



ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

Cap. lxxv.

An Act for establishing a New Church, called the Church of *Saint Mark*, situate in the Town and Parish of *Liverpool*, in the County Palatine of *Lancaster*. [20th June 1816.]

WHEREAS by reason of the great Increase of the Inhabitants of the Town and Parish of *Liverpool*, in the County Palatine of *Lancaster*, the Churches and Chapels there were not sufficiently capacious conveniently to contain the Inhabitants of the said Parish desirous of resorting thereto for the Purpose of hearing Divine Service performed therein according to the Liturgy of the United Church of *England* and *Ireland*; nor the Church Yards of the said Churches and Chapels large enough for the decent Interment of the Dead; and the Inhabitants residing in the said Parish were much in want of a convenient Church or Chapel for the Public Worship of Almighty God according to the Liturgy of the said United Church: And whereas *Thomas Jones* Clerk, since deceased, and several other Persons, Inhabitants of the said Town of *Liverpool*, in order to promote the Worship of Almighty God according to the Liturgy of the same Church, and to provide a convenient Place for the Interment of the Dead, did several Years ago procure a Lease from the Mayor, Bailiffs, and Burgeesses of the said Town of *Liverpool*, of a certain Leasehold Interest, or Estate for Lives and Years, of and in a certain Piece or Parcel of Ground situate on the North East Side of *Duke Street*, within the said Town and Parish of *Liverpool*, as and for the Scite of a Church or Chapel, and a Yard for the Burial Place or Cemetery

[Local.] 16 I.

metery thereto; which Piece of Ground hath been enclosed with a substantial Wall, and a Church or Chapel hath since been erected and built thereon by them at their own Expence, with Galleries, Pews, Seats, and other Conveniences, Accommodations, and Decorations therein; and in all other respects the said Church or Chapel hath been finished and completed in a proper and commodious Manner, fit for the Performance of Divine Service therein, and Divine Service hath been continually performed in the said Church or Chapel up to and until the Fifteenth Day of *December* in the Year One thousand eight hundred and fifteen, under a Licence from the Right Reverend *Henry William* late Lord Bishop of *Chester*: And whereas the Subscribers to and Proprietors of the said Church or Chapel having first obtained the Consent and Approbation of the Mayor, Bailiffs, and Burgessees of the said Town of *Liverpool*, as the Patrons of the Rectory or Parish Church of *Liverpool* aforesaid, and of *Samuel Renshaw* and *Robert Hankinson Roughsedge*, Clerks, Masters of Arts, the Rectors of the said Parish of *Liverpool* for that Purpose; and having also purchased from the said Mayor, Bailiffs, and Burgessees the Freehold Reversion and Inheritance in Fee Simple of and in the Site of the said Church or Chapel, and of and in the said Yard, Burial Place, or Cemetery, the said new Church or Chapel was on the said Fifteenth Day of *December* duly consecrated, set apart, and dedicated by the Right Reverend *George Henry* now Lord Bishop of *Chester*, according to the Statutes of this Realm and Canons of the Church, to the Worship and Service of God, and Celebration of all Divine Offices which usually are and may be lawfully done and performed in other Churches and Chapels, according to the Rites and Usages of the Church of *England*; and the Yard of the said Church or Chapel was also on the said Fifteenth Day of *December*, with the like Consent and Approbation, consecrated and set apart for a Cemetery or Place of Christian Burial of the Dead: And whereas the said Mayor, Bailiffs, and Burgessees, the said *Samuel Renshaw* and *Robert Hankinson Roughsedge*, and the said Bishop of *Chester*, having consented and agreed that the Right of nominating and appointing a Minister to the said New Church shall be vested in *Robert Diggles*, of the Town of *Liverpool* aforesaid, Ironmonger; *James Brooke*, of the same Place, Merchant; *Christopher Bowstead*, of the same Place, Esquire; *John Threlfall*, of the same Place, Merchant; and *John Whitley*, of the same Place, Gentleman, their Successors and Assigns, for a certain Period; they have accordingly nominated *Richard Blacow* Clerk, Master of Arts, as the first Minister of the said Church or Chapel, and he hath accordingly been duly licensed thereto by the said Lord Bishop of *Chester*; and the said *Christopher Bowstead* and *John Whitley* were, on the Consecration of the same Church or Chapel, appointed the first Wardens thereof, to continue in Office until *Tuesday* in *Easter Week* then next: And whereas it would be of great public Convenience if Marriages were allowed to be celebrated or solemnized in the said Church or Chapel, and that certain Rules and Regulations should be established respecting the Pews and Seats in the said Church or Chapel, and for the better Management of the Affairs of the same in future; but the beneficial Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: 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 Banns of Matrimony may be published, and Marriages celebrated and solemnized within the said New Church or Chapel called the *Church of Saint Mark*, provided the same be published, celebrated, and solemnized according to the Laws and Canons now in force within this Realm in that Behalf; and all such Banns as shall be published, and also all and every such Marriage and Marriages as shall be celebrated and solemnized in the said Church or Chapel, shall from and after the passing of this Act be as good, valid, and effectual to all Intents and Purposes as if the same were published, celebrated, and solemnized in the Parish Church of *Liverpool* aforesaid.

Marriages
may be so-
lemnized.

