



ANNO SEPTIMO & OCTAVO

GEORGIIV. REGIS.

Cap. xcii.

An Act for erecting and endowing a Chapel of Ease
in the Parish of *Wisbech Saint Peter's* in the *Isle
of Ely* in the County of *Cambridge*:

[14th June 1827.]

WHEREAS the Parish of *Wisbech Saint Peter's* in the *Isle
of Ely* in the County of *Cambridge* hath of late Years
considerably increased in Population, and the present
Parish Church is inadequate to the Accommodation of the Inhabitants
of the said Parish; and the Erection and Endowment of a Chapel of
Ease in the Town of *Wisbech* in the said Parish, for the Performance
and Celebration of Divine Service therein according to the Rites and
Ceremonies of the Church of *England*, would be a Work of great
Benefit to the Inhabitants of the said Parish, and of general and public
Utility: And whereas a Contract has been lately entered into by certain
Inhabitants of the said Town, for the Purchase, from the Devises of
the late *Frances Taylor* Widow, deceased, of a Piece or Parcel of
Ground situate in the Town of *Wisbech* aforesaid, in a Field hereto-
fore called *Sandyland*, as a Site for a Chapel of Ease in the said Town,
in Trust for the Purposes of such said Chapel: And whereas the said

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Parish

Trustees.

Parish of *Wisbech Saint Peter's* is in the Diocese of *Ely*, and the Reverend *Abraham Jobson* Doctor in Divinity is Vicar of the said Parish, and the Right Reverend *Bowyer Edward* Lord Bishop of *Ely* is, in Right of his See, Patron of the said Vicarage: And whereas the said *Abraham Jobson* hath proposed and agreed to endow the said Chapel of Ease with a suitable Provision for the Minister of the said Chapel: And whereas the said Chapel of Ease cannot be erected and maintained, and the said Endowment thereof cannot be carried into Effect, 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 the Vicar of the Parish of *Wisbech Saint Peter's* aforesaid for the Time being, the Minister of the Chapel intended to be erected under the Authority of this Act for the Time being, and the several Persons, Companies, and Bodies Corporate who have respectively before the passing of this Act subscribed or engaged to advance or contribute, or who shall respectively after the passing of this Act subscribe or engage to advance or contribute the Sum of Fifty Pounds of lawful *English* Money, or upwards, for the Purposes of this Act, or their respective Executors, Administrators, Successors, or Assigns, standing in their respective Places, and entitled to the Benefit of their respective Certificates, as herein-after mentioned, until the several Sums of Money which shall have been so advanced or contributed by them respectively shall have been wholly repaid to them respectively, with Interest in respect thereof, as herein-after mentioned, under the Provisions herein-after contained; and when and so soon as the said several Sums of Money which shall have been so advanced or contributed as aforesaid shall have been wholly repaid, with Interest as aforesaid; then and thenceforth the said Vicar for the Time being, and the several Proprietors for the Time being of One or more entire Pew or Pews, or Five or more single Sittings, in the Chapel intended to be erected under the Authority of this Act, shall be and they are hereby severally appointed Trustees for the Time being of and for a Chapel of Ease to be erected in the Town of *Wisbech* aforesaid, by the Denomination of "The Trustees of *Wisbech* Chapel of Ease."

Power for Trustees to ratify Contract already made for a Site for the Chapel; or to purchase another Site, if thought more eligible.

II. And be it further enacted, That it shall be lawful for the said Trustees of the said Chapel of Ease, by any Order or Orders to be made at any Meeting or Meetings of the said Trustees to be holden under the Authority of this Act, to ratify and confirm the said Contract so entered into for the Purchase of the said Piece or Parcel of Ground in the Town of *Wisbech* aforesaid, late of the said *Frances Taylor* deceased, and such Conveyance or Conveyances as shall have been made in pursuance thereof, and with and out of the Monies to be received by the said Trustees under the Authority of this Act, to pay the Purchase Money for the same Piece or Parcel of Ground, and the Charges and Expences attending the Purchase and Conveyance thereof; and also that it shall be lawful for the said Trustees, by or pursuant

pursuant to any such Order or Orders as aforesaid, to contract with any Person or Persons, or Body or Bodies whomsoever, for the absolute Purchase in Fee Simple in Possession of any other Land or Ground whatsoever in the Town of *Wisbech* aforesaid, not exceeding Three Acres in the whole, with or without any Buildings thereon, which they the said Trustees may think more convenient and eligible than the said Piece or Parcel of Ground so already purchased as aforesaid for the Site of the said Chapel, and with and out of the Monies to be received by the said Trustees under the Authority of this Act, to pay the Purchase Money for such other Land or Ground, and the Charges and Expences attending the Purchase and Conveyance thereof; and also that it shall be lawful for the said Trustees to take a Conveyance or Conveyances of the said respective Premises, or any of them, with the Appurtenances thereto respectively belonging, from the several Persons and Parties having any Estate or Interest in the said Premises respectively, to them the said Trustees, of the said Chapel, and their Successors and Assigns, in Trust for the several Purposes of this Act, according to the true Intent and Meaning hereof, in the Form prescribed by this Act for the Conveyance of any Land, Ground, Tenements, Hereditaments, or Premises to the said Trustees, or in such other Form as to the said Trustees shall seem advisable; and that every such Conveyance shall from the Time of the Execution thereof be valid and effectual to vest the Hereditaments and Premises which shall be thereby conveyed, or expressed or intended to be conveyed, with the Appurtenances thereunto belonging, and the Fee Simple and Inheritance thereof in Possession, in the said Trustees and their Successors for ever, in Trust for the several Purposes of this Act, according to the true Intent and Meaning hereof; any Law of Mortmain, or any other Law, Statute, or Usage, to the contrary thereof notwithstanding.

III. Provided always, and be it further enacted, That if the said Trustees shall think it expedient to purchase any such other Land or Ground as aforesaid for the Site of the said Chapel, then and in such Case it shall be lawful for them the said Trustees, with the mutual Consent of the several Parties to the said Contract so already entered into for the Purchase of the said Piece or Parcel of Ground, late of the said *Frances Taylor* deceased, as aforesaid, and upon such Terms and Conditions as shall be agreed upon between the said Trustees and such several Parties, to vacate, cancel, and annul the said last-mentioned Contract, and any Conveyance or Conveyances, or other Deed or Deeds, or Instrument or Instruments, which shall have been made or executed in pursuance thereof, and then and in such Case, and with such Consent as aforesaid, the same last-mentioned Contract, Conveyances, Deeds, and Instruments, and every of them, shall thenceforth become and be null and void to all Intents and Purposes whatsoever; and that in case the several Parties to the said last-mentioned Contract shall not mutually consent to vacate, cancel, and annul the same, then and in such last-mentioned Case it shall be lawful for the said Trustees, and they are hereby empowered, if and as they shall see fit, absolutely to make sale and dispose

If another Site be purchased, the Contract for Site already purchased may be vacated, or the Land resold.

of

of the said Piece or Parcel of Ground and Premises so already purchased as aforesaid, with the Appurtenances thereto belonging; and for completing any such Sale the said Trustees, or any Five or more of them, are hereby authorized and empowered to make and execute any Conveyance or Conveyances of the said Piece or Parcel of Ground and Premises, with the Appurtenances, unto the Purchaser or respective Purchasers thereof, and his, her, or their respective Heirs and Assigns for ever, or in such Manner as such Purchaser or Purchasers shall direct; and every such Conveyance as last aforesaid shall be deemed sufficient in Law to vest the Premises thereby expressed to be conveyed in such Purchaser or Purchasers, and his, her, or their respective Heirs and Assigns, or in his, her, or their respective Trustee or Trustees, to whom the same shall be respectively conveyed; and that the Receipt of the Treasurer of the said Trustees, for the Money which shall be produced by every or any such last-mentioned Sale, and shall be paid into his Hands, shall be a sufficient Discharge for such Money to all Persons whomsoever, and that the Person or Persons who shall have paid or been liable to pay such Money shall not, after taking such Receipt, be accountable for the Application, or for any Loss or Misapplication of the said Money or any Part thereof.

Incapacitated Persons may sell, and Lords of Manors enfranchise Lands. &c.

