Commencement and Continuance of the Act.

LIX. This Act shall commence and take effect from and after the Fifth Day of *April* One thousand eight hundred and fifty-three, and together with the Duties therein contained shall continue in force until the Sixth Day of *April* One thousand eight hundred and sixty, and no longer: Provided always, that this Act and the said Duties shall not then cease with respect to any Assessment which ought to have been made before the said last-mentioned Day, but which shall not then have been made and completed, nor with respect to any of the said Duties which shall have been assessed and shall then remain unpaid, nor with respect to any Penalty before then incurred, nor with respect to any Deduction of the said Duties or any Portion thereof authorized by Law to be made out of any Rent, Interest, or other annual Payment which shall become due or payable before the said last-mentioned Day, nor with respect to any Penalty for refusing to allow any such Deduction, although such Refusal may be after the said last-mentioned Day, nor shall the said Duties cease in any Case where the Assessments for the preceding Year shall not have been completed before the said Sixth Day of *April* One thousand eight hundred and sixty, but all the Powers and Provisions of this Act shall continue in force for making and completing all such Assessments as aforesaid, and for levying and recovering the Duties so assessed or to be assessed, and all Arrears of such Duties, and also for re-assessing the same in default of Payment in the Manner herein directed, and for making and allowing such Deduction as aforesaid, and for the suing for, adjudging, and recovering any Penalty which shall have been or may be incurred.

CAP. XXXV.

An Act to make Provision concerning the future Regulation of certain Appointments connected with Cathedral and Collegiate Churches, and concerning certain of the Estates of the Deans and Chapters of *York* and *Carlisle*.

[8th *July* 1853.]

'WHEREAS Her Majesty was pleased to issue, on the Tenth Day of *November* One thousand eight hundred and fifty-two, Her Commission to certain Persons therein named to inquire into the State and Condition of the several Cathedral and Collegiate Churches in *England* and *Wales*, and into the Duties of the Members and Ministers thereof, and other Matters connected therewith, with a view to the Suggestion of such Measures as (regard being had to the Purposes for which such Cathedral and Collegiate Churches were originally founded) may render the same more efficient and useful in promoting and extending the Means of Public Worship and Religious Education, and in enforcing Ecclesiastical Discipline, in the several Dioceses in which they are situate, and also (where Occasion may seem to require) with a view to the Suggestion of such Measures as may make the said Cathedral and Collegiate Churches, and the Revenues thereof, available in aid of the Erection of new Sees, or of other Arrangements for the Discharge of Episcopal Duties: And whereas it is expedient that the Suggestion and Adoption of the Measures contemplated by the said Commission should not be interfered with by reason of Interests becoming vested under such Appointments as herein-after mentioned:' Be it enacted by the Queen'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, as follows:

No Compensation to Persons appointed to Cathedral Preferments, &c. on Vacancies happening between March 3, 1853 and Jan. 1, 1855.

I. Every Person who may be appointed to any Preferment or Office in or connected with any Cathedral or Collegiate Church in *England* or *Wales* upon any Vacancy which has happened since the Third Day of *March* One thousand eight hundred and fifty-three, or which may happen before the First Day of *January* One thousand eight hundred and fifty-five, shall be deemed to have taken and shall hold such Preferment or Office subject to such Regulations affecting the same as may hereafter be made by Authority of Parliament, or by any lawful Authority by which in case such Vacancy had continued such Preferment or Office

Office might have been regulated; and no such Person shall by reason of such Appointment be deemed to have acquired any Title or Claim to Compensation in case such Preferment or Office be hereafter regulated or altered.

To what Dignities, &c. this Act to extend.