II. And be it further enacted, That there shall be paid to and into the Hands of the Minister of the said Church or Chapel for the Time being, for the Performance of the several and respective Offices of Minister, Clerk, and Sexton there, Double the Fees, Dues, and Perquisites which are usually and of right ought to be paid for every Marriage, Churching, Burial, and opening the Ground for Graves in the Churchyard or Cemetery at the said Parish Church of *Liverpool*; and that the Minister of the said New Church or Chapel shall from Time to Time collect and receive such Double Fees, Dues, and Perquisites, and account for and pay, by equal Half-yearly Payments in every Year, to wit, on the First Day of *January* and the First Day of *July*, One Half Part thereof to and into the Hands of the Rectors of the said Parish Church of *Liverpool* for the Time being, to be divided between them the Clerk and the Sexton of the same Parish Church, within Ten Days after such Rectors shall have received the same, in such Shares and Proportions as the Fees payable at the same Parish Church of *Liverpool* are divided; and that the remaining Half Part thereof shall, on the said Half-yearly Days, be divided between the Minister, Clerk, and Sexton of the said Church or Chapel, in such Shares and Proportions as Fees of the like Nature and for the like Services are usually or of right ought to be divided among the Rector, Clerk, and Sexton of the same Parish Church; the first of which Payments to the said Rectors, Clerk, and Sexton of the said Parish Church, shall begin and be made at and upon such of the Half-yearly Days as shall first happen after the passing of this Act, and, in case of Non-payment thereof, at any Time or Times within Twenty Days after either of the said Half-yearly Days, such Half Fees, Dues, and Perquisites shall and may be sued for and recovered from the Minister of the said New Church or Chapel for the Time being from Time to Time, by and in the Names of the Rectors of the Parish of *Liverpool* for the Time being, by Action of Debt, for Monies had and received for their Use, in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Common Pleas to be held for the said County Palatine of *Lancaster*; or the Salary payable to the Minister of the said Church or Chapel may be sequestered until Payment thereof.

Double Fees
for Mar-
riages, &c.

III. And be it further enacted, That all Christenings and Marriages had and solemnized in the said Church or Chapel, and all Burials there, shall be legally registered by the Ministers there for the Time being in public Registers to be provided for that Purpose by the Wardens and Minister of the same for the Time being; and Transcripts or Copies thereof, signed by the Minister for the Time being, shall be from Time to Time transmitted and sent to the Rectors of the Parish of *Liverpool* aforesaid, to be by them

Public Re-
gister to be
kept.

them kept and preserved with the Register Book of the said Parish of *Liverpool*.

Commissioners.

IV. And be it further enacted, That the said *Robert Diggles, James Brooke, Christopher Bowstead, John Threlfall, and John Whitley*, and their Successors to be elected in Manner herein-after mentioned, shall be and they are hereby appointed Commissioners and Trustees for the Management of the Temporal Affairs of the said Church or Chapel, and for other the Purposes herein-after mentioned and expressed.

Election of Commissioners in future.

V. And be it further enacted, That in case of the Death or Refusal to act of any of them the said Commissioners and Trustees by this Act named or appointed, it shall be lawful for and Power is hereby given to the Survivors or Remainder of them, from Time to Time for ever hereafter, as often as such Events shall happen, or a Majority of them in the Vestry Room of the said Church or Chapel duly assembled, to form a Committee or Select Vestry, and to nominate and elect other Commissioners and Trustees in the Place or Places of him or them so dying or refusing to act; and that the Names of such new-elected Commissioners and Trustees shall be entered by one of the then electing Commissioners in the Vestry Book of the said Church or Chapel; and that such new elected Commissioner and Trustee, or Commissioners and Trustees, shall from and after such Election have, and they and every of them is and are hereby vested with, the like Powers and Authorities as are hereby vested in the Commissioners and Trustees by this Act named or appointed.

Appointment of Churchwardens.

VI. And be it further enacted, That Two fit and proper Persons shall be appointed to act as Churchwardens of the said Church or Chapel annually on *Easter Tuesday* in every Year for ever hereafter; such Two Persons to be chosen, One by the Person or Persons having or who for the Time being shall have the Right of Nomination to the said Church or Chapel, or so many of them as may think proper to attend for that Purpose, and the other by the Minister thereof for the Time being (such Persons so to be appointed Churchwardens being elected from the Proprietors or Occupiers of Seats in the said Church or Chapel); and the said Two Persons, when so elected Churchwardens, shall appear and be admitted and sworn according to Law, and shall collect and receive the Rents of the said Seats and Pews, and pay the Stipends, Salaries, or Wages to the Minister, Clerk, Sexton, and Organist of and belonging to the said Church or Chapel for the Time being, and also shall do, perform, and execute all lawful Acts, Matters, and Things necessary and requisite for and concerning the Repairs, Management, good Order, and Decency of Behaviour to be kept and observed in the said Church or Chapel by the Congregations thereof; and the said Persons so to be appointed or chosen Churchwardens shall continue in their said Office until *Tuesday* in *Easter* Week in the next ensuing Year, or until others shall be chosen in like Manner in their Stead; and the said Person and Persons so to be chosen Churchwardens for the said Church are hereby authorized and empowered, in case of Non-payment of the Rents of the said Seats and Pews, to enter upon and sell the same, or else to sue for and recover the same by Action or Actions for such Rents, in the Names of "The Churchwardens of the Church or Chapel of *Saint Mark* in the Town of *Liverpool*, in the County Palatine of *Lancaster*," as the Case shall or may require.