IV. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, and Collegiate, and for all Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees of or for Lunatics and Idiots, and all other Trustees whomsoever, not only for and on behalf of themselves, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and also for all Femes Covert who are or shall be seised in their own Right, and for all Persons, whether Tenants for Life or in Tail, General or Special; or for Years determinable on any Life or Lives, and for all and every Person and Persons whomsoever who is or are or shall be seised, possessed of, or interested in any Lands, Grounds, Tenements, or Hereditaments which it may be desirable for the said Trustees of the said Chapel to purchase for the Purposes of this Act, to treat and agree with the said last-mentioned Trustees, or any Five or more of them, for the absolute Sale to them of any Land or Ground, with or without any Buildings thereon, not exceeding the Quantity herein-before mentioned, in the Town of *Wisbech* aforesaid, and to convey the same to the said Trustees of the said Chapel, and their Successors for ever, for the Purposes of this Act; and it shall and may be lawful for the Lord or Lords of any Manor or Manors, at the Request of the Trustees of the said Chapel, to enfranchise any Buildings, Lands, Tenements, or Hereditaments holden thereof respectively, which may be purchased or contracted to be purchased, or may be surrendered or conveyed to the said Trustees under the Authority of this Act, for the Site of the said Chapel (in lieu of the Site so already purchased as aforesaid), or any Part or Parts thereof, and for that Purpose to make, do, and execute such

such Acts, Deeds, and Assurances as may be deemed necessary in that Behalf; and from and after any such Enfranchisement, the said Buildings, Lands, Tenements, and Hereditaments so to be enfranchised as aforesaid, shall be thenceforth exonerated and absolved from all future Fines, Rents, Duties, Customs, and Services to be paid or performed in respect thereof to such Lord or Lords, and be thenceforth held and enjoyed as Freehold of Inheritance in Fee Simple; and that such Compensation shall be made by the said Trustees of the said Chapel for the Enfranchisement of the said Buildings, Lands, Tenements, and Hereditaments, as shall be agreed upon between the Lord or Lords of the said Manor and the Trustees of the said Chapel; and that the Amount of such Compensation shall be paid and applied in such and the same Manner in all respects as in and by this Act is directed concerning the Payment and Application of any Monies agreed to be paid by the said Trustees of the said Chapel, under the Authority of this Act, for the Purchase of any Lands, Grounds, Tenements, or Hereditaments which shall belong to any Body Corporate, Ecclesiastical, or Civil, Corporation Aggregate or Sole, Feoffee in Trust, Guardian, Committee, or other Trustee, or any Feme Covert or other incapacitated Person; and that all Contracts, Sales, and Conveyances, Acts, Deeds, and Assurances, which shall be so made, shall be valid and effectual to all Intents and Purposes, any Law, Statute, Usage, or other Matter or Thing to the contrary thereof in anywise notwithstanding; and all such Bodies, Corporations, Trustees, Feoffees, Executors, Administrators, Guardians, Committees, and Husbands respectively, and all other Persons, shall be and they are hereby indemnified for what they shall do by virtue or in pursuance of this Act; and it shall be lawful for the said Trustees of the said Chapel, and their Successors and Assigns, to hold all such last-mentioned Land or Ground, Hereditaments and Premises, so to be purchased by and conveyed to them and enfranchised as aforesaid, without incurring or being subject to any of the Penalties and Forfeitures of the Statutes of Mortmain or of any other Law or Statute whatsoever.

V. And be it further enacted, That upon Payment of the Money so contracted or agreed to be paid by the said Trustees of the said Chapel, for the Purchase of any such Land or Ground, Tenements, Hereditaments, or Premises, as aforesaid, or for the Purchase of any Estate or Interest therein, to the Party or Parties respectively entitled to such Money or Monies, such Person or Persons shall make and execute, or procure to be made and executed, all such Conveyances and Assurances in the Law to the said Trustees, and their Successors and Assigns, in Trust for the Purposes of this Act, as shall be deemed requisite; and upon any such Conveyance or Assurance of any such Land or Ground, Tenements, Hereditaments, or Premises, as aforesaid, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, in Law and Equity, of the Person or Persons respectively to whom or for whose Use any such Money shall be paid, in, to, or out of such Land or Ground, Tenements, Hereditaments, or Premises, shall vest in the said Trustees of the said Chapel, and their Successors

On Payment of Money, Premises to be conveyed, and to vest in the Trustees.

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and Assigns for ever, for the Use and Purposes of this Act; and that every such Conveyance and Assurance may be in the Form or to the Effect following; (that is to say,)

Form of
Conveyance.

‘ I *A.B.* of _____ in consideration of the Sum of
 ‘ _____ paid to me by the Trustees of the *Wisbech* Chapel
 ‘ of Ease, acting under and by virtue of an Act of Parliament passed
 ‘ in the Eighth Year of the Reign of King *George* the Fourth, intituled
 ‘ [*here set forth the Title of this Act*], do hereby grant and convey to
 ‘ the said Trustees, and their Successors and Assigns, all [*here describe*
 ‘ *the Premises*] together with all and singular the Appurtenances
 ‘ thereto belonging, and also all my Right, Title, and Interest to and
 ‘ in the same Premises, and every Part thereof; to hold the same to
 ‘ the said Trustees and their Successors and Assigns for ever, in
 ‘ Trust for the several Purposes and Provisions of the said Act of
 ‘ Parliament, and according to the true Intent and Meaning thereof.
 ‘ In witness whereof I have hereunto set my Hand and Seal, the
 ‘ _____ Day of _____ in the Year of our Lord
 ‘ _____

On Convey-
ance of
Premises,
the Trustees
to be in
Possession.

VI. And be it further enacted, That immediately after the Execution of any such Conveyance or Assurance as aforesaid, the said Trustees of the said Chapel shall be deemed in Law to be in the actual Seisin or Possession of the Land or Ground, Tenements, Hereditaments, and Premises thereby granted and conveyed, or expressed so to be, and of all and singular the Appurtenances thereto belonging, to all Intents and Purposes whatsoever, as fully and effectually as if the Person or Persons having an Estate in the Premises had actually conveyed the same by Lease and Release, Bargain and Sale inrolled, Feoffment with Livery of Seisin, Fine, Common Recovery, Surrender, or any other Conveyance or Assurance in the Law whatsoever; and such Payment of the Purchase Money for the same as aforesaid shall not only bar all Right, Title, Interest, Claim, and Demand of the Person or Persons to whom or for whose Use such Payment shall have been made as aforesaid, but also shall extend to and be deemed and construed to extend to bar the Dower of the Wife of every or any such Person, and all Estates Tail and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Estates and Interests of the Issue of every such Person, and of all other Persons whomsoever, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law.

Application
of Purchase
Money if
amounting
to 200*l.*

VII. And be it further enacted, That if any Money shall be agreed to be paid by the said Trustees of the said Chapel, under the Authority of this Act, for the Purchase of any Lands, Grounds, Tenements, or Hereditaments which shall belong to any Body Corporate, Ecclesiastical or Civil, Corporation Aggregate or Sole, Feoffee in Trust, Guardian, Committee, or other Trustee, or to any Feme Covert or other incapacitated Person, or to any Person or Persons seised for Life or Lives, or of or for any Estate in strict or other Settlement, such Money, in case the same shall amount to or exceed the Sum

of Two hundred Pounds, shall with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the Trustees of the *Wisbech* Chapel of Ease, pursuant to the Method prescribed by an Act of the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court*, in that Behalf, and the General Orders of the said Court, without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by some Order to be made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Grounds, Tenements, or Hereditaments, in the Purchase of Land Tax, or in or towards the Discharge of any Debt or other Incumbrance affecting the same Lands, Grounds, Tenements, or Hereditaments, or any other Lands, Grounds, Tenements, or Hereditaments standing settled therewith, or to or for the same or the like Uses, Trusts, or Purposes; or otherwise that such Money shall be laid out and invested, under and with the like Direction and Approbation of the said Court, to be signified in the like Manner, in the Purchase of any other Lands, Grounds, Tenements, or Hereditaments, to be conveyed and settled to and for such and the like Uses, Trusts, and Purposes, and in the same Manner as the Lands, Grounds, Tenements, and Hereditaments which shall have been so purchased by the said Trustees as aforesaid stood settled or limited before the Sale thereof to the said Trustees, or such of them as shall at the Time be existing undetermined and capable of taking effect; and in the meantime, and until any such last-mentioned Purchase shall be made, the said Money shall, by some Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for any of the Purposes aforesaid, the Dividends and Annual Produce thereof shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, Tenements, or Hereditaments so hereby directed to be purchased as last aforesaid, in case such Purchase, and such Settlement in pursuance thereof as aforesaid, had been made.

VIII. And be it further enacted, That if any such Money so agreed to be paid by the said Trustees of the said Chapel for the Purchase of any Lands, Grounds, Tenements, or Hereditaments belonging to any Corporation, or to any Person under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in such Case the same shall, at the Option of the Person or Persons for the Time being entitled

Where less than 200*l.* and exceeding 20*l.*

1 G. 4. c. 35.

entitled to the Rents and Profits of the Lands, Grounds, Tenements, or Hereditaments so purchased as aforesaid, or of his, her, or their Guardian or Guardians, Committee or Committees, or Trustee or Trustees, to be signified in Writing under his, her, or their respective Hand or Hands, be paid into the Bank of *England*, with the Privity and in the Name of the said Accountant General of the Court of Exchequer, and be there placed to his Account as aforesaid, in order that the same may be applied in the Manner herein-before directed; or otherwise the same shall, at the like Option, be paid to Two Trustees, to be nominated by the Person or Persons making such Option, and approved by any Five or more of the Trustees of the said Chapel, such Nomination and Approval to be signified in Writing under the Hands of the nominating and approving Parties, in order that the said last-mentioned Money, and the Dividends arising thereon, may be applied in the Manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

Where not exceeding 20*l.*

IX. And be it further enacted, That if any such Money so agreed to be paid as aforesaid shall not exceed the Sum of Twenty Pounds, then and in such Case the same shall be applied by the said Trustees of the said Chapel to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, Tenements, or Hereditaments which shall be so purchased by the said Trustees as aforesaid, in such Manner as the said Trustees of the said Chapel shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, or Trustee or Trustees, for the Use and Benefit of such Person or Persons so entitled as aforesaid, in such Manner as the said Trustees of the said Chapel shall think fit.

Persons in Possession presumptively entitled.

X. And be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, in pursuance of this Act, or to any Bank Annuities to be purchased therewith, or to the Dividends of any such Bank Annuities, the Person or Persons who shall have been in Possession of the Lands, Grounds, Tenements, or Hereditaments, from the Sale whereof such Money shall have arisen or been produced, at the Time of such Sale thereof, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Grounds, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court; and the Bank Annuities to be purchased with such Money, and the Dividends thereof, shall be paid, applied, and disposed of accordingly, unless it shall be made to appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Grounds, Tenements, or Hereditaments, or to some immediate Estate or Interest therein.