II. This Act shall extend to every Nomination, Collation, Presentation, Election, Donation, and other Appointment whatsoever made or to be made (upon any such Vacancy as aforesaid) to any Deanery, or to any Canonry or other Dignity or Office in or connected with the Chapter of any Cathedral or Collegiate Church in *England* or *Wales*, or to any Office, Preferment, or Employment in any minor Corporation in any such Cathedral or Collegiate Church, or to any other Office or Employment in any such Cathedral or Collegiate Church, or to any Benefice (with or without Cure of Souls) in the Patronage or Gift of any such Dean, Chapter, or minor Corporation, or of any Member of any such Chapter or minor Corporation, to which any Dean, Canon, or other Officer in any Cathedral or Collegiate Church may be presented, or to any Office or Employment in the Patronage or Gift of any such Dean, Chapter, or minor Corporation, or of any Member of any such Chapter or minor Corporation, or to any Mastership, Wardenship, or other Office or Employment in or connected with any School, Hospital, or eleemosynary Foundation in the Gift of any such Dean, Chapter, or minor Corporation, or of any Member of any such Chapter or minor Corporation; and this Act shall also extend to any Appropriation made or to be made upon or in consequence of any Vacancy after the said Third Day of *March* One thousand eight hundred and fifty-three of any Residentiary House to any Canon or other Person.

Saving of the Rights of the present Regius Professor of Ecclesiastical History in Oxford in the Canonry annexed to his Professorship, and others.

III. Provided always, That nothing in the Act shall affect the Rights of the Reverend *Robert Hussey*, Bachelor of Divinity, Regius Professor of Ecclesiastical History in the University of *Oxford*, to and in respect of the Canonry in the Cathedral Church of *Christ* in *Oxford* annexed to his Professorship by the Act of the Session holden in the Third and Fourth Years of Her Majesty, Chapter One hundred and thirteen, and to which, under such Act and the Mandamus of Her Majesty in pursuance thereof, he is entitled to succeed on the next Vacancy of such Canonry, or the Rights of any other Person to or in respect of any Preferment or Office to which, on or before the Third Day of *March* One thousand eight hundred and fifty-three, he was by Law entitled to succeed on the then next Vacancy thereof: Provided also, that nothing herein contained shall affect the Rights of the Reverend *William Hepworth Thompson*, Fellow of *Trinity College*, *Cambridge*, Regius Professor of Greek elect in the University of *Cambridge*, to or in respect of the Canonry in the Cathedral Church of *Ely* annexed to his Professorship by the Act of the Session holden in the Third and Fourth Years of Her Majesty, Chapter One hundred and thirteen.

Transfers of Estates, &c. of the Chapters of York and Carlisle, appointed by Orders in Council dated 18th Aug. 1852 and 10th Nov. 1852, not to take effect till 1st Jan. 1855.

IV. 'And whereas by an Order in Council approving a Scheme of the Ecclesiastical 'Commissioners, and bearing Date the Eighteenth Day of *August* One thousand eight 'hundred and fifty-two, the Real Estates of the Dean and Chapter of *York* in the Schedule 'to the said Order described, and certain Personal Estate in the said Order described or 'referred to, were transferred to the said Ecclesiastical Commissioners in consideration of a 'fixed permanent Annuity of Four thousand four hundred and ten Pounds, to be paid by 'the said Commissioners to the said Dean and Chapter and their Successors; and it was by 'the said Scheme and Order provided, that none of the Monies or Estates to be received or 'acquired under the Provisions of the said Scheme should be applicable to the Purposes of 'the Common Fund of the said Commissioners, except only so far as it might be necessary to 'reimburse such Fund any Advances made thereout under the Provisions of the said Scheme, 'until or unless, by and under the like Authority, the said Dean and Chapter should have 'been put into possession in Fee Simple of Real Estates sufficient to secure to them the 'above-mentioned Income, clear of all Charges and Outgoings, as therein mentioned: And 'whereas by an Order in Council approving a Scheme of the said Ecclesiastical Commis-'sioners, and bearing Date the Tenth Day of *November* One thousand eight hundred and 'fifty-two, divers Manors, Lands, Tithes, Tenements, and Hereditaments, and also certain 'Sums of Stock or Cash belonging to the Dean and Chapter of *Carlisle*, in the said Scheme 'and Order referred to, and more particularly described in certain Schedules thereto annexed, 'were transferred to the said Ecclesiastical Commissioners in consideration, amongst other 'Considerations, of a permanent Annuity of Five thousand nine hundred Pounds, to be paid