VII. And

VII. And be it further enacted, That the said *Richard Blacow* shall and he is hereby declared to be the first Minister of the said Church or Chapel; and that upon the Death, Resignation, and Deprivation, or Avoidance of the said *Richard Blacow*, or upon his ceasing to be Minister of the said Church or Chapel, the Two next Presentations, Dispositions, Nominations, and Appointments, and Right of Presentation to the said Church or Chapel, shall appertain, belong to, and be vested in the said Commissioners and Trustees and their Successors, or the major Part of them, at a Meeting to be called for that Purpose, by Notice in Writing given by the Chairman for the Time being of the said Commissioners and Trustees; and also the Nomination of the Organist of the said Church or Chapel, during the Continuance of the present and such Two next successive Turns or Presentations; and that the said Commissioners and Trustees, and their Successors, or the major Part of them, upon the next Avoidance of the said Church or Chapel, shall and may and they are hereby authorized, empowered and required, from Time to Time during the Two next Turns from the passing of this Act, to nominate and present under their Hands and Seals a fit and proper Person, duly qualified to be the Minister of the said Church or Chapel; and that the Minister of the said Church or Chapel for the Time being shall and may from Time to Time, during the present and such Two succeeding Turns, nominate and appoint the Sexton and Clerk to serve and officiate in the said Church or Chapel, and displace and remove such Sexton and Clerk respectively, and elect others from Time to Time, upon just and reasonable Cause and Causes; and from and after the Time when such Right of Nomination of a Minister by the said Commissioners and Trustees shall have expired, then the Right of Presentation or Nomination of the Minister or Ministers, and of the Clerk, Organist, and Sexton of the said Church or Chapel, shall be and the same is hereby vested and settled in the Mayor, Aldermen, Bailiffs, and Common Council of *Liverpool* aforesaid, and their Successors for ever.

Presentations
vested in
Commission-
ers.

VIII. And be it further enacted, That in case the Office or Place of Minister or Chaplain of the said Church or Chapel shall be suffered to remain vacant for the Space of Six Calendar Months, without any Nomination or Presentation thereunto by virtue of this Act, then and in every such Case the Nomination or Presentation to the said Church or Chapel shall lapse in the usual Manner, according to the Laws of this Realm in the Case of Presentative Livings or Benefices.

For Appoint-
ment of
Ministers in
Cases of
Lapse.

IX. And be it also enacted, That the Minister for the Time being of the said Church (unless prevented by Sicknes, or other reasonable Cause, to be approved of by the Bishop or Ordinary of the Diocese), shall every *Sunday* Morning, with an audible Voice, read in the said Church the Morning Prayers and other Services prescribed in the Book of Common Prayer, or Public Liturgy of the United Church of *England* and *Ireland*; and in the Afternoon of every *Sunday*, in like Manner read therein the Evening Prayers and other Service prescribed in the said Book of Common Prayer; and shall and will, Two Days in each Week in *Lent*, and on each and every Day in *Passion Week*, and on such other Days as are or may be appointed to be kept holy, in like Manner read in the said Church the Morning Prayers and other Service so prescribed for such Days respectively; and shall on every *Sunday* throughout the Year, as

Minister's
Duty.

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well in the Morning as in the Evening, and on every *Christmas Day* and *Good Friday* in the Morning after Divine Service performed, preach a Sermon in the said Church; and shall on every *Good Friday*, *Easter Day*, *Whitsunday*, and *Christmas Day*, and also upon the First Sunday in every Month (except in the Months in which *Easter Day* and *Whitsunday* shall happen), administer the Holy Sacrament in the said Church, according to the Rites and Ceremonies of the United Church of *England* and *Ireland*.

As to appointing a Curate.

X. And be it further enacted, That the said *Richard Blacow* and each succeeding Minister of the said Church or Chapel, during the Continuance of such first Three Turns respectively, shall and he and they is and are hereby required forthwith to appoint and keep a Curate or Second Minister to officiate in the said Church or Chapel, such Curate or Second Minister being from Time to Time approved by the Bishop of the Diocese for the Time being, to whom shall be given a Salary or Annual Stipend of not less than One hundred Pounds, payable in Two equal Sums Half-yearly out of the Salary by this Act allowed to such Minister; and that from and after the Expiration of the said Three Turns it shall be lawful for the said Mayor, Aldermen, Bailiffs, and Common Council of *Liverpool* aforesaid, and their Successors, or the major Part of them in Common Council assembled, and they are hereby authorized and required forthwith to nominate and present under their Common Seal Two proper Persons, duly qualified to be the Ministers of the said Church or Chapel; and also in like Manner to nominate and appoint a Minister to and for the said Church or Chapel on every subsequent Vacancy and Avoidance thereof, at and with such proportionate Salaries or Stipends as the said Common Council shall think proper, provided the same do not together exceed the Sum of Three hundred and fifty Pounds *per Annum*, (including One hundred Pounds as the Annual Value of the Pews set apart for the Minister as next herein-after mentioned), to be raised or provided as herein-after mentioned; and that the said Common Council shall and may from Time to Time, from and after the said first Three Turns, nominate and appoint the Clerk, Organist, and Sexton to serve and officiate in the said Church or Chapel, and displace and remove such Clerk, Organist, and Sexton respectively from Time to Time, upon just and reasonable Cause and Causes.

Minister's Salary.

