


ANNO SEXTO

# GEORGII IV. REGIS.

## CAP. CXXIV.

### An Act for making the Four Districts in the Parish of *Saint Mary-le-bone*, in the County of *Middlesex*, District Rectories for certain Purposes.

[5th *July* 1825.]

WHEREAS an Act passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act to enable the Vestrymen of the Parish of* Saint Mary-le-bone, *in the County of* Middlesex, *to effectuate the building of Four District Churches in the said Parish; and for other Purposes relating thereto*: And whereas by the said Act the Commissioners for building and promoting the building of additional Churches were empowered to build Four District Churches in the said Parish of *Saint Mary-le-bone*: And whereas it was thereby enacted that it should be lawful for the said Commissioners, with such Consent as therein mentioned, to assign a particular District to each and every or any of the said District Churches, such Assignment to be confirmed by His Majesty in Council, and that each Division or District should be under the immediate Care of the respective District Ministers, so far as relates to visiting and administering the Sacrament to the Sick 1 & 2 G. 4. c. xxi.

at their own Habitations, and Churching of Women: And it was also by the said recited Act enacted, that each District Minister so to be appointed as aforesaid should perform Divine Service, and preach, and administer the Holy Sacrament in the District Church of which he should be Minister, as therein mentioned; and should perform all Parochial Duties belonging to the Function of a Minister, save and except the Publication of Banns, the Solemnization of Matrimony, and Baptisms; and it should be lawful for the said District Ministers to receive, demand, and take the *Easter* Dues or Offerings and the Surplice Fees to arise, accrue, and become payable within each of their respective Districts, (save and except as therein mentioned): And it was by the said recited Act further enacted, that all Publication of Banns, and all Marriages, and also Baptisms, in the said Parish of *Saint Mary-le-bone* (including the said Four Districts), should be performed at the then Parish Church as the same were then done, and at no other Place; and that all Fees for the same respectively should be paid to the Incumbent Minister or Rector of the said Parish: Provided that nothing therein contained should extend to exempt any such District Ministers from the Duty of performing private Baptisms in their respective Districts, when duly required so to do: And whereas, in pursuance of the Powers and Provisions of the said recited Act, a District Church has been built in *Wyndham Place*, in the said Parish of *Saint Mary-le-bone*, and duly consecrated, and a District Minister has been thereunto appointed, and a District duly assigned to the same: And whereas one other District Church has been built in *Langham Place*, in the said Parish of *Saint Mary-le-bone*, and duly consecrated, and a District Minister has been thereunto appointed, and a District duly assigned to the same: And whereas one other District Church has been built and duly consecrated in *Stafford Street*, in the said Parish, and a District Minister has been thereunto appointed, and a District duly assigned to him: And whereas one other District has been assigned in the Eastern Part of the said Parish, and a Scite provided therein for a Church in *Osnaburgh Street*, and Preparations are made for speedily erecting the same: And whereas it appears fit and expedient, for the better carrying into effect the pious and benevolent Purposes for which the said recited Act was framed, that the said Districts should be more fully and completely appropriated for Ecclesiastical Purposes, and Names given thereto, and other and further Duties performed therein by the District Ministers respectively: And whereas the King's most Excellent Majesty, in Right of His Crown, is the Patron of the Rectory and Parish Church of the said Parish: 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 and after the passing of this Act, so much of the said recited Act as prohibits the District Ministers of the said Four Districts from Publication of Banns, or the Solemnization of Marriages and Baptisms, and from taking the Surplice Fees due and arising and accruing therefrom, and also so much of the said recited Act as enacts that

**So much of recited Act as prohibits the District Ministers from publishing Banns, or the Solemn-**

all Publication of Banns, and all Marriages and Baptisms, in the said Parish of *Saint Mary-le-bone* (including the said Four Districts), shall be performed at the present Parish Church, as the same were then done, and at no other Place, and that all Fees for the same respectively should be paid to the Incumbent Minister or Rector of the Parish, so far as the same comprizes or relates to the said Four Districts, shall be, and the same are hereby repealed.

ization of Marriages and Baptisms, and as directs Payment of Fees for the same to the Incumbent of the Parish, repealed.

