



# Ecclesiastical Licences Act 1533

1533 CHAPTER 21 25 Hen 8

An Acte for the exonaracion frome exaccions payde to the See of Rome.  
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## Editorial Information

- X1 Abbreviations or contractions in the original form of this Act have been expanded into modern lettering in the text set out below.

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## Modifications etc. (not altering text)

- C1 Short title given by [Statute Law Revision Act 1948 \(c. 62\)](#), [Sch. 2](#)  
C2 Act saved by [Statute Law \(Repeals\) Act 1969 \(c. 52\)](#), [s. 4\(2\)](#)  
C3 Preamble repealed by [Statute Law \(Repeals\) Act 1969 \(c. 52\)](#)

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## Textual Amendments

- F1 [Ss. 1, 2, 15](#) repealed by [Statute Law \(Repeals\) Act 1969 \(c. 52\)](#)

### III **Dispensations may be granted by the said Archbishop in all Cases usually heretofore granted at Rome; but in unusual Cases not without the Assent of the King and Council.**

The seid Archebishope and hys successours, after good and (<sup>x2</sup>) examynacion by them had of the causes and qualities of the persons procuryng for licences dispensacions composicions faculties delegacies rescriptes instrumentes or other wrytynges, shall have full power and auctoritie by them selff or by their sufficient and substanciall commissarye or deputye by their discreacions, frome tyme to tyme to graunte and dispose by an instrument under the name and seale of the seid Archebisshope, as well to any of your subjectes as to the Subjectes of your heires

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and successours, all maner licences dispensacions faculties composicions delegacies rescriptes instrumentes or other wrytynges for any suche cause or matier wherof heretofore suche licences dispensacions composicions faculties delegacies rescriptes instrumentes or wrytynges have byn accustomed to be had, at the See of Rome or by auctorytie therof or of any prelate of this Realme: And that the seid Archebishope and hys commissarie shall not graunt any other licence dispensacion composicion facultie wrytyng or instrument, in causes unwonte and not accustomed to be had or obteyned at the Court of Rome nor by auctoritie therof nor by any prelate of this Realme, untill your Grace your heires or successours or your or their counsaile shall fyrst be advertised therof, and determyne whether suche licences dispensacions composicions faculties or other wrytynges, in suche causes unwonte and not accustomed to be dispensed withall or obteyned, shall comenly passe as other dispensacions faculties or other wrytyngs shall or noo; uppon payne that the graunters of every suche licence dispensacion or wrytyng in suche causes unwonte contrary to this acte shall make fyne at the wyll and pleasure of your Grace your heires and successours: And yf it be thought and determyned by your Grace your heires or successours or your or their Counsell, that dispensacions faculties licences or other wrytynges in any suche cause unwonte shall passe, then the seid Archebishope or hys Commissarye, havynge licence of your Highnes your heires or successours for the same by your or their bill assigned, shall dispenche with them accordyngly.

#### Editorial Information

- X2** Variant reading of the text noted in *The Statutes of the Realm* as follows: due *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

#### **IV Licences, the Tax whereon at Rome exceeded £4. shall be confirmed under the Great Seal, and enrolled in Chancery. Licences of less Tax may be granted by the Archbishop: All such Licences shall be valid; Children procreated after Marriages so licenced shall be legitimate, &c.**

PROVYDED always that no maner of dispensacions licences faculties or other rescriptes or wrytynges, hereafter to be graunted to any person or persones by vertue or auctoritie of this acte by the seid Archebisshope or hys Commissarie, being of suche importance that the taxe of the expedition therof at Rome extended to the somme of foure poundes or above, shall in any wyse be putt in execucion [<sup>X3</sup>tell] the same licence dispensacion facultie rescripte, or other wrytyng of what name or nature soo ever it be of, be fyrst confirmed by your Highness your heires or successours Kynges of this Realme under the greate Seale, and inrolled in your Chauncerie in a Roll by a Clerke to be appoynted for the same; And that this acte shalbe sufficient warante to the Chancellour of Englund for the tyme being, or to hym whome your Grace your heires or successours shall depute to be keper of the greate Seale, to confirme in your name your heires or successours the forseid wrytynges passed under the seid Archebisshopes seale, by lettres patentes in due forme therof to be made under your greate seale, remyttynge as well the seid wrytyng under the Archebisshops seale as the seid confirmacion under the greate seale to the parties frome tyme to tyme Procurynge for the same. And that all suche licences dispensacions faculties and other rescriptes and wrytyngs, for the expedition of the which the seid taxes to be payd at Rome was under £4. whiche be matters of no greate importance, shall passe only by the Archebisshops seale, and shall not of any necessitie be confirmed by the greate seale, onles the procurers of suche licence facultie or dispensacion desire to have them soo confirmed; in

