ANNO PRIMO

GEORGII IV. REGIS.

CAP. XL.

An Act to amend and explain an Act, passed in the Parliament of *Ireland* in the Thirty-ninth Year of His late Majesty, to enable certain Persons to recover a just Compensation for the Tithes withheld from them in the Years One thousand seven hundred and ninety-seven and One thousand seven hundred and ninety-eight. [8th *July* 1820.]

WHEREAS by an Act passed in the Parliament of *Ireland* in the Thirty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enable all Ecclesiastical Persons and Bodies, Rectors, Vicars and Curates, and Impropriators, and those deriving by, from, or under them, to recover a just Compensation for the Tithes withheld from them in the Years One thousand seven hundred and ninety-seven and One thousand seven hundred and ninety-eight, against such Persons as were liable to the same,* it was amongst other Things enacted, 'That all Leases or Demises of Tithes which should be made or executed at any Time after the passing of the said Act, by any Person or Persons who was or were himself or themselves entitled to such Tithes solely by virtue of a Lease or Leases executed to him or them by Ecclesiastical 39 G. 3. (I.)

Persons

Persons or Bodies, Rectors, Vicars and Curates, or Impropriators, other than Leases or Demises of the Tithes to the actual Occupiers of the Lands, subject and liable to the Payment of the Tithe demised, should be utterly null and void:' And whereas Doubts have arisen and are entertained, whether, under the said Provision of the said Act, Persons are not incapacitated to make such Leases, though bound so to do under and by virtue of Covenants made and entered into previous to the passing of the said Act, to the great Injury and Oppression of the Persons entitled to the Benefit of the said Covenants: 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 nothing in the said Act shall extend or be taken to extend to make null and void any Lease of Tithes made or executed, or hereafter to be made and executed, under and by virtue of any Covenant which was *bonâ fide* made and entered into previous to the passing of the said Act; nor to incapacitate any Person or Persons from making and executing any Lease or Leases in pursuance of such Covenant as aforesaid.

Leases covenanted for previous to recited Act made valid.

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