XI. And

XI. And be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Body or Bodies, entitled to any Lands, Grounds, Tenements, or Hereditaments which shall be purchased by the said Trustees of the said Chapel under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, and to be applied in the Purchase of any other Lands, Grounds, Tenements, or Hereditaments, to be settled to the same or the like Uses in pursuance of this Act, it shall be lawful for the said Court to order all or any Part of the Expences of any such last-mentioned Purchase, and of the Charge of obtaining such Order, to be paid by the said Trustees of the said Chapel, who shall from Time to Time pay such Expences and Charges, or such Part thereof as the said Court shall direct.

The Court may order reasonable Expences of Purchases to be paid by the Trustees.

XII. And be it further enacted, That the said Trustees of the said Chapel of Ease shall have full Power and Authority, and they are hereby required, with and by means of the Monies to be advanced or contributed for the Purposes of this Act as herein-after mentioned, to erect or cause to be erected in some convenient Part of the said Town of *Wisbech*, either on the Site so already purchased as aforesaid, or on some other Site to be purchased or provided by the said Trustees for that Purpose under the Authority of this Act, a Chapel of Ease to the Parish Church of the said Parish of *Wisbech Saint Peter's*, for the Performance of Divine Worship in the said Chapel according to the Rites and Usage of the Church of *England*, and to make or cause to be made Vaults for the Interment of the Dead under the Floor of the said Chapel, and a Cemetery or Burial Ground adjoining thereto, and all such Offices, Approaches, and Fences to the same as they shall deem necessary and expedient, and to provide, erect, fix, and place, or cause to be provided, erected, fixed, and placed, such Galleries, Pews, Seats, Bells, Lamps, Organ, Fixtures, Conveniences, Ornaments, Appendages, and Appurtenances, for, in, and about the said Chapel, and to fit up and furnish the same in such Manner as they shall deem expedient and proper, and to do and execute, or cause to be done and executed, all such other Works, Matters, and Things as they shall from Time to Time think necessary and proper for making and maintaining the said Chapel of Ease as a fit and proper Place for the Celebration of Divine Worship therein, according to the Rites and Usage aforesaid, and for the convenient Use and Enjoyment thereof.

Power for the Trustees to erect a Chapel.

XIII. Provided always, and be it further enacted, That the said Trustees shall provide and appropriate One Pew in the said intended Chapel for the Use of the Minister thereof for the Time being and his Family, and One other Pew therein for the Use of the Chapel-wardens thereof for the Time being, and shall also provide and allot free and open Sitings for not less than Three hundred Persons in some convenient Part of the said Chapel, which shall at all Times thereafter be used and enjoyed as free and open Sitings for all Persons, without Distinction, who shall be desirous of using

Particular Sitings to be provided.

[*Local.*]

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the same during the Time of Divine Service in the said Chapel, without any Fee or Charge to be paid by any of such Persons for the same!

Plan of Chapel to be laid before the Bishop of the Diocese.

XIV. Provided also, and be it further enacted, That previous to the Erection of the said intended Chapel the said Trustees shall cause a Plan or Plans thereof, and of the Pews and Sittings therein, and of the Vaults and Cemeteries thereof, and of the Approaches thereto; to be made and laid before the Lord Bishop of the Diocese of *Ely* for the Time being, and shall cause the said Chapel, Pews, Sittings, Vaults, and Cemeteries to be erected and made as nearly as may be in conformity with the said Plan or Plans, if the same shall be approved by the said Lord Bishop, or with such Alterations thereinas he shall direct.

Chapel, Pews, &c., vested in the Trustees.

XV. And be it further enacted, That the said intended Chapel, and the Land or Ground whereon the same shall be erected, and lying under the same and adjoining thereto, with all and singular the Appurtenances thereto respectively belonging, and all the Pews, Seats, Galleries, and Fixtures which shall be made, erected, and affixed, put, or placed in the said Chapel, and all the Vaults within and under the same, with their respective Appurtenances, and all the Goods and Effects of and belonging to the said Chapel and Vaults, and Land or Ground, shall be and the same are hereby absolutely vested in the said Trustees of the said Chapel, and their Successors for ever, for the Purposes of this Act; and that all the said Pews, Seats, and Vaults shall be marked with and distinguished by Numbers or Figures to be painted on the respective Doors or other conspicuous Parts thereof.

Chapel not to be subject to parochial Charges.

XVI. And be it further enacted, That neither the said intended Chapel; nor the said Land or Ground whereon the same shall be erected, or lying under the same or adjoining thereto, nor any of the Vaults, Pews, Sittings, Goods, or Effects therein or belonging thereto, nor any of the Rents, Profits, Fees, or Proceeds of the same or any of them, nor any Person in respect thereof, or in respect of any Salary, Fees, or Profits to be derived therefrom respectively, shall be subject or liable to be assessed to the Relief of the Poor, or to the Repairs of the Church or Highways, or to any parochial Charge, Rate, or Assessment whatsoever, or to any Tithes or other Ecclesiastical Dues whatsoever, in respect of the same or any of them; any Law, Statute, or Usage to the contrary notwithstanding.

Power to give Donations and advance Subscriptions.

XVII. And be it further enacted, That it shall be lawful for any Person or Persons, and for any Body or Bodies Politic, Corporate, or Collegiate, to give to the said Trustees of the said Chapel any Sum or Sums of Money by way of Donation, and also to advance or contribute to the said Trustees any Sum or Sums of Money by way of Subscription for and towards carrying into Effect the Purposes and Provisions of this Act; all which Donations and Subscriptions shall

shall be paid, by the respective Persons and Bodies giving and advancing or contributing the same respectively, to the Treasurer of the said Trustees, to be appointed by them in the Manner herein-after mentioned; and shall be applied and disposed of by the said Trustees for and towards carrying into Effect the several Purposes and Provisions of this Act: Provided nevertheless, that such Subscriptions shall not in the Aggregate exceed in Amount the Sum of Ten thousand Pounds.

XVIII. And be it further enacted, That all and every Person and Persons, and Body and Bodies, who hath or have already engaged or agreed to advance or contribute, or who shall hereafter engage or agree to advance or contribute, any Sum or Sums of Money for and towards the Purposes of this Act, shall and they are hereby severally required to pay the several Sums of Money which have been or shall be by them respectively engaged or agreed to be advanced or contributed as aforesaid, at such Time or Times, and by such several Instalments, and in such Manner, and to such Person or Persons as the said Trustees of the said Chapel shall, at any Meeting or Meetings to be holden by them in pursuance of this Act, order and direct; and if any such Person or Body shall refuse or neglect to pay any such Sum or Sums of Money as aforesaid, according to the Order or Direction of the said Trustees, the same Sum or Sums of Money respectively shall and may be recovered by the said Trustees by Action of Debt, to be brought against such Person or Body respectively in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Pleas of the said *Isle of Ely*.

Subscribers
to pay their
Subscrip-
tions.

XIX. And be it further enacted, That every Person and Body advancing or contributing any Sum or Sums of Money for the Purposes of this Act as aforesaid, shall, upon the Payment to the Treasurer for the Time being of the said Trustees of the full Amount of such Sum or Sums of Money respectively, and of all Charges and Expences which shall be incurred or sustained by the said Trustees of the said Chapel by reason of any Default in the Payment of such Sum or Sums of Money, and of all Damages and Costs which shall be awarded or directed to be paid by such Person or Body making such Default as aforesaid, in any Action or Suit which shall be brought, commenced, or prosecuted by the said Trustees, or by the Chapelwardens for the Time being of the said Chapel, or by any other Person or Persons on behalf of the said Trustees, for recovering or compelling Payment of such Sum or Sums of Money respectively, or any Part thereof, under the Provisions of this Act, and upon the Production of the Receipt of the said Treasurer for the Amount of such Sum or Sums of Money, Charges, Expences, Damages, and Costs respectively, shall be entitled to receive from the said Trustees, who are hereby authorized and required thereupon to give and deliver to any such Person or Body respectively, upon Payment of a Fee of One Shilling for the same to the Clerk of the said Trustees, a Certificate under the Hands of Five of the said Trustees, in the Form or to the Effect following:

Certificate to
be granted
on Payment
of Subscrip-
tions.

• *Wisbech*

‘ *Wisbech* Chapel of Ease.

‘ Certificate, No.

Form of
Certificate.

‘ WE, of the Trustees of the Chapel of Ease in the
‘ Town of *Wisbech* in the *Isle of Ely*, do hereby certify, That
‘ hath advanced and contributed
‘ the Sum of for the Purposes of the said Chapel,
‘ and hath paid the same to the Treasurer of the said Trustees, and
‘ is entitled to the Benefit of this Certificate. Dated the
‘ Day of One thousand eight hundred and twenty .’

Which said Certificate, and the Benefit thereof, shall be transmissible, and may be assigned and disposed of by the Person or Body therein named, and his, her, or their Executors, Administrators, Successors, and Assigns, from Time to Time, as and in the Nature of Personal Property; and the Assignee thereof from Time to Time, having procured his Name and the Assignment to him, or the Means whereby he became possessed thereof, to be entered in the Books of the said Trustees, shall thenceforth be entitled to hold and enjoy the said Certificate and all Benefit thereof, and the Sum of Money therein mentioned to have been advanced and contributed, or so much thereof as shall not have been repaid, and all Interest then due and to grow due for the same: Provided always, that nothing herein contained shall be construed as determining the Title of or to any such Certificate, or the Benefit or Advantage thereof.