XI. And be it further enacted, That towards the Maintenance of the Minister for the Time being of the said Church or Chapel, all the Pews or Seats in the said Church or Chapel, which are particularly numbered and set down in the First List or Schedule annexed to this Act, shall from henceforth for ever become the sole and exclusive Property of the incumbent Minister of the said Church or Chapel for the Time being, to be let and the Rents thereof from Time to Time to be received by him, or by the Persons who shall be appointed Churchwardens of the said Church or Chapel for the Time being in pursuance of this Act, for his own Use, and as a Part of his Stipend or Salary; and that the Persons who shall be so appointed Churchwardens of the said Church or Chapel as aforesaid shall, out of the yearly Rents of the said Pews or Seats particularly numbered and set down in the Third List or Schedule thereof annexed to this Act, pay to the incumbent Minister of the said Church or Chapel for the Time being the yearly Sum of Two hundred and fifty Pounds, by Two equal Half-yearly Payments, the First Payment whereof shall be made at the

End of Six Calendar Months next after the Date of the said Sentence of Consecration of the said Church or Chapel, to and for his own Use and Benefit, over and besides the Rents and Profits of the Pews so exclusively appropriated to him and of his other Endowments.

XII. And be it further enacted, That if Default shall be made in Payment of the said yearly Sum of Two hundred and fifty Pounds, or any Part thereof, or any Apportionment thereof, to the said Minister for the Time being, or to the Executors or Administrators of a deceased Minister, for the Space of Forty Days next after the same ought to be paid, then it shall be lawful for such Minister, his Executors or Administrators, to sue for and recover the same with full Costs of Suit against the Churchwardens or Churchwarden for the Time being, by Action of Debt, or upon the Case, for so much Money had and received to the Use of such Minister, his Executors or Administrators, or for Work and Labour, to be brought in the Court of Common Pleas of the County Palatine of *Lancaster*, or in any of His Majesty's Courts of Record at *Westminster*, wherein respectively no Essoign, Protection, Privilege, Wager of Law, or more than One Imparllance shall be allowed: Provided always, that no Arrears of the said yearly Sum of Two hundred and fifty Pounds to be had and recovered against any succeeding Churchwardens, which shall have accrued due in the Time of their Predecessors, shall exceed in the Whole one Half-yearly Payment of the said yearly Sum, nor exceed the Amount of the Money which shall have been paid to such succeeding Churchwardens by their Predecessors; and that every Action for the Recovery thereof shall be commenced against such succeeding Churchwardens within the Space of Six Calendar Months next after their first entering upon and being sworn into the Office of Churchwardens.

For Recovery
of Minister's
Salary.

XIII. And be it further enacted, That all the Pews or Seats in the said Church or Chapel (save and except the Pews or Seats particularly numbered and set down in the First and Second Schedules to this Act annexed), shall for ever hereafter be charged and chargeable with the several and respective yearly Rents or Sums set opposite to the Figures or Numbers marked upon each of the said Pews or Seats, as they are particularly numbered and set down in the said Third List or Schedule; and which said respective yearly Rents or Sums, amounting in the Whole to the Sum of Five hundred Pounds, shall be paid by the Possessors or Occupiers of the said Pews or Seats to the Persons who shall from Time to Time be appointed the Churchwardens of the said Church or Chapel, by Two equal Half-yearly Payments in each Year, namely, on the *Monday* next after the Nativity of our Saviour *Christ*, and the Nativity of *Saint John the Baptist*, in the Vestry Room of the said Church or Chapel, between the Hours of Nine in the Forenoon and Four in the Afternoon; and that all such Pews or Seats shall also be charged and chargeable with such other rateable Rates or Assessments, to be made in the like Proportions as the said yearly Rents or Sums have been assessed, as shall be necessary for the Purpose of repaying to the Proprietors of the said Church or Chapel all such Charges and Expences as have been or shall be incurred by them in the Purchase of such Freehold Reversion and Inheritance as aforesaid, and pursuant to the Stipulations entered into with the said Mayor, Bailiffs, and Burgeesses of *Liverpool*, on such Purchase being made, or in anywise incident thereto, and also all the Charges and Expences of obtaining and passing this Act;

Rents of
Pews to raise
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all

all which Charges and Expences shall and may be defrayed out of the first Monies which shall be raised as aforesaid or by virtue of this Act, provided such Charges and Expences do not in the Whole exceed the Sum of Two thousand five hundred Pounds.

Appropriation of the
500l.

XIV. And be it further enacted, That the Churchwardens of the said Church or Chapel for the Time being shall, out of the said respective yearly Rents, in the first Place, pay the said clear yearly Sum of Two hundred and fifty Pounds to the Minister of the said Church or Chapel for the Time being, who shall be nominated thereto in Manner by this Act directed; and that the said Churchwardens shall also pay out of the said yearly Rents, to the Clerk of the said Church or Chapel for the Time being, the yearly Sum of Twenty-five Pounds; to the Sexton, the yearly Sum of Fifteen Pounds; and to the Organist, the yearly Sum of Forty Pounds; and also the yearly Sum of One hundred Pounds to the said Commissioners and Trustees of the said Church or Chapel for the Time being, for the Use of the original Proprietors of the said Church or Chapel, and their Assigns for ever, in Aid of the Expences of erecting, finishing, and endowing the said Church or Chapel; all which said several last-mentioned Sums shall be paid by Two equal Half-yearly Payments, at the Times the Minister's said Stipend is made payable as aforesaid; and shall pay the Remainder of the said respective Rents or Sums, and apply the same, or so much thereof as shall from Time to Time be necessary, in or towards providing Vestments, Books, Bread and Wine for the Holy Eucharist, and other Necessaries for Divine Service in the said Church or Chapel, and towards the Support, Reparation, and good Order of the same Church or Chapel, and the Yard or Cemetery thereof, and the Walls surrounding the same; and if any Part of the said yearly Sum of Five hundred Pounds shall remain unexpended for the Uses and Purposes aforesaid, in any one Year, then the same shall from Time to Time be by the Churchwardens of the said Church or Chapel invested in their Names in some of the Public Funds or other Government Security, as a Fund for and towards the future Support, Repair, and Ornamenting of the same Church or Chapel, and the Yard or Cemetery thereof.