II. And be it further enacted, That the aforesaid Four Districts, and the respective Churches built and to be built therein, shall be severally known and distinguished by the Names following; (that is to say), the Church situate in *Wyndham Place* shall be called by the Name of "*Saint Mary's* Church in *Saint Mary-le-bone*," and the District belonging thereto shall be called "The District Rectory of *Saint Mary* in *Saint Mary-le-bone*," and the Incumbent Minister thereof shall be called and denominated the District Rector thereof; and the Church situate in *Langham Place* shall be called by the Name of "*All Souls* Church in *Saint Mary-le-bone*," and the District belonging thereto shall be called by the Name of "The District Rectory of *All Souls* in *Saint Mary-le-bone*," and the Incumbent Minister thereof shall be called and denominated the District Rector thereof; and the Church situate in *Stafford Street* shall be called by the Name of "*Christ* Church in *Saint Mary-le-bone*," and the District belonging thereto shall be called by the Name of "The District Rectory of *Christ* Church in *Saint Mary-le-bone*," and the Incumbent Minister thereof shall be called and denominated the District Rector thereof; and the Church intended to be built in *Osnaburgh Street* shall be called "*Trinity* Church," and the District thereof shall be called "The District Rectory of the *Trinity*, or *Trinity* District Rectory, in *Saint Mary-le-bone*," and the Incumbent Minister thereof shall be called and denominated the District Rector thereof: Provided always, that such Denomination of District Rectors, and District Churches, shall not be deemed or taken to convey to the said District Rectors, or District Churches, any Right, Power, or Authority other than such as are expressly given by this Act and the above recited Act.

The Four District Rectories to be distinguished by the Names herein mentioned.

III. And it is hereby further enacted, That neither of the Churches of the said District Rectories shall be tenable with the original Parish Church, nor with either of the Churches of the other said District Rectories.

Neither of the District Churches to be tenable with the Parish Church.

IV. And be it further enacted, That the said several Four Districts so made and ascertained, and marked out by described Bounds, and made distinct and separate District Rectories by this Act, and the Description of the Bounds thereof respectively, shall be enrolled in the High Court of Chancery, and be registered in the Office of Registry of the Diocese; and a correct Copy of the Description of such Districts, and of the respective Boundaries thereof, shall be printed or painted in legible Characters, and hung up in the Vestry Room of the said Parish of *Saint Mary-le-bone*; and a Copy of each of such Districts, and of the Description of the Boundaries thereof, shall be kept in the Chest of the Church of the District Rectory with

Districts and Description of Boundaries to be inrolled in Chancery.

with the Books of Registers of the Church; and another Copy shall be printed or painted in some conspicuous Place of the Church of the District Rectory, so as to be accessible at all seasonable Times to every Person desirous of inspecting the same.

The Bishop of London to certify to the Incumbent of each of the Four District Rectories, and public Notice shall be given in the Parish Church, that Banns may be published, nd Marriages and Baptisms solemnized in the Churches of the District Rectories, &c.

V. And be it further enacted, That after the passing of this Act, the Lord Bishop of the Diocese of *London* for the Time being shall, and the said Lord Bishop is hereby authorized and required forthwith, as soon as the same can be done, to certify the passing of this Act to the Incumbent Minister of each of the Four District Rectories of the said Parish; and public Notice shall be given in the Church of the Parish of *Saint Mary-le-bone*, and also in each of the Churches of the said District Rectories, on the *Sunday* succeeding the Receipt by such Minister as aforesaid of such Certificate, that thereafter Banns may be published, and Marriages and Christenings may be solemnized and had in the Church of such District Rectories respectively, as directed by this Act; and such Certificates respectively shall be kept in the respective Chests of the Churches of each of the said District Rectories, with the Books of Registry thereof, and a Copy thereof shall be entered in the Books of Registry of Banns and Marriages, and a Duplicate of such Certificate shall be registered in the Registry of the Diocese; and such Certificate shall be deemed and taken to be conclusive Evidence in all Courts, and in all Questions relating to any Banns published or Marriages celebrated or solemnized in any such Church, that the same might, according to Law, respectively be published and celebrated and solemnized in such Church; and that all Banns published, and Marriages celebrated, solemnized, and had in any such Church, according to the Laws and Canons in force within this Realm in that Behalf, shall, after the granting of such Certificate, be good, valid, legal, and effectual to all Intents and Purposes whatsoever: Provided always, that no Banns or Marriages respectively, published, celebrated, solemnized, or had according to the Laws and Canons in force within the Realm in that Behalf in any such Church, after the same are allowed by this Act to be solemnized therein, shall be or be deemed or taken to be invalid or illegal, or void or voidable, by reason of any such Certificate not having been duly given or registered or entered, as herein-before required: Provided always, that until the Church intended to be built in *Osnaburgh Street*, and directed by this Act to be called "*Trinity* Church," shall be consecrated, all Banns of Marriages and Baptisms within the District assigned to the said Church, which is by this Act directed to be called "*Trinity* District Rectory," shall respectively be published, solemnized, and had in the present Parish Church, as the same are now done; and all Fees for the same respectively shall be paid to the Minister or Rector of the said Parish Church.