Chapel to be
consecrated,
and to be
subject to the
Jurisdiction
of the Bishop.

XX. And be it further enacted, That when and so soon as the said intended Chapel shall have been erected and fitted up and furnished with all Things necessary for the Purposes of Divine Worship, it shall be lawful for the Lord Bishop of the Diocese of *Ely* for the Time being, and he is hereby authorized and empowered, to consecrate the said Chapel, to be for ever thereafter a Chapel of Ease to the Parish Church of *Wisbech Saint Peter's* aforesaid, by the Name of “ The *Wisbech* Chapel of Ease,” and the said Chapel shall thenceforth be a Perpetual Cure and Benefice, and shall for ever thereafter be subject to the ordinary Jurisdiction and Visitation of the Lord Bishop of the Diocese of *Ely* for the Time being, and Divine Service shall from Time to Time be performed therein according to the Rites and Ceremonies of the Church of *England* as by Law established, by the Minister thereof, to be from Time to Time nominated and appointed in the Manner by this Act directed, or by some other Person duly qualified and authorized in that Behalf; and that the Perpetual Advowson and Right of Patronage of and to the said Chapel shall be and are by this Act vested in the said Trustees of the said Chapel, and their Successors for ever, freed and absolutely discharged from all Rights, Interests, Claims, and Demands whatsoever of the Vicar of the Parish of *Wisbech Saint Peter's* aforesaid, and of all other Persons whomsoever, but subject to such Nomination, Appointment, and Presentation of the first and every succeeding Minister of the said Chapel as is herein-after provided for.

Trustees
empowered
to accept

XXI. And be it further enacted, That it shall be lawful for the said Trustees of the said intended Chapel for the Time being, and they are

are hereby authorized and empowered, at any Time or Times, without incurring or being subject to any of the Penalties or Forfeitures of the Statutes of Mortmain, or of any other Law or Statute whatsoever, to accept and take any immediate or future Gift, Grant, Conveyance, or other Assurance or Devise, or Gifts, Grants, Conveyances, Assurances or Devises, either in Fee or otherwise, of any Buildings, Lands, Tenements, or Hereditaments, or other Real Estate or Property, not being of greater yearly Value in the whole than the yearly Sum of Four hundred Pounds, which already may have been or which shall be hereafter made by any Person or Persons to or in Trust for the said Trustees, and any Gift, Transfer, or Bequest, or Gifts, Transfers, or Bequests, of any Money, Stocks, Funds, Securities, Goods, Chattels, Effects, or other Personal Property, which shall have been or shall be made to them the said Trustees, or to any other Person or Persons, Body or Bodies, in Trust for the Endowment of the said Chapel, or for the Establishment or Augmentation of a Salary or Stipend for the Minister thereof, or for the Discharge of any Debt or Debts, Costs, Charges, or Expences incurred in or incidental to the Purchase of the Site of the said Chapel, or in or to the Erection or Completion thereof, or for the future Maintenance, Support, Enlargement, Improvement, or Repair of the said Chapel, or for any and such other of the Purposes of this Act as shall be expressed or authorized in or by every or any such Gift, Grant, Conveyance, Assurance, Transfer, Devise, or Bequest as aforesaid; and every such Gift, Grant, Conveyance, Assurance, Transfer, Devise, and Bequest, if the same shall have been respectively made at any Time before the passing of this Act, shall take effect from and immediately after the passing of this Act, and if the same shall be respectively made at any Time after the passing of this Act, shall take effect from and immediately after the making thereof, or when and so soon as the same can thereafter take effect according to Law; and every such Gift, Grant, Conveyance, Assurance, Transfer, Devise, and Bequest may be made to the said Trustees by the Name and Description of "The Trustees of the *Wisbech* Chapel of Ease," and shall be good, valid, and effectual respectively in Law, any Law, Statute, or Usage to the contrary thereof notwithstanding.

Gifts of Real
and Personal
Property.

XXII. And be it further enacted, That it shall be lawful for the said *Abraham Jobson* or his Heirs, by any Deed or Instrument already made and executed, or which shall be hereafter made and executed, to endow the said Chapel of Ease with any Messuages, Lands, Tenements, or Hereditaments whereof he or they is, was, or shall be the Owner in Fee Simple in Possession, not being of less computed yearly Value than the yearly Sum of Two hundred Pounds, and by means of the Rents and Profits thereof to make a Provision for the Minister of the said Chapel for the Time being, and for the Purpose of such Endowment and Provision to grant and convey any Messuages, Lands, Tenements, or Hereditaments of him the said *Abraham Jobson* or his Heirs, unto the said Trustees of the said Chapel, in Trust for the Minister of the said Chapel for the Time being for ever, to the End and Intent that by means of the clear yearly Rents and

Power for
the Rev.
Dr. Jobson
to endow
the Chapel.

[Local.]

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Profits

Profits of the said Messuages, Lands, Tenements, or Hereditaments, the said Chapel may be properly and effectually endowed; and that the Deed or Deeds, or Instrument or Instruments, whereby the said *Abraham Jobson* or his Heirs hath granted and conveyed, or shall grant and convey the said Messuages, Lands, Tenements, or Hereditaments as aforesaid, being inrolled in His Majesty's High Court of Chancery within Six Calendar Months next after the passing of this Act, in case the same respectively hath or have been already made and executed, or within Six Calendar Months next after the Time of the Execution thereof, in case the same respectively shall be executed after the passing of this Act, shall, from the Time of the Execution thereof, or at and from such other Time as hath been or shall be therein expressed, be valid and effectual to vest the said Messuages, Lands, Tenements, or Hereditaments, with the Appurtenances thereto belonging, and the Fee Simple and Inheritance thereof in Possession, in the said Trustees and their Successors, in Trust as aforesaid, any Law of Mortmain, or any other Law, Statute, or Usage to the contrary thereof notwithstanding; and that any such last-mentioned Deed or Instrument, made and executed or to be made and executed as aforesaid, may be in the same Form or to the same Effect as is prescribed by this Act for the Conveyance and Assurance to the said Trustees of the said Chapel of any other Lands, Grounds, Tenements, or Hereditaments, which the said Trustees of the said Chapel are hereby empowered to purchase for any of the Purposes of this Act, or as near thereto as Circumstances will admit, or in such other Form as to the said Trustees shall seem advisable; and in such Deed or Instrument, or Deeds or Instruments, such Trusts, Powers, Provisions, and Declarations may be inserted and contained, in relation to the Premises, as shall be thought necessary or expedient in that Behalf, so that the same be respectively consistent with and conformable to the true Intent and Meaning of this Act; and that from and immediately after the Nomination and Induction of the First Minister of the said Chapel, as herein-after mentioned, the Minister of the said Chapel for the Time being shall for ever thereafter have, hold, and enjoy the said Messuages, Lands, Tenements, or Hereditaments so granted and conveyed, or to be granted and conveyed as aforesaid, with the Appurtenances thereto belonging, and receive and take the Rents and Profits thereof then due and thereafter to become due, for such and the like Estate and Interest therein, and be invested with and have and exercise such and the like Powers, Authorities, Rights, and Privileges, in all respects, in, to, over, and upon the said Messuages, Lands, Tenements, and Hereditaments, and the Rents and Profits thereof, as Parsons, Vicars, or other Ecclesiastical Bodies respectively have or may exercise by Law in, to, over, or upon any Glebe Lands belonging or appurtenant to their respective Benefices: Provided nevertheless, that the Disposition and Management of the said Messuages, Lands, Tenements, and Hereditaments, and the Rents and Profits thereof respectively in the meantime and until the Erection and Consecration of the said Chapel, shall be vested in and belong to and be had and received by the said *Abraham Jobson*, his Executors or Administrators,

nistrators, for his or their own Use, as or in the Nature of Personal Property.

XXIII. And be it further enacted, That in consideration of the said proposed Endowment by the said *Abraham Jobson*, and in case the same shall be carried into Effect by him or his Heirs, by the Means herein-before mentioned or otherwise, such Person, being in Priest's Orders, and having taken a Degree at the University of *Cambridge* or *Oxford*, as the said *Abraham Jobson* shall in that Behalf nominate by any Deed or Writing, or by his last Will and Testament in Writing, or any Codicil thereto, to be respectively executed by him in the Presence of and to be attested by Two or more Witnesses, shall be and he is hereby appointed the First Minister of the said Chapel of Ease; and in default of such Nomination, or in case the Person so to be nominated shall by any Event not be inducted into the said Chapel, that then such Person, qualified as aforesaid, as the Executors or Administrators of the said *Abraham Jobson* shall in that Behalf nominate, by any Deed or Writing to be executed by them in the Presence of and to be attested by Two or more Witnesses, shall be and he is hereby appointed the First Minister of the said Chapel of Ease; and in case the said *Abraham Jobson* or his Executors or Administrators shall, for the Space of Three Calendar Months next after the Consecration of the said intended Chapel, fail to nominate any such Person (qualified as aforesaid) to be the First Minister thereof, that then the said Trustees of the said Chapel, or the major Part of them assembled at one of their Meetings, of which Three Weeks previous Notice at least shall have been given in one of the Public Newspapers circulated in the said *Isle of Ely* and County of *Cambridge*, shall at such Meeting elect and choose Five of the said Trustees of the said Chapel, being respectively at the Time entitled to act as such Trustees in their own respective Rights, to be and act as a Committee for the Purpose of nominating and appointing some fit Person, qualified as aforesaid, to be the First Minister of the said Chapel; and that the said Committee, when so elected and chosen as aforesaid, or the major Part of them, shall forthwith, by some Writing under their Hands, or under the Hands of the major Part of them, nominate and appoint some fit Person, qualified as aforesaid, and approved by the then Vicar of the said Parish, to be the First Minister of the said Chapel of Ease; and that from Time to Time and at all Times thereafter, when and so often as any Vacancy shall happen by the Death, Resignation, or Deprivation of the First or of any succeeding Minister of the said Chapel, the said Trustees, or the major Part of them assembled at one of their Meetings, of which Three Weeks previous Notice at least shall have been given as aforesaid, shall at such last-mentioned Meeting elect and choose Five of the said Trustees of the said Chapel, being respectively at the Time entitled to act as such Trustees in their own respective Rights, to be and act as a Committee for the Purpose of nominating and appointing some fit Person, qualified as aforesaid, to be the succeeding Minister of the said Chapel; and that the said Committee, when so elected and chosen as last aforesaid, or the major

Nomination
of Ministers
of the Cha-
pel.