For the Recovery of
Pew Rents
Half-yearly.

XV. And be it further enacted, That every Purchaser or Purchasers, or other Person or Persons possessed of a Seat or Pew in the said Church or Chapel, shall pay the Rents charged thereon as aforesaid at Two equal Half-yearly Payments, to wit, on the *Monday* next after the Nativity of our Saviour *Christ*, and the Nativity of *Saint John the Baptist*, in every Year, and every such other rateable Ley or Assessment as aforesaid, within the Space of Twenty Days after Demand and Notice thereof; and in case the Rent of any such Pew or Seat, Pews or Seats, or any such other rateable Ley or Assessment or any Part thereof, shall happen to be behind and unpaid by the Space of Twenty-one Days next after the same shall become due, and Notice in Writing demanding Payment thereof shall have been given to the Owner or Occupier of every such Seat or Pew, then the said Churchwardens for the Time being shall and may either enter upon and hold such Seat or Pew, or let the same to any other Person or Persons, in such Manner as such Churchwardens shall think proper, until the Rent, Ley, or Assessment so in arrear, and all Costs and Charges which shall have been occasioned by the Non-payment, or in the Recovery thereof, shall be duly paid and satisfied; or otherwise to sell the
same

same Pews or Seats respectively by public Auction to the best Bidder, and out of the Money thence arising pay and satisfy the said Rent, Ley, or Assessment in Arrear, rendering the Overplus (if any), after deducting all reasonable Costs and Charges occasioned by or in consequence of such Rent, Ley, or Assessment being in Arrear, and in the Recovery thereof, to the Owner or Occupier of such Pews or Seats respectively, as the Case may be; or the said Churchwardens at their Discretion may sue for and recover the said Rent, Ley, or Assessment so in Arrear by Action of Debt or upon the Case, for the Use and Occupation of such Pew or Seat, to be brought against the Owner or Owners, or any Occupier or Occupiers thereof, in the Name of "The Churchwardens of the Church or Chapel of *Saint Mark* in the Town of *Liverpool*," in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Common Pleas for the County Palatine of *Lancaster*, or in the Borough Court of *Liverpool* aforesaid, from whence such Action or Actions shall not be removable; any Law or Usage to the contrary thereof in anywise notwithstanding.

XVI. And be it further enacted, That in case the Money by this Act directed to be applied towards providing of Vestments, Books, Bread and Wine for the Holy Eucharist, and other Necessaries for Divine Service, and for the necessary Support, Reparation, and good Order of the said Church or Chapel, shall at any Time hereafter be found insufficient for those Purposes; or if the several Pews or Seats set apart for the Minister as a Part of his Stipend shall not at any Time or Times produce the yearly Sum of One hundred Pounds, it shall be lawful for the Churchwardens for the Time being to provide the same, and make the necessary Reparations; and the said Minister, Churchwardens, and the Commissioners and Trustees for the Time being, or the major Part of them, in the Vestry of the said Church or Chapel assembled (after Notice for that Purpose given by the Churchwardens for the Time being), are hereby authorized and empowered to make or cause to be made a Rate or Assessment, or Rates or Assessments, upon all and every the Possessors or Occupiers of such Pews or Seats so charged with Rents as aforesaid, in proportion to the annual Value of each Pew or Seat respectively; and the said Churchwardens are hereby authorized and empowered to collect and receive the Money arising from every such Rate or Assessment from such Possessors or Occupiers respectively for the several Purposes aforesaid, and to apply the same accordingly; and in case any such Possessors or Occupiers, his or her Executors or Administrators, shall at any Time or Times neglect or refuse to pay the Sum or Sums so charged or assessed on him or her respectively by any such Rate or Assessment as aforesaid, it shall and may be lawful for such Churchwardens for the Time being to use such Means for the Recovery thereof as are by this Act given for the Recovery of Rent for Pews or Seats in the said Church or Chapel subject to such Rents, Rates, or Assessments upon the said respective Pews, when and as often as the same shall be found necessary for the Purposes aforesaid.

In case the Money to be raised for providing Vestments, &c. shall be insufficient, the Commissioners, &c. to make Assessments on Pews.

XVII. And be it further enacted, That the said Commissioners and Trustees and their Successors are hereby authorized and empowered to let or sell, and transfer and convey, for the Purpose only of attending Divine Service, all and every or any of the Pews or Seats in the said Church or Chapel (which are not by this Act or otherwise allotted or ap-

Commissioners to sell Remainder of Seats unsold, &c. for Benefit of original Proprietors.

[Local.]

