

ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. V.

An Act for repealing an Act made in the Forty-seventh Year of His present Majesty, intituled, *An Act for suspending the Operation of an Act of the Thirty-sixth Year of His present Majesty, for the further Support and Maintenance of Curates within the Church of* England, *and for other Purposes in the said Act mentioned, so far as relates to the Avoidance of Benefices by the Incumbents thereof having accepted augmented Curacies.* [27th *February* 1808.]

WHEREAS by an Act passed in the Forty-seventh Year of the Reign of His present Majesty, intituled, *An Act for suspending the Operation of an Act of the Thirty-sixth Year of His present Majesty, for the further Support and Maintenance of Curates within the Church of* England, *and for other Purposes in the said Act mentioned, so far as relates to the Avoidance of Benefices by the Incumbents thereof having accepted augmented Curacies*; it was enacted, that all Persons who upon or at any Time after the First Day of the then present Session of Parliament, were or had been the lawful Incumbents of any Benefices, should, notwithstanding they had accepted such augmented Cures, but without Prejudice to the Avoidance or Right of Presentation arisen from any other Cause, remain and be the Incumbents of such Benefices until the Fortieth Day of the then next Session of Parliament, or until the Death or Cession of

47 G. 3. c. 75.

of ſuch Incumbent reſpectively, or other lawful Cauſe of Avoidance of ſuch Benefices reſpectively, other than the Acceptance of ſuch augmented Cures reſpectively: And whereas it is expedient that the ſaid Act ſhould be repealed; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this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ſame, That the ſaid Act, made in the Forty-ſeventh Year of His preſent Majeſty, ſhall be and the ſame is hereby wholly repealed; and that all Preſentations, Inſtitutions, and Inductions to Benefices that were made or had taken place at any Time during the laſt Seſſion of Parliament, under the ſaid Act of the Thirty-ſixth of His preſent Majeſty, ſhall be good and effectual in Law to all Intents and Purpoſes, in the ſame Manner as if the ſaid Act of the Forty-ſeventh of His preſent Majeſty had never been paſſed, any Thing therein contained to the contrary notwithſtanding: Provided always, that the Time during which any Suſpenſion ſhall by virtue of the ſaid laſt mentioned Act have taken place of any Preſentation or Inſtitution, or of the Effect of any Preſentation or Inſtitution, ſhall not be reckoned as Part of the Time during which there hath been a Vacancy in any Queſtion of Lapſe.

Recited Act repealed.

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