



Parsonages Measure 1938 (repealed)

1938 No. 3 1 and 2 Geo 6

9 Assurances.

- (1) Land (including Buildings) sold [^{F1}purchased or exchanged] under this Measure shall conveyed by or to the incumbent of the benefice affected in his affected in his corporate capacity, and so that—
 - (i) during a vacancy the bishop shall have power to convey or to take under a conveyance in the name and on behalf of the incumbent of the benefice in his corporate capacity, and no conveyance so made or taken shall on the vacancy being filled be capable of being disclaimed or renounced by any incumbent succeeding to the benefice: . . . ^{F2}
 - (ii) . . . ^{F2}
- (2) The sealing by [^{F3}the Church Commissioners] of any conveyance excuted under this Measure shall be conclusive evidence that all the requirements of this Measure with respect to the transaction carried out by such conveyance have been complied with.
- (3) Every conveyance of land (including buildings) purchased [^{F4}or acquired by way of exchange] for a benefice under this Measure shall be registered in the prescribed manner in the registry of the diocese concerned.
- (4) In any case where any land (including buildings) sold [^{F4}or exchanged] under this Measure is subject to any mortgage or charge in favour of [^{F3}the Church Commissioners], the conveyance thereof under this measure shall be effectual to pass the same discharged from such mortgage or charge, and such mortgage or charge shall attach to the purchase money arising on the sale [^{F5}or to any money paid to the Church Commissioners by way of equality of exchange and to the house acquired by way of exchange]

Textual Amendments

- F1** Words substituted by [Church Property \(Miscellaneous Provisions\) Measure 1960 \(No. 1\), Sch.](#)
- F2** Words, and s. 9(1)(ii) repealed by [Charities Act 1960 \(c. 58\), Sch. 7 Pt. II](#)
- F3** Words substituted by virtue of [Church Commissioners Measure 1947 \(No. 2\), s. 18\(2\)](#)
- F4** Words inserted by [Church Property \(Miscellaneous Provisions\) Measure 1960 \(No. 1\), Sch.](#)

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Parsonages Measure 1938 (repealed), Section 9. (See end of Document for details)

F5 Words added by Church Property (Miscellaneous Provisions) Measure 1960 (No. 1), **Sch.**

Status:

Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Parsonages Measure 1938 (repealed), Section 9.