District Ministers empowered to publish Banns, marry, and baptize.

VI. And be it further enacted, That from and after the Receipt of such Certificate and Notice given as aforesaid, (and not before), it shall be lawful for the Ministers of the Churches of the said District Rectories respectively, to publish all Banns, and solemnize all Marriages, either by Banns or Licence, and administer all Baptisms in the

the Churches of their said District Rectories respectively, and to perform all other Parochial Functions of a Minister, in the same Manner as the Incumbent Minister or Rector of *Saint Mary-le-bone* is now by Law empowered to do, and also to take all Fees for the same respectively (save and except as herein-after mentioned with respect to Burials). in their several Districts.

VII. And be it further enacted, That all Banns and Marriages so published and solemnized in the Churches of the said District Rectories shall be in all respects and for all Purposes valid and effectual, as if such Banns and Marriages had been published and solemnized in the Parish Church, and the Churches shall be considered as the proper Churches for the Publication of Banns and the Solemnization of Marriage of all Persons residing within the said District Rectories respectively, in the Place of the said Parish Church, and the Banns and Marriages of all such Persons shall be published and solemnized in the Church of the District Rectory in which they reside, subject to all the Laws, Restrictions, and Penalties now in force, or that may be hereafter enacted respecting the Publication of Banns and the Solemnization of Marriage of Persons residing in any separate and distinct Parish. Banns and Marriages so published and solemnized shall be valid.

VIII. And be it further enacted, That all Acts of Parliament, and Laws and Customs, relating to publishing of Banns of Marriage, Marriages, Christenings, and Churchings, and the Registering thereof, and to all Ecclesiastical Fees, Oblations, or Offerings, shall apply to all such District Rectories, and the Churches thereof, when and so soon as Banns of Marriage shall be allowed to be published, and Marriages, Christenings, and Churchings, or any of them, shall be allowed to be solemnized therein, and to the Ecclesiastical Persons having Cure of Souls therein, or serving the same, in like Manner in every respect as if the same respectively had been ancient, separate, and distinct Parishes and Parish Churches by Law, to all Intents and Purposes. All Acts of Parliament, &c. relating to publishing Banns of Marriage, &c. to apply to all such Districts and Churches.

IX. Provided always, and be it further enacted, That nothing in this Act contained shall be deemed, taken, or construed to alter or in any way affect the Law respecting Burials to be performed within the Parish of *Saint Mary-le-bone*, and the Burial Fees thereof, as settled or declared by the aforesaid Act, or by any other Act or Law now in force concerning the same. Law respecting Burials not to be altered.

X. And be it further enacted, That the said Parish of *Saint Mary-le-bone*, including the said Four District Rectories, shall continue to be one whole and entire Parish, for all Purposes other than and except Ecclesiastical Purposes, as herein declared; and that the Powers of the Vestrymen of the said Parish shall remain and continue to be the same in all respects as they are or were before the passing of this Act, and they are hereby empowered to carry this Act into Execution, as if the several Clauses hereof had formed Part of the said recited Act. Parish of Saint Mary-le-bone one Parish, except for Ecclesiastical Purposes. Powers of Vestrymen not altered.

Trinity District.

XI. Provided always nevertheless, That this Act shall have no Effect as to the said District Rectory to be called "*Trinity* District Rectory," until the Consecration of the Church in such District.

Public Act.

XII. 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.

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