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whiche case they shall pay for the (<sup>X4</sup>) greate seale to the use of your Highnes your heires and successours [<sup>X5</sup>v s.] sterlinges and not above, over and beside suche tax as shalbe here after lymytted for the makynge wrytyng registryng confirmyng and inrollyng of suche licences confirmacions and wrytynges under the seid tax of £4 And that every suche licence dispensacion composicion facultie rescript and wrytyng, of what name or nature soo ever it be, for suche causes as the tax was wonte to be £4 or above soo graunted by the Archebishops and confirmed under the greate seale, and all other licences dispensacions faculties rescriptes and wrytyngs hereafter to be graunted by the Archebishops by vertue and auctoritie of this Acte wherunto the greate seale is not lymytted of necessite to be put to by reason that the tax of theym ys under £4 shalbe accepted approved allowed and admytted good and effectuell in the lawe, in all places courtes and jurisdictiones as well spirituall as temporall within this Reame and els where within your Domynions, and as beneficiall to the persons obteynyng the same, as they shuld have byn if they had byn obteyned with all thynges requisite of the See of Rome or of any other person by auctoritie therof, without any revocacion or repeale hereafter to be had of any suche licences dispensacions faculties rescriptes or wrytynges of what nature so ever they be: And that all Children Procreated after solemnyzacion of any mariages to be had or don by vertue of suche licences or dispensacions shalbe admytted reputed and taken legitimate in all courtes as well spirituall as temporall and in all other places, and inherite the inheritauce of their parentes and auncestours within this your Realme and all other your Domynions according to the lawes and customes of the same; and all actes to be don had or executed, accordyng to the tenour of suche licences dispensacions faculties wrytyngs or other instruments to be made or graunted by auctoritie of this acte, shalbe firme Promanente and remayne in force; any foreyne lawes constitucions decrees canons decretallis inhybicyons use custome prescripcion or any other thyng hadde or hereafter to be made to the contrarye not withstanding.

#### Editorial Information

- X3 Variant reading of the text noted in *The Statutes of the Realm* as follows: till *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X4 Variant reading of the text noted in *The Statutes of the Realm* as follows: said *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X5 Variant reading of the text noted in *The Statutes of the Realm* as follows: fyve shellinges *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

## V Clerks shall be appointed to register Licences and Confirmations thereof.

And the seid Archebishops and hys successours shall have power and auctoritie to ordeyne make and constitute a Clerke, which shall [<sup>X6</sup>wrytte] and registre every suche licence dispensacion facultie wrytyng or other instrument to be graunted by the seid Archebishops and shall fynde parchment wexe and sylken laces convenyent for the same, and shall take for hys paynes suche somes of monay as shalbe hereafter in this present acte to hym lymytted in that behalf for the same; and that lykewyse your Grace your heires and successours shall by your letters patentes under your greate seale ordeyne depute and constitute one sufficient clerke being lerned in the Course of the Chauncerie whiche always shalbe attendant uppon the Lorde Chaunceler or the Lorde Keper of the greate seale for the tyme being, and shall make wryte

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and enroll the confirmacions of all suche licences dispensacions instrumentes and other wrytynges as shalbe thether brought under the Archebishops seale there to be confirmed and enrolled: And shall also intitle in hys bokes and enroll of recorde suche other wrytynges as thether shalbe brought under the Archbishops seale not to be confirmed, takyng for his paynes suche resonable sommes of Money as hereafter by this acte to hym shalbe lymyted for the same; And that aswell the seid Clerke appoynted by the seid Archebishope as the seid Clerke to be appoynted by your Highnes your heires or successours shall subscribe their names to every suche licence dispensacion facultie or other wrytyng that shall comme to their handes, to be wrytyn made graunted sealed confirmed registred and enrolled by auctoritie of this acte in forme as is before rehersed.