Part

Part of them, shall forthwith, by some Writing under their Hands, or under the Hands of the major Part of them, nominate and appoint some fit Person, qualified as aforesaid, and approved by the then Vicar of the said Parish, to be the succeeding Minister of the said Chapel of Ease; and that the Person who shall be so nominated and appointed as aforesaid to be the First or any succeeding Minister of the said Chapel shall be presented to the Lord Bishop of the Diocese of *Ely*, to be by the said Lord Bishop licensed as such Minister; and that every such Person, when so from Time to Time nominated, appointed, and licensed as aforesaid, shall thenceforth become and be the lawful Minister of the said Chapel, and shall be entitled and subject to the ordinary Visitation and Jurisdiction of the Bishop of the said Diocese for the Time being, and to all the Rights, Privileges, Pains, and Penalties to which Beneficed Clergymen of the Church of *England* are lawfully and usually entitled and subjected.

In case of Failure of Nomination, the Turn of Presentation to lapse.

XXIV. Provided always, and be it further enacted, That in case the said *Abraham Jobson*, or his Executors or Administrators, or such Committee of the said Trustees of the said Chapel as aforesaid, shall, for the Space of Six Calendar Months next after the Consecration of the said Chapel, fail to nominate some such fit Person, qualified and approved as aforesaid, to be the First Minister thereof, or in case such Committee as aforesaid shall at any Time, for the Space of Six Calendar Months next after the Time of the Death, Resignation, or Deprivation of the First or any succeeding Minister of the said Chapel, fail to nominate some such fit Person, qualified and approved as aforesaid, to be the succeeding Minister thereof, then, and so often as the same shall happen, the Nomination and Presentation to the said Chapel for that Turn only shall lapse to the Lord Bishop of the Diocese, and to the Metropolitan, and to the Crown successively, in Order and Course of Law as in Cases of other Benefices lapsed for Want of Presentation thereto.

The Chapel to be a separate Cure from the Parish Church.

XXV. Provided also, and be it further enacted, That it shall not be lawful at any Time for the Vicar for the Time being of the Parish of *Wisbech Saint Peter's* aforesaid, or for any Person holding any Curacy or Lectureship of or for the Parish Church of the said Parish, or under the Vicar thereof, or any Person who shall not have his general Residence in the Town of *Wisbech* aforesaid, to be or continue the Minister of the said Chapel.

Minister's Duty.

XXVI. And be it further enacted, That the Minister of the said Chapel shall in the Morning and also in the Afternoon or Evening of every *Sunday*, and of every *Christmas Day* and *Good Friday*, in the said Chapel, read the Prayers prescribed by the Book of Common Prayer or Public Liturgy of the Church of *England*, and preach a Sermon according to the Doctrines of the said Church, and shall also Once in the Day, on all Public Fast and Festival Days on which Divine Service shall be directed to be performed by lawful Authority, read therein the Prayers and preach a Sermon in like Manner, and shall also administer therein the Holy Sacrament of the Lord's Supper at least

least on Four Days; (that is to say,) on *Easter Sunday, Whitsunday, the First Sunday in October, and Christmas Day* in every Year, and also on such other Days as the Ordinary shall in that Behalf appoint, and shall also therein perform the Service for the Burial of the Dead at all Times when Occasion shall require, and all such other Services and Duties as are or shall be required by or shall be consistent with the Rites of the Church of *England*, under the Direction of the Ordinary in that Behalf.

XXVII. And be it further enacted, That the Minister for the Time being of the said Chapel shall and he is hereby required, whenever requested, in addition to the Performance of the Duties herein specified, to visit the Sick of the said Town of *Wisbech*, and to administer Private Baptism, when duly required, in such Division or District thereof as shall be from Time to Time fixed and appointed by the Bishop of the Diocese of *Ely* for the Time being, and perform the several Offices prescribed and to be performed upon the Visitation of the Sick, and for Private Baptism, in such Division or District aforesaid, according to the Laws and Canons of the United Church of *England* and *Ireland*.

Minister to visit the Sick and administer Private Baptism.

XXVIII. Provided always, and be it further enacted, That nothing in this Act contained shall authorize or empower the Minister of the said Chapel, or any other Person whomsoever, at any Time to perform therein the Ceremony of Baptism, Christening, or Marriage.

Marriages and Christenings not to be performed.

XXIX. And be it further enacted, That it shall be lawful for the several Persons to whom the several Vaults within or under the said Chapel shall for the Time being respectively belong, to bury the Dead within their said respective Vaults, and for all other Persons, with the Licence and Authority of the said Trustees of the said Chapel for the Time being, to bury the Dead within such of the said Vaults as shall not have been sold or appropriated, and within the Cemetery or Burial Ground adjoining to the said Chapel; provided that no Corpse or dead Body shall be buried in the said Chapel, or in any Vault under the same, or within the said Cemetery or Burial Ground which shall not be inclosed in a Coffin of Lead.

Power to bury the Dead.

XXX. And be it further enacted, That there shall be paid to the Minister of the said Chapel for every Burial there a Fee of Five Shillings, and the said Minister shall from Time to Time receive such Fee for every such Burial, and shall keep an Account of every such Fee so to be received by him, which Account shall at all Times be open to the Inspection, as well of the Vicar of the said Parish and his Curate, as also of the Trustees of the said Chapel or any of them; and the said Minister shall from Time to Time pay over One equal Half Part of all such Fees to the Vicar of the said Parish for the Time being, or to such Person as the said Vicar shall from Time to Time authorize to receive the same; and in case of Nonpayment thereof within Fourteen Days after Demand shall have been made of the same, by or on behalf of the said Vicar, from the said Minister

Burial Fee to be paid.

[Local.]

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of

of the said Chapel, his Executors or Administrators, the same shall and may be recovered by the said Vicar, or by any Person authorized by him to receive the same; from and against the said Minister, his Executors or Administrators, before any one or more Justice or Justices of the Peace for the said *Isle of Ely*, in the Manner herein-after provided for the Recovery of Penalties, Forfeitures, and Fines under any of the Provisions of this Act.

Power to
permit
Monuments
to be placed.

XXXI. And be it further enacted, That it shall be lawful for the said Trustees of the said Chapel from Time to Time, if and upon such Terms as they shall think proper, to permit any Person or Persons to place or erect in or upon the Floors or Walls of the said Chapel any Monument or Monuments, or Tablet or Tablets, to the Memory of any Person or Persons who shall have been interred in any of the Vaults or the Cemetery of or belonging to the said Chapel, with such Inscription or Inscriptions thereon as to the Minister of the said Chapel for the Time being shall seem fit and proper; and it shall not be lawful for any Person or Persons at any Time to place or erect any Monument, Tablet, or Inscription upon or within the said Chapel, or the Vaults or Cemetery thereof, without the previous Permission and Authority in Writing of the said Trustees.

Burials to be
registered.

52G.3.c.146.

XXXII. And be it further enacted, That all Burials within the said Chapel, or within any of the Vaults or the Cemetery belonging thereto, shall be registered in the Public Register Books to be provided by the Trustees of the said Chapel for that Purpose, and to be kept by the Minister thereof, according to an Act passed in the Fifty-second Year of the Reign of His late Majesty King *George the Third*, intituled *An Act for the better regulating and preserving Parish and other Registers of Births, Baptisms, Marriages, and Burials, in England*; and such Register Books shall be received and admitted as Evidence of such Burials in all Courts of Law and Equity whatsoever; and the Minister of the said Chapel shall and he is hereby required to deliver unto the Vicar for the Time being of the Parish of *Wisbech Saint Peter's* aforesaid, or his Curate, on *Monday* Morning in every Week, a Certificate of each Burial that shall have taken place within the said Chapel, or within any of the Vaults or the Cemetery thereto belonging, during the preceding Week; and a Register of the Burial or Burials mentioned in every such Certificate shall be entered by the said Vicar or his Curate in the Register Book of Burials within and for the said Parish, as in other Cases of Burial within the said Parish.

Meetings
and Votes
of the
Trustees.

