



ANNO QUINTO

# VICTORIÆ REGINÆ.

Sess. 2.

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## *Cap. x.*

An Act for prohibiting Burying and Funeral Service in a Church or Chapel in the Parish of *Saint Pancras* in the County of *Middlesex* erected on the Estate of the Duke of *Bedford*.

[22d *April* 1842.]

**W**HEREAS *Robert Joseph Chambers*, of Number 9, *Keppel Street*, in the Parish of *Saint George Bloomsbury* in the County of *Middlesex*, Esquire, Barrister at Law; the Reverend *Henry Hughes*, of Number 18, *Euston Place, Euston Square*, in the said Parish of *Saint Pancras*, Clerk; *Thomas Penham Luxmoore Hallett*, of Number 31, *Bedford Place*, in the said Parish of *Saint George Bloomsbury*, Esquire, Barrister at Law; *George Wailes*, of Number 22, *Great Coram Street*, in the same Parish, Esquire; *John Galsworthy*, of Number 13, *Upper Bedford Place*, in the same Parish, Gentleman; *William Daniel Owen*, of Number 43, *Great Coram Street* aforesaid, Linen Draper, and *Henry Draper*, of Number 11, *Oxford Street*, in the Parish of *Saint Giles* in the said County, Brewer, and others subscribing to the Fund raised for the Purpose, have erected a Church or Chapel in the Parish of *Saint Pancras* aforesaid, (towards which the Committee of the Metropolis

[Local.]

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Churches

Churches Fund have voted the Sum of One thousand five hundred Pounds,) on a Plot or Piece of Ground belonging to the Most Noble *Francis Duke of Bedford*, situate in the Parish of *Saint Pancras* aforesaid, on the West Side of a certain Street now forming and called *Gordon Street*, with a Frontage of Sixty-five Feet from North to South towards the said Street, returning on the South Side against Ground of the said Duke in the Occupation of *Thomas Cubitt* for a Length of Thirty-two Feet from East to West, then returning in a southwardly Direction for the Distance of Fifteen Feet from North to South, thence returning in a westerly Direction for the Distance of Eighty Feet (a little more or less), abutting on the West Side of the said Plot on the Premises of the *London University College*, and running for a Distance of Eighty Feet from South to North, and thence on the North Side abutting on Ground of the said Duke let to the said *Henry Hughes*, and running for a Length of One hundred and fourteen Feet Six Inches (a little more or less) from the Land of the said University College to the Area Curb of *Gordon Street* aforesaid; and the said Duke has agreed to sell the said Piece of Ground, and to convey the Freehold and Inheritance thereof, upon Condition that no other Building than such Church or Chapel shall be erected thereon, and that such Church or Chapel or any Part thereof shall not be used for any other Purpose than a Church or Chapel, or a Parochial Chapel or Church, and that no Funeral Service, or any Part of such Service, shall be performed, nor any Corpse be interred, buried, placed, or brought, nor any Grave, Vault, or other Place for the Interment, Burial, or placing of the Dead be made in, upon, under, or over the said Piece of Ground or any Part thereof, either within or without the Walls of such Church or Chapel, and on the Performance of such Condition being secured by Authority of Parliament, without which the same cannot be effectually secured: May it therefore please Your Majesty that it may be enacted; and 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, That no other Building than such Church or Chapel shall be erected on the said Plot or Piece of Ground, and that such Church or Chapel or any Part thereof shall not be used for any other Purpose than a Church or Chapel for the said Parish of *Saint Pancras*, or a Parochial Chapel or Church; and that no Funeral Service, or any Part of such Service, shall be performed, nor any Corpse be interred, buried, placed, or brought, nor any Grave, Vault, or other Place for the Interment, Burial, or placing of the Dead be made, in, upon, under, or over the said Plot or Piece of Ground or any Part thereof, either within or without the Walls of such Church or Chapel.

No other Building than Church or Chapel to be erected on the Ground above described; and no Funeral Service to be performed nor Corpse interred therein.

Penalty for performing Funeral Service or burying.

II. And be it enacted, That if any Person in Holy Orders or pretended Holy Orders, or any Undertaker, Conductor of Funerals, Sexton, or other Person, shall perform any Funeral Service, or any Part of such Service, or inter, bury, place, or bring any Corpse, or permit or cause any Corpse to be interred, buried, placed, or brought, or make or permit or cause to be made any Grave, Vault, or other Place for the Interment, Burial, or placing of the Dead, contrary to

the Directions of this Act, every Person so offending shall forfeit and pay for every such his Offence the Sum of One hundred Pounds, to be recovered, with full Costs of Suit, by any Person who shall inform or sue for the same, by Action of Debt or otherwise; one Moiety of every such Forfeiture to be to the Use of Our Sovereign Lady the Queen, Her Heirs and Successors, and the other Moiety to the Use of such Person as shall inform or sue for the same.

III. Provided always, and be it enacted, That nothing herein contained shall prevent the preaching of Sermons, commonly called Funeral Sermons, in relation to any Person deceased, whose Corpse shall before the preaching of such Sermon have been already interred elsewhere.

Not to prohibit preaching of Funeral Sermons.

IV. And be it further enacted, That in case the Freehold and Inheritance of the Messuage or Tenement intended to be erected in *Gordon Street* aforesaid on the North Side of and to adjoin the said Church or Chapel, and its Yard and Garden, shall at any Time hereafter be purchased for a House of Residence for the Spiritual Person serving the said Church or Chapel, then and in such Case the said Messuage or Tenement, and its Yard or Garden, shall for ever thereafter be used as a House of Residence for such Spiritual Person, and for no other Purpose whatsoever.

House in Gordon Street, if purchased, to be kept as the Minister's Residence for ever.

V. And be it enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such.

Public Act.

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LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1842.