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**Editorial Information**

- X6** Variant readings of the text noted in *The Statutes of the Realm* as follows: wryte *O.*— wright *nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

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**Modifications etc. (not altering text)**

- C4** [S. 5](#) excluded (*prosp.*) by [Courts and Legal Services Act 1990 \(c. 41, SIF 76:1\)](#), [ss. 57\(10\)\(11\)](#), [59\(1\)](#), [124](#)

**VI For moderating the Charges of such Dispensations, &c. Two Books shall be made of the Costs of all Licences, &c. and approved by the Lord Chancellor, the Archbishops, &c.**

AND for as moche as the charges of obteynnyng the seid licences dispensacions faculties and other rescriptes or wrytynges afore named at the Courte of Rome, by the losses and exchanges and in conductyng of curours and wagyng solicitours to sue for any suche licences dispensacions faculties instruments and other rescriptes or wrytynges, have be grevous and excessive to your people, and many tymes greater sommes have byn demaunded for the spedy expedicion in the Courte of Rome then be expressed in the olde tax lymyted to be payd for the seid expedicions, wherby your people [<sup>X7</sup>hath] byn brought to an incertentie upon the payment for expedicions of suche thynges and by reason therof have byn constrayned to pay more then they were wont to doo, to the great impoverishing of this Realme as is afore seid; And some tymes the spedyng of suche dispensacions faculties licences and other wrytyngs at Rome have byn soo longe differred, that the partyes laboryng for the same have suffered great incommodities and losse for lacke of quycke spede, whiche here after may be had within this your Realme to the great commoditie of your people, wherby the charges of makyng exchanges conductyng of [<sup>X8</sup>currurs] and solicitours for the seid dispensacions shalbe abated, and your people so moche [<sup>X9</sup>reveled] and eased, to thentent that all ambiguytie and incertentie of paymentes for dispensacions faculties licences and other rescriptes and wrytynges may be taken away, that noo fraude or exaccion shalbe exercised upon your people by suche officers as shalbe appoynted by this Acte to take paynes in spedyng suche dispensacions faculties and licences, but that your people may be sure and certayne what they be appoynted to pay for the same; Be it enacted by this present Parliament and by the auctoritie of the same, that there shalbe two bokes drawen and made of one tenour, in whiche shalbe conteyned the taxes of all customable dispensacions faculties licences and other wrytyngs wonte to be [<sup>X10</sup>spede] at Rome; which bokes and every lefe of those bokes and both side of every lefe shalbe subscribid by the Archebisshope of Caunterbury, the Lorde Chaunceler of Englund,

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the Lord Tresourer of Englonde and the ij chefe Justices of both Benches for the tyme being; to the whiche bokes all Suters for dispensacions faculties licences and other wrytynges afore rehersed shall have recourse yf they require hit; And one of the seid bokes shall remayne in the handes of hym whiche shalbe appoynted to be regester and scribe of the seid dispensacions faculties and licences under the seid Archebisshope of Canturbury in forme as is before seid, And the other boke shall remayne with the Clerke of the Chauncerie whiche by your Grace your heires or successours shalbe appoynted as is before rehersed; whiche Clerke of the Chauncerie shall also intitle and [<sup>X11</sup>not] particulerly and dayly in hys boke ordeyned for that purpose the nombre and qualitie of the Dispensacions faculties licences and other rescriptes and wrytyngs [<sup>X12</sup>shich] shalbe sealed only with the seale of the seid Archebisshope, and also which shalbe sealed withe the seid seale and confirmed with the greate seale in forme as is before seid, that all fraude and conceylment in this behalf may be avoyded.

#### Editorial Information

- X7 Variant reading of the text noted in *The Statutes of the Realm* as follows: have *nu. 28* [*nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X8 Variant reading of the text noted in *The Statutes of the Realm* as follows: currors *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X9 Variant readings of the text noted in *The Statutes of the Realm* as follows: relieved *O.*— relyved *nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X10 Variant reading of the text noted in *The Statutes of the Realm* as follows: spedde *O.* [*O.* refers to a collection in the library of Trinity College, Cambridge]
- X11 Variant reading of the text noted in *The Statutes of the Realm* as follows: note *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X12 Variant reading of the text noted in *The Statutes of the Realm* as follows: whiche *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

## VII Fees for Licences, &c. shall be regulated by such Books. Compositions. Penalty on Extortion, Ten Times the Sum received.