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appropriated)

propriated) now remaining unfold, to any Person or Persons whomsoever desirous of taking or purchasing the same, or who shall or may have already contracted or agreed for the Purchase thereof, and to receive the Rents and Purchase Monies for all such Pews or Seats respectively for the Use and Benefit of the original Subscribers to and Proprietors of the said Church or Chapel, and their respective legal personal Representatives, to be annually divided amongst them on *Easter Tuesday*.

Commissioners to dispose of the Burial Ground for the Benefit of the original Proprietors.

XVIII. And be it further enacted, That in further Aid of the Expences of erecting and finishing the said Church or Chapel, it shall be lawful for the said Commissioners and Trustees and their Successors, and they are hereby authorized and empowered, to make Sale and dispose of the Ground and of the Vaults or Burial Places in the Yard of the said Church or Chapel, and to receive and divide the Monies thence arising as last aforesaid (save and except a Space or Part equal to One-fourth Part of the said Burying Ground which shall be set apart therein, and which shall be at all Times hereafter reserved for the Burial of such poor Inhabitants of the said Town and Parish of *Liverpool* who shall have regularly attended Divine Service in the said Church or Chapel, and who, in the Judgment of the Minister and Churchwardens for the Time being, shall therefore be entitled to Burial there), for the sole Purpose of the Interment of the Corpses or dead Bodies of Persons, Inhabitants of the Parishes of *Liverpool* and *Walton on the Hill* in the said County of *Lancaster*, according to the Liturgy of the said United Church of *England* and *Ireland*.

Coffins not to be placed in the Church-yard within Three Feet of the Surface.

XIX. And be it further enacted, That no Corpse shall at any Time be buried within or under the said Church or Chapel, or under the Walks or Avenues in the said Church or Chapel Yard leading to the Entrances in the said Church or Chapel; nor shall any Corpse or Coffin be placed nearer to the Surface of the Ground than Three Feet, such Surface being taken and considered to be the Bottom of the Stone Plinth Course surrounding the said Church or Chapel.

Pews and Burial Places to be sold only to Inhabitants of *Liverpool* and *Walton*.

XX. And be it further enacted, That no Seat or Pew in the said Church or Chapel, nor any Vault or Burial Place in the said Church or Chapel Yard, shall at any Time be sold or disposed of to any Person or Persons whomsoever who shall not be at the Time of such Sale or Disposal an Inhabitant of one of the said Parishes of *Liverpool* or *Walton* aforesaid.

Pews set apart for the Poor.

XXI. And be it further enacted, That the Seats or Sitting Places set down and described in the said Second Schedule or List hereunto annexed shall be set apart and perpetually remain for the Use of such poor Persons as shall resort to the said Church or Chapel for the Purpose of hearing Divine Service therein, or of so many of such poor Persons as can conveniently use the same.

Limitation of Actions.

XXII. And be it further enacted, That if any Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, every such Action or Suit shall be commenced within Three Calendar Months next after the Fact committed; and the Defendant or Defendants in any such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon,

thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to have been so done, the Jury shall find for the Defendant or Defendants; or if the Plaintiff shall be nonsuited, or discontinue his Action after the Defendant or Defendants shall have appeared, or if Judgment shall be given upon any Verdict or Demurrer against the Plaintiff, the Defendant or Defendants shall and may recover double Costs, and have the like Remedy for the same as any Defendants have in other Cases by Law.

XXIII. And be it further enacted, That nothing in this Act contained shall take away; change, diminish, or impeach any Estate, Right, Title, Interest, Property, Privilege, or Jurisdiction of the Bishop of *Chester* for the Time being, or any Right, Privilege, Offering, Oblation, Obvention, Emolument, Fee, Gratuity, Gift, Present, Advantage, or Benefit, which the Patrons or Rectors of the said Parish of *Liverpool*, or the Clerk or Sexton of the said Parish Church for the Time being, would or might have, claim, or enjoy, or would or might be entitled to, if this Act had not been made; save and except the Right of the Commissioners or Trustees, so as aforesaid and by this Act appointed, to the Presentation of the Minister to the said Church or Chapel for the first Three Turns as aforesaid, and of the Appointment of the Organist, and the Right of the Minister thereof for the Time being to appoint the Clerk and Sexton of the said Church or Chapel, during such Three Turns as herein-before particularly provided.

Saving the Rights of the Bishop of *Chester*, and of the Rectors and Vicar of the Parish of *Liverpool*.

XXIV. Saving always to the King's most Excellent Majesty, and to His Heirs and Successors, and to all and every other Person and Persons, Bodies Politic and Corporate, his, her, and their Heirs, Successors, Executors, and Administrators, all such Estates, Rights, Title, and Interest (other than those meant and intended to be barred and destroyed by this Act), which they, every or any of them had and enjoyed before the passing of this Act, or could or might have had or enjoyed in case this Act had not been made.

Saving the King's Rights.

XXV. 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.

The FIRST LIST or SCHEDULE referred to by the foregoing Act;

CONTAINING

AN ACCOUNT of the several Pews or Seats set apart for the Minister.