XXXIII. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby required to hold a General Meeting on some Day in the Week of *Easter* yearly, in some convenient Place in the Town of *Wisbech* aforesaid, and from Time to Time to meet in some convenient Place in the same Town, as Occasion shall require, and at their respective Meetings to appoint a Chairman, by common Consent, or otherwise by Ballot, unless the Minister of the said Chapel for the Time being shall be present at the said respective Meetings,

in which Case the said Minister shall be the Chairman of the said respective Meetings at which he shall be so present, and there to determine and make all such Orders and Regulations as by them or the Majority of the Votes of them there present shall be thought necessary or expedient, touching the Management of the said Chapel, and of the several Pews, Seats, Galleries, and Vaults thereof, and of the several Goods, Effects, Matters, and Things belonging thereto, and touching any of the Funds or Property thereof, or the Rights or Interests of any Person or Persons therein, or the Receipt, Payment, Appropriation, or Division of the same respectively; and that all such Orders, Regulations, and Proceedings, in case of any Difference of Opinion relating thereto, shall be determined and made by or according to a Majority of the Votes of the Trustees present at such respective Meetings; and that the Vicar for the Time being of the said Parish, and the Minister for the Time being of the said Chapel, being respectively present; shall at the said respective Meetings have and be entitled to give each One Vote in his Character of Vicar or Minister; and that every Trustee of the said Chapel present at the said respective Meetings shall at the same respective Meetings have and be entitled to give a separate Vote for every Share or Subscription of the full Amount of Fifty Pounds in or for the said Chapel, to the Benefit of which such Trustee shall at the Time be entitled, when and so long as the said Trustees shall be entitled to act as such in right or in respect of the said Shares or Subscriptions, and for every entire Pew and every Five or more Sittings in the said Chapel of which such Trustee shall at the Time be the Proprietor, when and so long as the said Trustees shall be entitled to act as such in right or in respect of the said Pews and Sitting respectively; and that the Town Bailiff for the Time being of the Town of *Wisbech* aforesaid shall have and be entitled to give a Vote or Votes at the said respective Meetings in respect of the Share or Shares, or Pew or Pews, or Sitting, of or belonging to the Corporation of the said Town, (as the Case may be), in the same Manner as if the said Town Bailiff were the Proprietor thereof, or entitled to the Benefit of the same respectively; and that in case there shall be an Equality of Votes touching any Order, Resolution, or Proceeding at any of the said Meetings, the Chairman of such Meeting shall have an additional and casting Vote touching the same; and that no Order, Resolution, or Proceeding of the said Trustees at their said respective Meetings shall be valid unless Five at least of the said Trustees shall be present at the Time when any such Order, Resolution, or Proceeding shall be determined or made, nor unless the same shall have been determined, made, or confirmed at one of their said Meetings, or shall have been done under the Authority or in consequence of some Order or Resolution thereof; and that every such Order, Resolution, and Proceeding, being determined, made, or confirmed in conformity with the Provisions of this Act, shall be binding upon and observed by all other the Trustees of the said Chapel, and all other Persons interested therein, provided that the same be not respectively contrary to any of the Laws of this Kingdom.

Trustees may
vote by Proxy.

XXXIV. Provided always, and be it further enacted, That it shall be lawful for the respective Trustees for the Time being of the said Chapel, and they are hereby respectively empowered, by any Writing under their respective Hands, to appoint any Person or Persons whomsoever to act as their respective Proxies, and to vote in their respective Names or on their Behalf in the Absence and during the Pleasure of them the said Trustees respectively, at all or any of the said respective Meetings of the said Trustees, and that the several Votes of such respective Proxies to be so appointed as aforesaid shall be admitted and have as full Force as if the said respective Trustees on whose Behalf the said Proxies shall respectively vote or act were personally present and voted at such respective Meetings: Provided nevertheless, that it shall not be lawful for any Person whomsoever to act or vote, for any of the Purposes of this Act, as such Proxy, at any Meeting of the said Trustees, unless the Appointment by virtue of which he shall claim to act or vote as such Proxy shall have been entered in the Books of the said Trustees at least Fourteen Days previous to such Meeting.

Proxies to be
registered.

Restriction
of Votes.

XXXV. Provided also, and be it further enacted, That no Person shall be allowed or entitled at any Meeting of the said Trustees to give more than Five Votes in the whole in the Character of a Trustee of the said Chapel, or in the Character of a Proxy for any Trustee thereof, or in both the said Characters of Trustee and Proxy together, except only in the Case of a Chairman giving an additional or casting Vote upon an Equality of Votes at any Meeting of the said Trustees; and that no Person shall be allowed or entitled at any Meeting to act or vote as a Trustee of the said Chapel, or as a Proxy for any Trustee, at any Time when the Sum or Sums of Money which shall have been subscribed or engaged to be advanced or contributed by such Trustee or Proxy for the Purposes of this Act, or any Part or Instalment thereof, shall remain in arrear and unpaid after the Time or respective Times which shall have been appointed and limited by the said Trustees of the said Chapel for the Payment of the same respectively.

Notice to be
given of
Meetings.

XXXVI. And be it further enacted, That a public Notice of every Meeting of the said Trustees of the said Chapel (except Meetings by Adjournment) shall be given by Five of the said Trustees, or by their Secretary; and until the said Chapel shall be erected and consecrated, every such Notice shall be published by printed Handbills circulated in the said Town of *Wisbech*, and after the said Chapel shall have been erected and consecrated, then the same shall be published by being affixed on the principal Door of the said Chapel; and that every such Notice shall be so published as aforesaid for Three clear Days before the Day of the Meeting notified therein.

Proceedings
of the Trus-
tees to be
entered.

XXXVII. And be it further enacted, That the said Trustees shall cause fair and regular Entries of all their Orders, Resolutions, and Proceedings, and of the Names of all such Trustees as shall be present
at

at their respective Meetings, to be made in a Book or Books to be provided for that Purpose, and such Entries shall be subscribed by the Chairman of the Meeting to which the same shall relate; and all such Entries, being so signed, shall be deemed Originals, and shall be received and admitted as Evidence in all Courts whatsoever.

XXXVIII. And be it further enacted, That as soon after the Consecration of the said intended Chapel as conveniently may be, the Trustees of the said Chapel for the Time being shall appoint Two Chapelwardens and One Clerk of the said Chapel, and such other Officers as they shall from Time to Time think necessary for the Performance of the several Duties or Offices of or within the said Chapel, until the Re-appointment of the same Persons respectively, or the Appointment of others in their respective Places, and thenceforth upon the Twenty-fifth Day of *March*, or within the Week then next following in every Year, the said Trustees shall in like Manner appoint Two Chapelwardens and One Clerk of the said Chapel, and such other Officers as aforesaid, until the Re-appointment of the same Persons respectively, or the Appointment of others in their respective Places; and in case of the Death, Resignation, or Removal of any such Chapelwarden, Clerk, or other such Officer as aforesaid, then and in every such Case the said Trustees shall in like Manner appoint some other Person in the Place of him so dying, resigning, or being removed; and that every such Chapelwarden shall be sworn well and truly to execute his Office so long as he shall continue therein, at the Chancellor's Visitation in and for the Diocese of *Ely*, and shall be subject in all respects to the Laws and Discipline of the Church of *England*; and that it shall be lawful for the said Trustees from Time to Time to fix and regulate the Fees, Wages, Salaries, and Compensations to be allowed and paid to the said Chapelwardens, Clerk, and other Officers as aforesaid, and to allow and pay the same, or such Parts thereof as to the said Trustees shall seem fit and proper, out of the Monies to be received by the said Trustees by virtue of this Act.

Appointment
of Chapel-
wardens and
other Chapel
Officers.

XXXIX. And be it further enacted, That the said Trustees of the said Chapel may and they are hereby empowered, at their respective Meetings, from Time to Time to appoint a Clerk, Treasurer, and such other Agents and Assistants as they the said Trustees shall think proper, and from Time to Time to remove any such Clerk, Treasurer, or other Agent or Assistant, as they the said Trustees shall see Occasion, and out of the Monies to be received by or for them the said Trustees by virtue of this Act to allow and pay such Salaries, Wages, and Compensations to the said Clerk, Treasurer, and other Agents and Assistants respectively, or any of them, as they the said Trustees shall think reasonable; and that the said Trustees shall take such sufficient Security from every such Treasurer, for the due Execution of his Office, as they shall think proper.

Power to ap-
point Clerk
and other
Agents.

XL. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to appoint the Person who may be
[*Local.*] 25 X appointed

Clerk not to
be Treasurer,
and vice versa.

appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk for the Purposes of this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer, or if any Person, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall act as Treasurer, or as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any Treasurer or of his Partner, shall act as Clerk, or as Deputy of the Clerk, or in any Manner officiate for the Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster* by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Impar lance, shall be allowed.

Power for the Trustees to sell the Pews and Vaults.

XLI. And be it further enacted, That the said Trustees of the said Chapel shall, and they are hereby authorized, at any Time or Times, by private Contract and in such Manner as to them shall seem proper, and for the best Prices that can be reasonably obtained, to sell the several Pews, Sittings, and Vaults in or under the said Chapel, or any of them, and the absolute and exclusive Use and Enjoyment thereof respectively, (except the said Pews to be provided for the Minister and Chapelwardens of the said Chapel for the Time being, and for free and open Sittings, as is herein-before directed,) to such several Persons as shall be willing to become the Purchasers thereof respectively from Time to Time, for such several Prices in Money as can be reasonably obtained for the same, and to reserve upon every or any such Sale such annual Ground Rent in respect of the said Pews or Sittings respectively as they the said Trustees shall think proper, and until such Sale or Sales thereof to let the said Pews and Sittings respectively to such several Persons, at such several Rents, for such Time or Times, and upon such Terms in all respects as the said Trustees shall think proper; and that a Certificate of every such Sale of the said Pews, Sittings, and Vaults respectively as aforesaid, being signed by Five or more of the said Trustees for the Time being, and by the Purchaser or Purchasers thereof respectively, with a Receipt for the Amount of the Purchase Money, signed by the said Trustees or by their Treasurer, shall be good, valid, and effectual to vest such Pews, Sittings, and Vaults respectively, as or in the Nature of Personal Property, and the absolute and exclusive Use and Enjoyment thereof, (subject nevertheless to such annual Ground
Rent,

Rent, if any, as shall have been reserved on such Sale thereof as aforesaid,) in such respective Purchasers thereof, without any Faculty or other Instrument whatsoever, and such Pews, Sittings, and Vaults respectively may afterwards be from Time to Time assigned or disposed of by such respective Purchasers, or their respective Executors, Administrators, and Assigns, by Deed or Will, as Personal Property, and the same shall at all Times be transmissible accordingly; provided that every Transfer, Assignment, or Disposition of the said Pews, Sittings, and Vaults, or any of them, shall be registered in the Books of the said Trustees, and that the said several Pews, Sittings, and Vaults, and the several Owners and Occupiers thereof, shall at all Times be subject to such Regulations and Orders as shall from Time to Time be made by the said Trustees pursuant to the Powers by this Act given to them.