AND that no man suing for dispensacions faculties licences or other rescriptes or wrytyngs whiche [<sup>X13</sup>were] wonte to be [<sup>X14</sup>spede] at Rome, shall paye any more for their dispensacions licences or rescriptes then shalbe conteyned taxed and lymitted in the seid Duplicate bokes of taxes onely; composicions [<sup>X15</sup>except] of which being arbytrarye noo tax can be made; Wherefore the tax thereof shalbe sett and lymytted by the discreacion of the seid Archebisshope of Canturbury and the Lorde Chaunceler of Englonde or the Lorde Keper of the greate seale for the tyme being: And that suche as shall exacte or receyve of any suter more for any dispensacion facultie or licence then shalbe conteyned in the seid bokes of taxes, shall forfeit ten tymes somoche as he shall soo extorciously exacte and receyve, the one half of the whiche forfayture to be to the use of your Grace your heires or successours and the other half therof to be to suche of your subjects as wyll sue for the same by accion byll or playnt in any of your Graces Courtes, . . . <sup>F2</sup>

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#### Editorial Information

- X13** Variant reading of the text noted in *The Statutes of the Realm* as follows: was *nu. 28* [*nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X14** Variant reading of the text noted in *The Statutes of the Realm* as follows: *spedde O.* [*O.* refers to a collection in the library of Trinity College, Cambridge]
- X15** Variant reading of the text noted in *The Statutes of the Realm* as follows: *excepted O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

#### Textual Amendments

- F2** Words repealed by [Statute Law Revision Act 1948 \(c. 62\), s. 4\(a\)](#)

### VIII Application of the Taxes to be paid for Licences, &c.: If amounting to Four Pounds: If under £4. and not under 40s. If under 40s. and not under 26s. 8d. If under 26s. 8d. and not under 20s. If under 20s.

The tax or somme appoynted to be payd for every suche dispensacion licence facultie instrument rescripte, or other wrytyng to be graunted by auctoritie of this acte, shalbe employed & ordered as here after ensuyth that is to sey; If the tax extende to foure poundes or above by reason wherof the dispensacion licence facultie rescripte or wrytyng whiche shall passe by the seid Archebisshoppes seale muste be confirmed by thappencion of the greate seale, then the seid tax so extendyng to £4. [<sup>X16</sup>or] above shalbe devyded into three partes wherof two shall be perceyved by the seid Clerke of the Chauncerie to be appoynted as is afore seid to the use of your Highnes your heires and successours and to the use of the Lorde Chauncelour or the keper of the greate seale for the tyme being and to the use of the seid Clerke, in suche wyse as here after shalbe declared and [<sup>X17</sup>that] the thride parte shalbe taken by the seid Clerke of the Archebisshopee to the use of the same Archebishope and hys Commissarye and hys seid Clerke and Regester in suche wyse as here after shalbe ordered and lymytted by this acte; (that is to sey) the seid two partes shalbe devyded in foure partes of which three partes shalbe taken to the only use of your Highnes your heires and successours, and the fourthe parte shalbe devyded in thre partes wherof the Chaunceler of Englund or Lorde Keper of the great Seale for the tyme being shall have two partes and the (<sup>X18</sup>) Clerke of the Chauncerie the thride parte for hys paynes travayle and labours that he is lymytted to [<sup>X19</sup>wrytt] and do by vertue of this acte, And the seid thride parte of the hole tax appointed to the seid Archebishope and hys officers (as is aforeseid) shalbe devyded into thre partes, wherof the Archebishopp shall have to hys use two partes and hys officers shall have the thride parte therof, of whiche thride parte to be devyded in two partes, the seid Clerke or Regester whiche shall fynde parchement waxe and sylke and shall devyse and [<sup>X20</sup>wrytt] the seid dispensacions licences faculties rescriptes or other wrytynges and regester the same, shall have for hys seid labour and for receyvyng and repaying of the sommes of money that shall come to his handes for dispensacions faculties licences and other rescriptes aforeseid the one moytie therof, and the Commyssary of the seid Archebisshope appointid to seale the seid dispensacions faculties licences and other rescriptes shall have the other partie: And yf the tax be under £4 and not under xl s. then the seid tax shalbe devyded into three partes as is aforeseid wherof the Kynges Highnes hys heires and successours shall have two partes therof abatyng iij s. iiij d. [<sup>X21</sup>shiche] shalbe to the seid Clerke of the Chauncerie for subscribyng entytyng and enrollyng the seid dispensacions licences faculties rescriptes and other wrytyngs aforeseid and receyvyng of the Kynges