'by the said Commissioners to the said Dean and Chapter and their Successors; and it was 'by the said last-mentioned Scheme and Order provided that none of the Monies or Estates 'to be received or acquired under the Provisions thereof should be applicable to the Purposes 'of the said Common Fund, except only so far as it might be necessary to reimburse such 'Fund any Advances made thereout under the Provisions of the said Scheme, until or unless 'by and under the like Authority the said Dean and Chapter should have been put into 'possession in Fee Simple of Real Estates within the Counties of *Cumberland*, *Westmoreland*, 'or *Northumberland*, any or either of them, sufficient to secure to the said Dean and Chapter 'a clear annual Income (after deducting Rates, Taxes, and other Outgoings, including Costs 'of Management,) of Five thousand nine hundred Pounds, or such other Sum as at the 'Date of such Transfer should, by the Decision of Arbitrators to be appointed in the usual 'Way, be equivalent to the Sum of Five thousand nine hundred Pounds at the then present 'Time, subject however as well to the Charges and Outgoings mentioned in the Schedule to 'the said Order marked C. as to all other Capitular Liabilities: And whereas it is expedient 'that none of the said Monies or Estates transferred by the said respective Orders or either 'of them, except as aforesaid, should be applicable to the Purposes of the said Common Fund 'until the said Commissioners acting under the said Commission of the Tenth Day of '*November* One thousand eight hundred and fifty-two should have had sufficient Time to 'report their Opinion on the Matters referred to them:' Be it therefore enacted, That, notwithstanding anything in the said Orders in Council contained, none of the said Monies or Estates so transferred as aforesaid, nor any Monies or Estates accruing from similar Commutations with any other Chapters, shall, except as in the said Orders and herein-before is respectively excepted, be applied to the Purposes of the said Common Fund by the said Ecclesiastical Commissioners previous to the First Day of *January* which will be in the Year of our Lord One thousand eight hundred and fifty-five.

CAP. XXXVI.

An Act for disafforesting the Forest of *Whichwood*. [8th *July* 1853.]

'WHEREAS the Queen's most Excellent Majesty in right of Her Crown is seised to 'Herself, Her Heirs and Successors, of and in *Whichwood Forest* in the County of '*Oxford*, and of and in the Soil thereof, and the Timber and other Trees, Bushes, and 'Underwood standing and growing thereon: And whereas the said Forest, together with 'certain detached Lands appendant or appurtenant thereto and herein-after more particularly 'mentioned, is computed to contain in the whole Three thousand seven hundred and thirty-'five Acres or thereabouts, of which One thousand eight hundred and forty-one Acres or 'thereabouts are used as Coppice Land, and planted with Coppices, and One thousand seven 'hundred and forty-one Acres or thereabouts consist of open Ridings, Plains, Woods, and 'Waste Lands, One hundred and twenty-seven Acres Two Roods and Ten Perches or there-'abouts consist of Two principal Lodges called the *Ranger's Lodge* and *South Lawn Lodge*, 'and Three inferior Lodges for Keepers, with the Lawns and other Lands inclosed therewith, 'and the remaining Part of the said Forest consists of certain detached Lands situate at '*Shipton Ascot* and *Shorthampton*, containing in the whole Twenty-five Acres Two Roods 'and Thirty-seven Perches or thereabouts: And whereas there are adjacent or near to the 'said Forest several Coppices and other Lands known as Purlieus thereof; And whereas 'Her Majesty claims to be entitled to the Forestal Right of Herbage and Feed for Her Deer, 'as well over the said Purlieus as over the said Forest; but the Owners of the said Purlieus 'allege the same to be free under the Provisions of various Acts of Parliament, and especially 'of an Act passed in the Sixteenth Year of King *Charles* the First, Chapter Sixteen: And 'whereas the said Owners claim to be entitled to Allowances of Venison in return for the 'Deer Feed over the said Purlieus or some of them: And whereas the said Purlieus as well 'as the said Forest are subject to divers Rights of Common, Sheepwalks, and other Rights 'and Interests: And whereas with respect to the said Coppices, as well within the said 'Purlieus as within the said Forest, the Custom has been to cut them at stated Periods, and

'after