SEATS on the GROUND FLOOR.				SEATS in the GALLERY.	
Number.	Value.	Number.	Value.	Number.	Value.
	£		£		£
1 - - - - -	60	20 and 23 - - -	72	36 - - - - -	54
2 - - - - -	28	21 - - - - -	28	37 - - - - -	57
3 - - - - -	28	22 - - - - -	28	38 - - - - -	151
4 - - - - -	28	38 - - - - -	200	39 - - - - -	57
North Half of 5 (the	90	43 - - - - -	28	40 - - - - -	54
South Half of the		75 - - - - -	156	Total Value - £	2,007
same being in Possession of the Minister for his Family)		90 - - - - -	156		
16 - - - - -	200	128 and 137 - - -	72		
17 and 26 - - -	72	129 and 136 - - -	72		
18 and 25 - - -	72	130 and 135 - - -	72		
19 and 24 - - -	72	131 and 134 - - -	72		
		132 - - - - -	28		

The SECOND LIST or SCHEDULE referred to by the foregoing Act;

CONTAINING

AN ACCOUNT of the Pews and Sitings set apart for the Use of the Poor for ever.

Number.	SITUATION.	Number of Sitings.	Value.
177 to 190 -	For Six Pews, each containing Four Sitings, on the Ground Floor, behind the Pulpit	24	£ 200 — —
83 - - - -	At one End; and	13	100 — —
180 - - - -	At the other End, contains	10	100 — —
	Seats round the Font		
	GALLERY:		
	North-west Angle Bench	41	240 — —
	The Centre, behind the Organ, on Benches	37	
	South-west Angle, on Benches	39	
	Pews on South Side of the GALLERY:		
1 and 2 -	Each containing Five Sitings	10	64 — —
3 and 4 -	Each containing Three Ditto	6	40 — —
55 - - - -	Contains	6	40 — —
56 - - - -	Ditto	6	40 — —
57 and 58 -	Ditto, each Five Sitings	10	65 — —
60 - - - -	Ditto	6	32 — —
61 - - - -	Ditto	7	50 — —
62 - - - -	Ditto	8	57 — —
63 and 72 -	Each Five Sitings	10	87 12 10
6 - - - -	Contains	6	40 — —
7 - - - -	Ditto	5	32 — —
8 and 9 -	Each Three Sitings	6	40 — —
117 - - - -	Contains Four	4	32 — —
126 - - - -	Ditto	5	32 — —
127 - - - -	Ditto	8	57 — —
128 - - - -	Ditto	6	50 — —
129 - - - -	Ditto	5	32 — —
131 - - - -	Ditto	6	31 — —
132 - - - -	Ditto	5	36 — —
133 and 134	Each Six Sitings	12	76 — —
	TOTAL -	301	1,573 12 10

The THIRD LIST or SCHEDULE referred to by the foregoing Act;

CONTAINING

AN ACCOUNT of all the Pews and Seats in the said Church, save the Pews and Sitings contained or set down in the First and Second Schedules to this Act annexed.

Numbers.	Rent.	Numbers.	Rent.
GROUND FLOOR NUMBERS.			
	£ s. d.		£ s. d.
6 and 15	1 19 11	87	4 6 4
7 and 14	1 19 11	Half 88	2 3 2
8 and 13	1 19 11	Half 88	2 3 2
9 and 12	1 19 11	89	4 6 4
10	— 15 6	91	4 6 4
11	— 15 6	92	4 6 4
27	5 10 8	93	4 6 4
28 and 37	1 19 11	94	3 19 9
29 and 36	1 19 11	95	1 14 4
30 and 35	1 19 11	96	1 14 4
31 and 34	1 19 11	97	1 14 4
32	— 15 6	98	1 8 9
33	— 15 6	101	1 13 2
39 and 48	1 19 11	102	— 15 6
40 and 47	1 19 11	103	— 15 6
41 and 46	1 19 11	104	— 15 6
42 and 45	1 19 11	105	4 19 7
44	— 15 6	106 and 115	1 19 11
49	5 5 2	107	— 19 11
50 and 59	1 19 11	108	— 19 11
51 and 58	1 19 11	109 and 112	1 19 11
52	— 19 11	119	— 15 6
53	— 19 11	111	— 15 6
54	— 15 6	113	— 19 11
55	— 15 6	114	— 19 11
56	— 19 11	116	5 5 2
57	— 19 11	117 and 126	1 19 11
60	4 19 7	118 and 125	1 19 11
61	— 15 6	119 and 124	1 19 11
62	— 15 6	120 and 123	1 19 11
63	— 15 6	121	— 15 6
64	1 13 2	122	— 15 6
65 and 100	1 14 4	127	5 10 8
66 and 99	2 5 11	133	— 15 6
67	1 8 9	Half 138	2 15 4
68	1 14 4	Half 138	2 15 4
69	1 14 4	139 and 148	1 19 11
70	1 14 4	140 and 147	1 19 11
71	3 19 9	141 and 146	1 19 11
72	4 6 4	142 and 145	1 19 11
73	4 6 4	143	— 15 6
74	4 6 4	144	— 15 6
76	4 6 4	149	5 10 8
Half 77	2 3 2	150 and 159	1 19 11
Half 77	2 3 2	151 and 158	1 19 11
78	4 6 4	152 and 157	1 19 11
79	2 5 11	153 and 156	1 19 11
80	1 2 2	154	— 15 6
81	1 2 2	155	— 15 6
82	1 7 8	160	4 19 7
84	2 3 2	161	— 15 6
85	2 5 11	162	— 15 6
86	2 3 2	163	— 15 6

(continued)

[Local.]