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money soo taxed, and the Archebishope and hys officers shall have the thride parte, whiche thride parte shalbe devyded into two partes, wherof the Archebisshope shall have the one entyerly to hym self, hys scribe and commyssary shall have the other parte therof egally to be devyded amonges theym for their costes and paynes in that behalf: And yf the taxe be under xl s. and not under xxvj s. viij d. the same taxe shalbe devyded into two partes wherof the one parte shalbe to your Grace your heires and successours deductyng therof ij s. for the Clerke of the Chauncerie for hys paynes as is aforseid, and the other parte shalbe to the seid Archebisshope and hys officers, which other parte shalbe devyded into two partes wherof the Archebisshope shall have the one and hys Commissarie and scribe shall have the other egallye devyded amonges theym: And yf the taxe be under xxvj s. viij d. and not under xx s. the same shalbe devyded in two partes wherof your Grace your heires and successours shall have the one parte entyerlie abatyng ij s. therof to the seid Clerke of the Chauncerie, and the Archebisshope and hys offycers shall have the other parte, and the same other parte shalbe devyded into thre partes wherof the Archebisshope shall have one, hys Commissarye the seconde, and hys scribe or regester the thride: And in case the tax be under xx s. the same shalbe perceyved to the use of the seid commissarye clerke of the seid Archebisshope and Clerke of the Chauncerie to be egally devyded amongst theym for their paynes and labours by theym to be susteyned by auctoritie of this Acte as aforseid.

#### Editorial Information

- X16 Variant reading of the text noted in *The Statutes of the Realm* as follows: and *nu.* 28 [*nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X17 Variant reading of the text noted in *The Statutes of the Realm* as follows: *O.* & *nu.* 28 omit [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X18 Variant reading of the text noted in *The Statutes of the Realm* as follows: said *O.* & *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X19 Variant readings of the text noted in *The Statutes of the Realm* as follows: wryte *O.*— wright *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X20 Variant readings of the text noted in *The Statutes of the Realm* as follows: wryte *O.*— writte *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X21 Variant reading of the text noted in *The Statutes of the Realm* as follows: whiche *O.* & *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]

## IX Saving for Dispensations by other Prelates.

PROVYDED alwayes that this acte shall not be prejudiciall to the Archebisshop of Yorke or to any Bisshophe Prelate of this Realme; but that they may lawfully (not withstondyng [<sup>X22</sup>this] acte) dispencc in all cases in which they were wonte to dispencc by the comen lawe or custome of this Realme afore the making of this acte.

#### Editorial Information

- X22 Variant reading of the text noted in *The Statutes of the Realm* as follows: the *nu.* 28 [*nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]

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## X Guardian of the Spiritualities may act during Vacancy of See.

[<sup>X23</sup>PROVYD] also and be it enacted by auctoritie aforseid that yf it happen the See of the Archbishoppriche of Canurbury to be voyde, that then all suche [<sup>X24</sup>manner of licences] dispensacions faculties instruments rescriptes and other wrytynges which may be graunted by vertue and auctoritie of this acte shall during the vacacion of the same See be hadd done and graunted under the name and seale of the gardiane of the [<sup>X25</sup>spiritualities] of the seid Archebisshoprich for the tyme being accordyng to the tenour and fourme of this acte, and shalbe of lyke force value and effecte as yf they had byn graunted under the name and seale of the Archebishophe for the tyme being.

### Editorial Information

- X23** Variant reading of the text noted in *The Statutes of the Realm* as follows: Provyded *O.* & *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X24** Variant reading of the text noted in *The Statutes of the Realm* as follows: maner licence *O.* & *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X25** Variant readings of the text noted in *The Statutes of the Realm* as follows: Spiritualtees *O.*— Spiritualities *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]

## XI On Refusal of the Archbishop to grant Licences required, a Writ shall issue from Chancery enjoining him so to do or to shew Cause; and thereon the Chancellor may allow the Cause or enjoin the granting of such Licence; on Refusal whereof the Archbishop shall be subject to a Penalty; and Two Prelates, &c. may be commissioned to grant such Licence.