XLII. Provided always, and be it further enacted, That upon every Sale to be made by the said Trustees of any Pew, Sitting, or Vault in or under the said Chapel, the said Trustees shall and they are hereby required to make an Offer of the Sale thereof to some one of the original Donors or Subscribers to the said Chapel, or Persons standing in their respective Places as such Donors or Subscribers respectively, in case any One or more of such Donors, Subscribers, or last-mentioned Persons respectively shall signify to the said Trustees his, her, or their Desire to become the Purchaser or Purchasers thereof, before the said Trustees shall offer the same for Sale to any other Person or Persons.

First Offer
of Sale of
Pews and
Vaults to
Donors or
Subscribers.

XLIII. And be it further enacted, That if any of the Rents of such of the said Pews or Sittings in the said Chapel as shall from Time to Time be let by the said Trustees thereof, or any of the Ground Rents for such of the said Pews or Sittings in or belonging to the said Chapel as shall from Time to Time be sold by the said Trustees, subject to any Ground Rent or Ground Rents reserved thereon, or any Part of the said Rents respectively, shall at any Time be behind and unpaid for the Space of Twenty-one Days next after the same shall respectively become due, then and in every such Case, and so often as the same shall happen, it shall be lawful for any Person or Persons authorized by the said Trustees to receive such Rents respectively, and he and they is and are hereby empowered, although no formal Demand shall have been made of the said Rent or Rents, to enter upon and take Possession of every or any such Pew or Sitting for which such Rent shall be in arrear as aforesaid, for and on behalf of the said Trustees, and the said Trustees may exclude from the Possession and Enjoyment of the same Pew or Sitting the Person or Persons claiming the Possession thereof, and may let the same to any other Person or Persons, for such Time, and at such Rent and in such Manner as the said Trustees shall think proper, until the said Rent in arrear, and all Charges which shall be incurred or occasioned by reason of the Nonpayment thereof; shall thereby or otherwise be fully paid and satisfied; and that every such Rent reserved on every such Letting or Sale as aforesaid, which shall be so in arrear as aforesaid, may also be recovered by Distress and Sale of the Goods and Chattels of

Power of
recovering
Pew Rents.

of the Person or Persons liable to the Payment thereof, or claiming to be entitled to the Pew or Sitting in respect of which such Rent shall be due and in arrear as aforesaid, by virtue of a Warrant under the Hand and Seal of One or more Justice or Justices of the Peace, in such and the same Manner as any Fine, Penalty, or Forfeiture may be recovered under any of the Provisions of this Act.

Application
of Monies
arising from
Donations,
Subscrip-
tions, and
Sales.

XLIV. And be it further enacted, That the several Sums of Money which shall from Time to Time be given by any Person or Persons for or towards any of the Purposes of this Act (unless the same shall be respectively directed or intended by such Person or Persons to be otherwise applied), and the several Sums of Money which shall from Time to Time be advanced or contributed by way of Subscription or Loan, or Share, by any Person or Persons, for or towards any of the said Purposes, and the several Sums of Money which shall from Time to Time arise or be made by or from the Sale of any of the Pews, Sitings, or Vaults within or under the said Chapel, except the Ground Rents herein-after mentioned, shall be paid, applied, and disposed of by the said Trustees of the said Chapel in manner following; (that is to say,) first in defraying the Charges and Expences of obtaining this Act, and then in defraying the Charges and Expences of purchasing the said Site for the said Chapel already purchased as aforesaid, or of purchasing any other Site in lieu thereof, and of conveying and assuring the same respectively, and of erecting and completing the said Chapel, and the several Pews, Seats, Galleries, Vaults, Fixtures, Ornaments, and Appurtenances of and belonging thereto, and the several Walls and Fences thereof and Approaches thereto, and of providing the necessary Ornaments, Goods, Chattels and Appendages of and for the said Chapel, and all other the Charges and Expences of carrying the Trusts and Provisions of this Act into Effect; and that the Surplus of the said several Monies, after satisfying the several Purposes aforesaid, shall from Time to Time, as far as the same will extend, be paid and divided in such Manner and at such Time or Times as the said Trustees shall from Time to Time, at their General Meeting to be holden in the Week of *Easter* yearly, order and direct, to and amongst the several Subscribers or Contributors by way of Loan to the said Chapel, or their respective Executors, Administrators, Successors, or Assigns, in proportion to the Amount of the several Sums by them respectively advanced or contributed for the Purposes of this Act, and in Repayment of the same respectively, until the said several last-mentioned Sums, with Interest for the same respectively at a Rate not exceeding Four Pounds *per Centum per Annum* from the respective Times of their having been so advanced or contributed as aforesaid, shall be fully repaid and satisfied unto the said several Subscribers or Contributors, or unto their respective Executors, Administrators, Successors, or Assigns; and if there shall still be any Surplus of the said several Monies, after satisfying all the Purposes aforesaid, then such last-mentioned Surplus shall be vested in the said Trustees of the said Chapel, as a perpetual Fund for the future Preservation, Support, Alteration, Enlargement, or Adornment of the said Chapel, or for the Increase of the Salary or Stipend of the
Minister

Minister thereof, or for such other Purposes relating to the said Chapel as the said Trustees shall from Time to Time direct.

XLV. And be it further enacted, That the several Rents which shall from Time to Time be received for such of the several Pews and Sittings in the said Chapel as shall be let by the said Trustees thereof, and the several Ground Rents which shall from Time to Time be received for such of the said several Pews or Sittings as shall be sold by the said Trustees, and all other the Proceeds and Profits which shall from Time to Time be received by the said Trustees for or in respect of the said Chapel, or any of the Pews or Sittings thereof, or other Matters or Things belonging thereto, (the Application whereof is not herein-before otherwise directed,) shall be paid, applied, and disposed of by the said Trustees in manner following; (that is to say,) first, in defraying the necessary Salaries, Wages, and Compensations of and to the several Officers, Agents, Assistants, and Attendants of the said Trustees and of the said Chapel, and the several Charges and Expences of preserving and keeping in repair the said Chapel, and the several Matters and Things belonging thereto, and of doing and providing from Time to Time all Things requisite for the due Performance of the Duties of the said Chapel, and the due Celebration of Divine Service therein, and for the due providing of Bread and Wine for administering the Sacrament of the Lord's Supper therein, and for the orderly Management and Arrangement of the said Chapel, and then in paying to the said several Subscribers or Contributors by way of Loan to the said Chapel, or their respective Executors, Administrators, Successors, or Assigns, Interest for the Sums by them respectively advanced or contributed as aforesaid, at a Rate not exceeding the Rate herein-before mentioned; and if there shall be any Surplus of the said several Rents, after satisfying the several Purposes to which the same are herein-before directed to be particularly applied as aforesaid, then the same shall be paid, vested, applied, and disposed of in such and the same Manner and for the same Purposes as is herein-before directed concerning the Application of the Surplus of the Monies to arise from Donations and Subscriptions to the said Chapel, and from Sales of the Pews, Sittings, and Vaults thereof.

Application
of Rents.

XLVI. And be it further enacted, That the Treasurer of the said Trustees, to be appointed under the Authority of this Act, shall fairly enter in proper Books to be kept for such Purpose, an Account of all and every Sum and Sums of Money which shall be by him had, received, and paid by virtue of his Office, specifying the Times when, and the Persons from whom and to whom, and the several Purposes for which such Monies were respectively had, received, and paid; and that the said Books of Account, or true Copies thereof signed by such Treasurer, together with proper Vouchers for the Payments therein expressed, shall be produced, inspected, audited, and examined at the General Annual Meeting of the said Trustees to be holden in the Week of *Easter* yearly; and also that the said Books of Account, and all other Books and Papers in the Custody of such Treasurer, or of any other Officer or Officers of the said Trustees, relating to his Office, or otherwise to

Officers to
enter and
deliver Ac-
counts.

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the Execution of this Act, shall be produced and delivered to the said Trustees, for Inspection or otherwise, at such Time or Times, and when and as often as they the said Trustees, or any Five or more of them, shall order and direct.

Mode of Proceeding against Officers refusing to account.