16 M

Numbers.	Rent.	Numbers.	Rent.
GROUND FLOOR NUMBERS—continued.			
	£ s. d.		£ s. d.
164 - - - -	1 13 2	191 - - - -	— 18 3
165 - - - -	1 2 2	192 - - - -	1 1 —
166 - - - -	1 1 —	193 - - - -	1 7 8
167 - - - -	1 2 2	194 - - - -	1 7 8
168 - - - -	1 7 8	195 - - - -	1 2 2
169 - - - -	1 7 8	196 - - - -	3 6 5
170 - - - -	3 6 5	197 - - - -	3 6 5
171 - - - -	3 1 11	198 - - - -	1 7 8
172 - - - -	1 2 2	199 - - - -	1 7 8
173 - - - -	1 1 —	200 - - - -	1 1 —
174 - - - -	1 2 2	201 - - - -	1 1 —
175 - - - -	1 2 2	202 - - - -	1 3 3
176 - - - -	1 2 2	203 - - - -	2 13 8
181 - - - -	— 18 3	204 - - - -	2 1 6
182 - - - -	1 2 2	205 - - - -	2 1 6
183 and 184 - - - -	2 19 —	206 - - - -	2 1 6
185 - - - -	2 1 6	207 - - - -	2 1 6
186 - - - -	1 15 9		
187 - - - -	2 13 8		
		GROUND FLOOR - £	284 4 —

GALLERY NUMBERS.

1 - - - -	2 4 10	44 - - - -	2 7 7
2 - - - -	2 7 7	45 - - - -	2 4 10
3 - - - -	5 1 10	46 - - - -	2 4 10
4 - - - -	2 7 7	47 - - - -	2 7 7
5 - - - -	2 4 10	48 - - - -	5 1 10
6 - - - -	2 4 10	49 - - - -	2 7 7
7 - - - -	2 7 7	50 - - - -	2 4 10
8 - - - -	4 13 —	51 - - - -	2 3 2
9 - - - -	1 11 6	52 - - - -	1 17 —
10 - - - -	1 9 11	53 - - - -	1 17 —
11 - - - -	1 9 11	54 - - - -	— 17 8
12 - - - -	1 11 6	64 - - - -	— 17 8
Half 13 - - - -	2 1 9	65 - - - -	1 1 —
Half 13 - - - -	2 1 9	66 - - - -	1 7 8
14 - - - -	1 11 6	69 - - - -	1 7 8
15 - - - -	1 9 11	67 and 68 - - - -	2 9 3
16 - - - -	1 9 11	70 - - - -	1 1 —
17 - - - -	1 11 6	71 - - - -	1 17 8
18 - - - -	4 3 7	73 - - - -	1 6 6
19 - - - -	1 11 6	74 - - - -	1 11 —
20 - - - -	1 9 11	75 - - - -	— 18 3
21 - - - -	1 9 11	76 - - - -	— 18 3
22 - - - -	1 11 6	77 - - - -	1 19 10
23 - - - -	4 5 9	78 - - - -	1 4 4
24 - - - -	1 13 2	79 - - - -	1 4 4
25 - - - -	1 9 11	80 - - - -	2 3 1
26 - - - -	1 8 2	81 - - - -	1 4 4
27 - - - -	1 13 2	82 - - - -	1 4 4
Half 28 - - - -	1 19 10	83 - - - -	2 19 9
Half 28 - - - -	1 17 8	84 - - - -	1 4 4
29 - - - -	1 11 6	85 - - - -	1 4 4
30 - - - -	1 9 11	86 - - - -	3 6 5
31 - - - -	1 9 11	87 - - - -	1 7 8
32 - - - -	1 11 6	88 - - - -	1 2 8
33 - - - -	4 3 7	89 - - - -	1 2 8
34 - - - -	1 11 6	90 - - - -	1 4 4
35 - - - -	1 9 11	91 - - - -	1 1 —
41 - - - -	1 9 11	93 - - - -	1 6 6
42 - - - -	1 11 6	94 - - - -	1 8 2
43 - - - -	4 13 —	95 - - - -	1 8 2

(continued)

Numbers.	Rent.	Numbers.	Rent.
GALLERY NUMBERS—continued.			
96 - - -	£ 1 6 6	124 - - -	£ 1 1 —
97 - - -	1 4 4	125 - - -	— 17 8
98 - - -	1 1 —	135 - - -	1 11 —
99 - - -	1 2 8	136 - - -	2 2 1
100 - - -	1 4 4	137 - - -	2 3 3
101 - - -	1 2 8	138 - - -	2 3 3
102 - - -	1 4 4	Half 156 - - -	1 19 10
103 - - -	1 6 6	Half 156 - - -	1 19 10
104 - - -	1 4 4	157 - - -	1 9 11
105 - - -	1 6 6	158 - - -	1 8 2
106 - - -	2 19 9	159 - - -	1 9 11
107 - - -	1 4 4	160 - - -	1 13 2
108 - - -	1 4 4	Half 161 - - -	2 4 3
109 - - -	2 13 1	Half 161 - - -	2 4 3
110 - - -	1 4 4	162 - - -	1 4 4
111 - - -	1 4 4		
112 - - -	1 19 10		
113 - - -	— 18 3	GALLERY - - -	215 16 —
114 - - -	— 18 3	GROUND FLOOR -	284 4 —
115 - - -	1 11 —		
116 - - -	1 6 6		
118 - - -	— 17 8		
119 - - -	1 1 —		
120 and 123 -	2 15 4	TOTAL - £	500 — —
121 and 122 -	2 9 3		

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1816.