AND that yf the forseid Archebisshop of Canterbury for the tyme being or the seid Gardyan of the [<sup>X26</sup>spiritualities] for the tyme being, hereafter refuse or denye to graunte any licences dispensacions faculties instruments or other wrytyngs, which they be auctorised to doo by vertue and auctoritie of this acte in suche maner and forme as is afore remembred, to any person or persons that ought of a good juste and reasonable cause to have the same, by reason wherof this present acte by their wyfulnes negligence or defaute shulde take none effecte, then the Chauncellour of Englonde or the Lord Keper of the great seale for the tyme being, upon any compleynt therof made, shall directe the Kynge wrytte, to the seid Archebisshope or gardyan denying or refusyng to graunt suche licences dispensacions faculties or other wrytyngs, inyoynyng hym by the seid wrytte upon a certeyne payne therin [<sup>X27</sup>to] lymytted by the discession of the seid Chauncellour or keper of the great seale, that he shall in due forme graunt suche licence dispensacion facultie or other wrytyng accordyng to the requeste of the procurers of the same, or else signifye [<sup>X28</sup>unto] your Highnes your Heires or Successours in the Courte of Chauncerie at a certen day for what occasion or cause he refused and denyed to graunte suche licences faculties or dispensacions; And yf it shall appere to the seid Chauncellour or Lorde Keper of the great seale upon suche certyficat that the cause of refusall or denyall of grauntyng suche licences facultie or dispensacion was resonable juste and good, that then soo being proved by due serche and examinacion of the seid Chauncellour or Lorde keper of the great seale to be admyttyd and allowed; And yf it shall appere upon the seid certyficat that the seid Archebisshope or gardiane of the Spiritualities for the tyme being, of wyfulnes in contempnyng the due execucion of this acte without



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a juste and resonable cause, refused or denyed to graunte suche licence facultie or dispensacion, that then your Highnes your heires and successours being therof informed, after due examinacion had that suche licences faculties or dispensacions may be graunted without offendyng the Holy Scriptures and lawes of God, shall have power and auctoritie in every suche case, for the default negligence and wylfulness of the seid Archbishope or gardiane, to sende your wrytt of Injuncion under your greate seale out of your seid Courte of Chancerie commaundyng the Archebishope or gardiane, that soo shall denye or refuse to grant such licence facultie or dispensacion, to make sufficient graunt therof accordyng to the tenour and effecte of this acte, by a certayne day and under a certen payne in the seid wrytt to be conteyned and to be lymytted by your Highnes your heires or successours Kynges of this Realme: And yf the seid Archibishope or gardiane, after the receipt of the seid wrytt, refuse or denye to graunt suche licences faculties or dispensacions as shalbe inyoyned hym by vertue of the said wrytte, and shewe and prove before your Majestie your heires or successours noo juste or resonable cause whye he shuld soo doo, then the seid Archebissopp or Gardiane that soo shall refuse to put this acte in execucion accordyng to the seid wrytte of Injuncion, shall suffer lose and forfayte to your Highnes your heires and successours suche payne and penaltie as shalbe lymytted and expressed in the seid wrytt of Injuncion; And over that it shalbe lawful to your Highnes your heires and successours for every suche defaulte and wylfulness of the seid Archbishope or gardiane for the tyme being, to geve power and auctoritie by comission under your greate seale to suche two spirituall prelatts or persons to be named by your Highnes your heires or successours as woll do and graunt suche licences faculties and dispensacions refused or denyed to be graunted by the seid Archibishopp or gardiane in contempte of this Acte.

#### Editorial Information

- X26** Variant readings of the text noted in *The Statutes of the Realm* as follows: Spirituales *O.*— Spirituallies *nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X27** Variant reading of the text noted in *The Statutes of the Realm* as follows: to be *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X28** Variant reading of the text noted in *The Statutes of the Realm* as follows: to *nu. 28* [*nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

#### Modifications etc. (not altering text)

- C5** S. 11 applied by [Public Notaries Act 1843 \(c. 90\)](#), s. 5

## XII Such Licences, &c. granted by such Two Prelates, &c. shall be valid.

AND that the seid two spirituall [<sup>X29</sup>persons or prelates] to whome in suche cases any suche commission shalbe directed, shall have power and auctoritie to graunt every suche licence facultie dispensacion instrument and other wrytynges, soo refused to be graunted by the seid Archebishope or Gardyan for the tyme being, by an instrument under their seales takyng lyke fees and charges for the same as is before rehersed and not above under the paynes afore remembred: And that every suche licence facultie and dispensacion soo graunted for eny cases or matters wherunto any confirmacion under the kynges greate seale is appoynted by this acte to be had in maner and forme above declared, shalbe had and opteyned accordyngly, and suche licences and confirmacions shalbe had for lyke fees and charges as they are above specified and

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not above, under the paynes above mencioned; And that every suche licence facultie (<sup>X30</sup>) dispensacion and other wrytyng, to be graunted by the seid prelattes or persons to be assigned by the Kynges Highnes hys heirs and successours as is afore seid, shalbe of as good value strength and effecte and as beneficiall and profytable to the persons procuryng the same as yf they had byn made graunted and obteyned under the name and seale of the seid Archebishope.

