That every Clauſe, Matter, and Proviſion contained in the ſaid Act, which has or in Conſtruction thereof can or ought to have relation to the ſaid Proviſion, ſhall be conſtrued in ſuch and the like Manner, and ſhall be and be taken to be of the ſame Effect as if the Word "Benefice" had been inſerted as aforeſaid in the ſaid Proviſion.

Every Clauſe having Relation to the ſaid Proviſion, ſhall have the ſame Effect as if the Word "Benefice" had been inſerted.

III. And be it alſo enacted, That the ſaid Act, paſſed in the Twenty-firſt Year of the Reign of King *Henry* the Eighth, whereby it is among other Things enacted in the Words or to the Effect following: "That as well every Spiritual Perſon now being promoted to any Archdeaconry, Deanry, or Dignity, in any Monaſtery or Cathedral Church or other Church, Conventual or Collegiate, or being beneficed with any Parſonage or Vicarage, as all and every Spiritual Perſon and Perſons which hereafter ſhall be promoted to any of the ſaid Dignities or Benefices with any Parſonage or Vicarage, from the Feaſt of *Saint Michael* the Archangel next coming, ſhall be perſonally reſident and abiding in, at, and upon his ſaid Dignity, Prebend, or Benefice, or at One of them at the leaſt; and in caſe that any ſuch Spiritual Perſon at any Time after the ſaid Feaſt keep not Reſidence at One of his ſaid Dignities, Prebends, or Benefices as is aforeſaid, but abſent himſelf wilfully by the Space of One Month together, or by the Space of Two Months, to be accounted at ſeveral Times in any One Year, and make his Reſidence and Abiding in any other Places by ſuch Time, that then he ſhall forfeit for every ſuch Default Ten Pounds Sterling, the One Half thereof to the King our Sovereign Lord, and the other Half of the ſame to the Party that will ſue for the ſame in any of the King's Courts by original Writ of Debt, Bill, Plaint, or Information, in which Action and Suit the Defendant ſhall not wage his Law, nor have any Eſſoign or Protection allowed," ſhall, from the Day on which the ſaid recited Act of this preſent Seſſion of Parliament paſſed, be deemed and taken to all Intents and Purpoſes in the Conſtruction of the ſaid Act of the preſent Seſſion, to be the Act of the Twenty-firſt Year of the Reign of King *Henry* the Eighth, intended to be

Doubt reſpecting the Title of Hen. 8. recited in c. 84. of this Seſſion removed.

recited in the ſaid Act of the ſaid preſent Seſſion of Parliament, and which is in ſuch Act of the preſent Seſſion mentioned to be intituled, *Spiritual Perſons abridged from having Pluralities of Livings, and from taking of Ferms, &c.* notwithſtanding any Miſtake which there may be in the ſaid Act of the preſent Seſſion of Parliament, in ſetting forth the Title of the ſaid Act of the Twenty-firſt Year of the Reign of King *Henry* the Eighth, wherein and whereby it is enacted as aforeſaid.

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