XLVII. And be it further enacted, That if any Treasurer or other Officer appointed by the said Trustees of the said Chapel shall refuse or neglect to account, to the Satisfaction of the said Trustees, for any Sum of Money which shall or ought to have been received by him in pursuance of this Act, or to pay over any Sum of Money or Balance of Account which shall appear to be remaining in his Hands or due from him, according to the Directions of the said Trustees, then and in every such Case it shall be lawful, upon the Complaint of any One or more of the said Trustees respectively, or of any Person on their Behalf, for any Justice or Justices of the Peace, by Warrant under his or their Hand and Seal or Hands and Seals, to recover and levy, by Distress and Sale of the Goods and Chattels of the Person so refusing or neglecting to account or to pay over as aforesaid, in such and the same Manner as any Fine, Penalty, or Forfeiture may be recovered and levied under any of the Provisions of this Act, such Sum or Sums of Money as such last-mentioned Person shall be required to account for, or as shall be found remaining in his Hands, or due from him upon the Balance of his Account; and for Want of sufficient Distress it shall be lawful for any Justice or Justices of the Peace, by Warrant under his or their Hand and Seal or Hands and Seals, to commit such last-mentioned Person to the Common Gaol or House of Correction, there to remain without Bail or Mainprize until he shall have made a true and perfect Account, and paid such Sum of Money as shall appear to be remaining in his Hands or due from him to the said Trustees, or shall have compounded for the same with the said Trustees (who are hereby authorized to make and accept any such Composition), and shall have paid the Sum of Money agreed to be paid by way of Composition; or otherwise it shall be lawful for the said Trustees, and they are hereby empowered to bring or cause to be brought any Action in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Pleas of the *Isle of Ely*, against any such Person so refusing, neglecting, or making Default as aforesaid, and any Person who shall have become his Security, or any of them, or their or any of their Heirs, Executors, or Administrators, for the Recovery of the Money that shall be remaining in the Hands of any such Person as aforesaid, or which shall be due from him, or which he ought to pay or account for as aforesaid.

Penalties for Nuisances in Chapel Yard, &c.

XLVIII. And be it further enacted, That if any Person shall play at any Game or Sport in the Yard or Ground of the said Chapel, or shall make any Noise or do any other Act to the Disturbance of the Congregation at any Time assembled in the said Chapel, or shall stick any Bill or Paper, or place or cause to be placed any Rubbish, Stones, Filth, Soil, Manure, Litter, or Dung, or other similar Nuisance, Matter, or Thing, in, upon, or against any of the Walls, Rails, Fences, or Gates of the said Chapel, or of the Yard or Ground thereto belonging,

ing, or in, upon, or against any of the Ways, Avenues, or Approaches thereto, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

XLIX. And be it further enacted, That it shall be lawful for any Person who shall see any Offence committed against any of the Provisions of this Act, to apprehend and detain any Offender who shall be committing or have committed any such Offence, without any Warrant or other Authority than this Act, and to convey such Offender, or cause him or her to be conveyed, before any Justice of the Peace for the said *Isle of Ely*, who shall forthwith proceed against such Offender or Offenders according to the Provisions in this Act contained, or otherwise according to Law.

Power to apprehend Offenders.

L. And be it further enacted, That it shall be lawful for the Justice or Justices of the Peace before whom any Person or Persons shall be convicted, under the Authority of this Act, of any Offence against the same, or against any of the Provisions hereby made, to cause the Conviction upon any such Offence to be made out in the Form or to the Effect following; and that every such Conviction shall be good and effectual to all Intents and Purposes whatsoever:

Form of Conviction.

‘ Isle of Ely, } BE it remembered, That on the _____ Day of
 ‘ to wit. in the Year of our Lord _____
 ‘ _____ is duly convicted before
 ‘ _____ of His Majesty’s Justices of the Peace
 ‘ acting within and for the said *Isle of Ely*, in pursuance of an
 ‘ Act passed in the Eighth Year of the Reign of His Majesty
 ‘ King George the Fourth, intituled [*here set forth the Title*
 ‘ *of this Act*], for that the said _____
 ‘ on the _____ Day of _____ now
 ‘ at _____ in the said _____
 ‘ did [*here describe the Nature of the Offence*] contrary to the
 ‘ Provisions of the said Act; and _____ do adjudge
 ‘ and declare that the said _____ hath
 ‘ forfeited for the said Offence the Sum of _____
 ‘ to be levied and applied in the Manner directed by the said
 ‘ Act. Given under _____ Hand and Seal the Day and Year
 ‘ first above written.’

And the said Justice or Justices shall cause such Conviction to be written or printed upon Parchment, and to be returned to the next General Quarter Sessions of the Peace to be holden in and for the said *Isle*, to be filed by the Clerk of the Peace or his Deputy, and to remain and be kept among the Records of the said Sessions.

LI. And be it further enacted, That all Penalties, Forfeitures, and Fines by this Act inflicted or authorized to be imposed, shall, upon Proof of the Offences respectively before any Justice or Justices of the Peace for the said *Isle of Ely*, either by the Confession of the Party offending, or by the Oath of one or more credible Witness or Witnesses, be levied by Distress and Sale of the Goods and Chattels of

For Recovery of Penalties and Forfeitures.

of the Party or Parties offending, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the said Isle (which Warrant such Justice or Justices is and are hereby empowered and required to grant); and the Overplus (if any) of the said Goods and Chattels, or of the Monies to arise by the Sale thereof, after such respective Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale, are deducted, shall be returned or paid, on Demand, unto the Person or Persons being the Owner or Owners of or claiming to be entitled to such Goods and Chattels; and the Amount of such respective Penalties, Forfeitures, and Fines, when levied or recovered, shall be from Time to Time paid to the said Trustees of the said Chapel, or their Treasurer for the Time being, and applied for the Purposes of this Act; and in case any such Penalty, Forfeiture, or Fine shall not be paid forthwith upon Conviction of the Offender, then it shall be lawful for any such Justice or Justices to order such Offender to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress as aforesaid, unless such Offender shall give a sufficient Security, to the Satisfaction of such Justice or Justices, for his or her Appearance before him or them, or before some other Justice or Justices of the Peace, on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, or if it shall appear to such Justice or Justices, either by the Confession of such Offender or otherwise, that such Offender hath not sufficient Goods or Chattels whereon to levy such Penalty, Forfeiture, or Fine, and Costs and Charges as aforesaid, if a Warrant of Distress were issued, then and in any such Case such Justice or Justices shall not be required to issue such Warrant of Distress, but it shall be lawful for such Justice or Justices, and he and they is and are hereby authorized and required, in such Case, by Warrant under his or their Hand and Seal or Hands and Seals, to cause such Offender to be committed to the Common Gaol or to the House of Correction of and within the said *Isle of Ely*, there to remain, without Bail or Mainprize, for any Term not exceeding Three Calendar Months, unless such Penalty, Forfeiture, or Fine, and all reasonable Charges, shall be sooner paid or satisfied.

Proceedings
not to be
quashed for
Want of
Form, or re-
movable by
Certiorari.

LII. And be it further enacted, That no Order, Verdict, Judgment, or other Proceedings made touching or concerning the Conviction of any Offender against this Act, shall be quashed or vacated for Want of Form only, nor be removed or removable by Certiorari, or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere; any Law or Statute to the contrary thereof in anywise notwithstanding.

LIII. And

LIII. And be it further enacted, That it shall be lawful for any Person, being a Justice of the Peace for the said *Isle of Ely*, to act as such Justice in the Execution of this Act, or of any of the Powers and Authorities hereby vested in him, or in or concerning any Matter or Thing relating thereto, and for every or any Person to give Evidence before any Justice of the Peace or elsewhere, touching any Offence against any of the Provisions of this Act (otherwise than in such Matters and Cases in which such Justice or other Person shall be individually interested or concerned), notwithstanding any such Justice or other Person shall, at the Time of his so acting or giving Evidence, be One of the Trustees of the said Chapel.

Power for Justices and other Persons, being Trustees, to act and give Evidence.

LIV. And be it further enacted, That the said Trustees of the said Chapel shall and may at all Times sue and be sued in the Names or Name of the Chapelwardens of the said Chapel for the Time being, or either of them; and that no Action or Suit shall abate or be discontinued by the Death, Resignation, or Removal of the said Chapelwardens or either of them, or by the Act of them or either of them without the Consent of the said Trustees, but the Chapelwardens of the said Chapel for the Time being, or One of them, shall always be and be deemed the Plaintiffs or Defendants, or Plaintiff or Defendant, (as the Case may be,) in every such Action or Suit: Provided always, that the said Chapelwardens, and each of them, shall at all Times be reimbursed, out of the Monies to be received by or for the said Trustees by virtue of this Act, all such Costs, Damages, and reasonable Expences as they shall respectively be put unto or become charged or chargeable with by reason of their being so made Plaintiffs or Defendants, or Plaintiff or Defendant, in any such Action or Suit as aforesaid.

Trustees to sue and be sued in the Names of the Chapelwardens.

LV. And be it further enacted, That the said Trustees of the said Chapel, and every of them, and their several Officers and Servants, shall from Time to Time and at all Times be indemnified, from and out of the Monies which shall come to the Hands of them the said Trustees, or any of them, or of their Treasurer, by virtue of this Act, from and against all Costs, Charges, Damages, Losses, and Expences which they or any of them shall sustain or be put unto in or about the Execution of any of the Provisions of this Act, or for or by reason or in consequence of any Act, Deed, Matter, or Thing which they or any of them shall have lawfully done under the Authority of this Act.

Trustees and their Officers to be indemnified.

LVI. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice, impeach, or defeat any Right, Title, Interest, Privilege, or Authority whatsoever of the Lord Bishop of the Diocese of *Ely* aforesaid, or his Successors, or of the Vicar of the Parish of *Wisbech Saint Peter's* aforesaid, or his Successors, in any Manner howsoever, for or by reason of any thing in this Act contained, save and except only so far as the same are respectively by any of the Provisions of this Act expressly restrained or affected.

Saving the Rights of the Bishop of *Ely* and Vicar of *Wisbech*.

Public Act.

LVII. 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.

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