#### Editorial Information

- X29** Variant reading of the text noted in *The Statutes of the Realm* as follows: Prelates or Persons *O.* [*O.* refers to a collection in the library of Trinity College, Cambridge]
- X30** Variant reading of the text noted in *The Statutes of the Realm* as follows: and *nu.* 28 [*nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]

### XIII Intent of this Act; not to vary from the Christian Catholic Faith; but to make politic Regulations for the Realm, &c.

PROVYDED ALWAYS that this acte [<sup>X31</sup>nor] any thyng or thynges therin conteyned shalbe hereafter interpreted or expounded that your Grace your nobles and subjects intende by the same to declyne or vary from the congregacion of Christis Church in any thynges concernyng the veray articles of the Catholyke feith of Christendome; or in any other thenges declared by Holy Scripture and the worde of God necessarie for your and their salvations; but only to make an ordynaunce by policies necessary and convenyente to repress vice and for good conservacion of this Realme in pease unytie and tranquyllitie frome [<sup>X32</sup>ravyne] and spoyle, insewing moche the olde auncient customes of this Realme in that behalf, not myndyng to seke for any relefes succours or remedies for any [<sup>X33</sup>wordlye] thynges [<sup>X34</sup>and] humayne lawes in any [<sup>X35</sup>clause] of necessyite but wythin this Realme at the hands of your Highnes your heires and successours Kynges of this Realme, whiche have and ought to have an imperiall power and auctoritie in the same and not obliged in any [<sup>X33</sup>wordlye] causes to any other Superiour.

#### Editorial Information

- X31** Variant reading of the text noted in *The Statutes of the Realm* as follows: or *nu.* 28 [*nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X32** Variant readings of the text noted in *The Statutes of the Realm* as follows: ravyn *O.*— raven *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X33** Variant reading of the text noted in *The Statutes of the Realm* as follows: worldelic *O.* [*O.* refers to a collection in the library of Trinity College, Cambridge]
- X34** Variant reading of the text noted in *The Statutes of the Realm* as follows: or *nu.* 28 [*nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]
- X35** Variant reading of the text noted in *The Statutes of the Realm* as follows: Cause *O.* & *nu.* 28 [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu.* 28 refers to the numbering of the membranes composing the Parliament Roll]

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**XIV Visitation of all Monasteries, &c. exempt, shall be by Commission from the King, and not by the Archbishop or the See of Rome.**

PROVYDED ALWAYS that the seid Archebisshopp of Canterburye or any other person or persons shall have noo power or auctoritie by reason of this acte to vysite or vexe any Monasteries Abbeyes Priories Colleges Hospitallis Houses or other places religious whiche be or were exempte before the makyng of this acte, any thyng in this acte to the contrary therof not withstondyng; but that redresse vicitacion and confirmacion shalbe had by the Kynges Highnes hys heires and successours by commission under the greate seale to be directed to suche persones as shalbe appoynted requysite for the same, in such monasteries colleges Hospitals Priories Houses and Places religious exempt; So that noo visitacion [<sup>X36</sup>nor confirmacion] shall frome hensforth be had nor made in or at any suche Monasteries Colleges Hospitallis Priories Houses and Places religious exempt by the sayd Bysshop of Rome nor by any of his auctoryte nor by any out of the Kynges Domynyons; Nor that any person religious or other resiant in any the Kynges Domynyons shall fromhensforth departe out of the Kynges Domynyons to or for any visitacion congregacion or assemble for Religeon, but that all suche visytacyons congregatyons & assembles shalbe within the Kynges Domynyons.

**Editorial Information**

**X36** interlined in original Act.

**XV** ..... F3

**Textual Amendments**

**F3** Ss. 1, 2, 15 repealed by Statute Law (Repeals) Act 1969 (c. 52)

**XVI** ..... F4

**Textual Amendments**

**F4** S. 16 repealed by Criminal Law Act 1967 (c. 58), s. 13, Sch. 4 Pt. I

**XVII Granted from Rome to Abbies, &c. shall remain valid. But no Pension shall be paid to the See of Rome; nor Visitations be made thereby, nor Appointments of Heads, &c. nor Oath be made to the Pope. But Visitations, &c. shall be made by Commission from the King.**

(<sup>X37</sup>)PROVYDED ALWAYS that this acte or any thyng therein conteyned shall not hereafter be taken [<sup>X38</sup>or] expounded to the derogacion or takyng away of any grauntes or confirmacions of any liberties privyleges or jurisdiction of any Monasteries [<sup>X39</sup>Abbes] Prioryes or other Houses or places exempte whiche here to fore the makyng of this acte hath byn obteyned at the See of Rome or by auctoritie therof; but that every suche graunt and confirmacion shalbe of the same value force and effecte as they were afore the makyng of this acte, and as yf this acte (<sup>X40</sup>) never ben made: Provided always that the Abbotts Priours and other cheff rulers and governors of such

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Monasteries Abbeyes Priories and other Houses and places exempt, shall not hereafter pay any pension porcion or other cense to the See of Rome, nor admytt or accept any visitacion, nor any confirmacion frome or by the seid See of Rome or by auctoritie therof, of or for any person to be electe named or presented to be hedes of any such Monasteries Abbeyes Priories Places or houses exempt; nor shall make any corporall othe to the Bysshop of Rome otherwise called the Pope, uppon the paynes lymytted in this acte: but that every suche visitacion and confirmacion of suche hedes electe in any suche Monasteries Abbeyes Priories houses or places exempt, where after their election thei were bounden to have and opteyne any confirmacion of their eleccion or of the person named presented or electe, shalbe frome hensforth had made and don within this Realme at and within every suche Abbeyes Monasteries Priories and other Houses and places exempte, by suche person and persones as shalbe appoynted by auctoritie of the Kynges Commission frome tyme to tyme as the [<sup>X41</sup>case] shall requyre and not by the See of Rome nor by auctoritie therof; any thyng in this next priviso above specified to the contrary therof notwithstanding.

**Editorial Information**

- X37 This and the Four following Provisoos are inserted in a Schedule annexed to the original Act.
- X38 Variant reading of the text noted in *The Statutes of the Realm* as follows: nor *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X39 Variant reading of the text noted in *The Statutes of the Realm* as follows: Abbeyes *O.* [*O.* refers to a collection in the library of Trinity College, Cambridge]
- X40 Variant reading of the text noted in *The Statutes of the Realm* as follows: had *O. & nu. 28* [*O.* refers to a collection in the library of Trinity College, Cambridge and *nu. 28* refers to the numbering of the membranes composing the Parliament Roll]
- X41 Variant reading of the text noted in *The Statutes of the Realm* as follows: cause *nu. 28* [*nu. 28* refers to the numbering of the membranes composing the Parliament Roll]

**XVIII Exception for Monasteries, &c. privileged.**

PROVYDED always that in suche Monasteries Abbeyes Priories and Houses exempte where after eleccion presentacion or nomynacion of their heds no suche confirmacion is requysite to be had, nor hath byn used to be taken by reason of suche privileges as they have concernyng the same, that in every such Monasteries Abbes Priories and Places exempt they shall not be bounden to obteyne have or take any confirmacion for the same within this Realme by auctoritie of this acte, but use their privileges therin as they have don before the making of this acte, any thyng in this acte or any the provysions nexte above rehersed to the contrarie therof not withstondyng.

**XIX,** ..... F5  
**XX.**

**Textual Amendments**

- F5 [Ss. 19, 20 repealed by Statute Law Revision Act 1948 \(c. 62\)](#)

**XXI** ..... F6

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**Textual Amendments**

**F6** S. 21 repealed by [Statute Law \(Repeals\) Act 1969 \(c. 52\)](#)

**XXII** ..... **F7**

.....  
**Textual Amendments**

**F7** S. 22 repealed by [Statute Law Revision Act 1948 \(c. 62\)](#)

**XXIII** ..... **F8**

.....  
**Textual Amendments**

**F8** S. 23 repealed by [Statute Law \(Repeals\) Act 1969 \(c. 52\)](#)

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