



ANNO PRIMO & SECUNDO

VICTORIÆ REGINÆ.

Cap. xcviij.

An Act for uniting the Medieties of the Rectory of *Liverpool* in the County Palatine of *Lancaster*, and for the better Endowment thereof, and of certain Churches in the said Town.

[10th August 1838.]

WHEREAS by an Act passed in the Tenth and Eleventh Years of the Reign of His Majesty King *William* the Third, intituled *An Act to enable the Town of Liverpool in the County Palatine of Lancaster to build a Church and endow the same, and for making the said Town and Liberties thereof a Parish of itself distinct from Walton*, the said Town of *Liverpool* was separated from the Parish of *Walton*, and became a distinct Parish of itself by the Name of the Parish of *Liverpool*; and by the said Act Two Rectors, were appointed to have Care of the Souls of the Inhabitants of the said Town; and it was directed that the said Rectory should be called and esteemed a Mediety, that is, equal between the said Two Rectors, and that such a yearly Rate or Assessment should be made and raised within the said Town and Liberties for the Use of the said Rectors as should, with the Tithes due to them, amount to the Sum of Two hundred Pounds yearly at the least: And whereas by an Act passed in the Twenty-sixth Year of the Reign of His Majesty King *George*

10 & 11 W. 3. c. 36.

[Local.]

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- 26 G. 3. c. 15. the Third, intituled *An Act for augmenting and ascertaining the Income of the Rectors of the Parish Church and Parochial Chapel of Liverpool*, a clear additional Sum of Two hundred Pounds a Year was directed to be assessed, raised, and paid by and upon the Occupiers of all Houses and Buildings in the said Town and Liberties of *Liverpool*, for the Use of the Rectors of the same Parish, as an Augmentation of their respective Salaries: And whereas the Parishioners of *Liverpool* have been accustomed to provide an additional Stipend of One hundred and sixty Pounds for each of the said Rectors, and also to vote the Sum of One hundred and eighty Pounds *per Annum* to each of the Four Curates of the said Parish: And whereas the Reverend *Jonathan Brooks* is the Rector of the First Medietie of the said Rectory, and the Reverend *Augustus Campbell* is the Rector
- 1 G. 1. c. 21. of the Second Medietie of the said Rectory: And whereas, by virtue and in pursuance of an Act made in the First Year of the Reign of His Majesty King *George* the First, another Church or Chapel was erected and built within the Limits of the said Parish of *Liverpool*, and on the Site of the Castle of *Liverpool*, at the proper Charge of the Mayor, Bailiffs, and Burgesses of the said Town of *Liverpool*, and which is called or known by the Name of *Saint George's* Church or Chapel; and by the said Act it was provided that the Stipend or Salary of the Curate or Chaplain of the said Church or Chapel should not be less than the Sum of Fifty Pounds *per Annum*, but more, at the Discretion of the Mayor, Bailiffs, and Common Council of the said Town, and should be charged upon their Common Stock: And whereas the Reverend *John Boughey Monk* is the present Chaplain of the said Church, and the Reverend *Thomas Gerard Leigh* is the
- 21 G. 2. c. 24. Assistant Minister of the said Church: And whereas, by virtue and in pursuance of another Act made in the Twenty-first Year of the Reign of His Majesty King *George* the Second, another Church was erected and built within the Limits of the said Parish at the Charge and by the Subscription of several of the Inhabitants of the said Town of *Liverpool*, which is called or known by the Name of *Saint Thomas's* Church; and by the said Act it was provided that every Minister of the said Church succeeding the Minister appointed by the said Act should receive out of the Pew Rents such Salary, not less than Eighty Pounds *per Annum*, as the Subscribers and Persons claiming under them should appoint: And whereas the Reverend *John Charles Prince* is the present Chaplain of the said Church, and the Reverend *Thomas Lloyd Pain* is the Assistant Minister of the said Church:
- 2 G. 3. c. 68.
7 G. 3. c. 80. And whereas, by virtue and in pursuance of Two other Acts made in the Second and Seventh Years of the Reign of His Majesty King *George* the Third, another Church or Chapel was erected and built within the Limits of the said Parish of *Liverpool*, and which is called or known by the Name of *Saint Paul's* Church; and it was by the said Acts or one of them directed that there should be Two Ministers of the said Church, and that the Head Minister or Chaplain of the said Church should be paid out of the Estate and Stock of the Borough and Corporation of *Liverpool* the annual or yearly Stipend or Salary of Fifty Pounds, and an additional Salary out of the Rents and Profits of the Seats in the Galleries of the said Church, and the Second Minister should be paid a Salary out of the same Rents and Profits: And whereas the Reverend *John Herman*

Herman Stafford is the First or Head Minister of the said Church of *Saint Paul*, and the Reverend *Roger Hesketh Formby* is the Second Minister of the same Church: And whereas, by virtue and in pursuance of an Act made in the Twelfth Year of the Reign of His Majesty King *George* the Third, another Church or Chapel was erected and built within the Limits of the said Parish of *Liverpool*, and which is called or known by the Name of *Saint Ann's* Church or Chapel; and it was by the said Act provided that there should be paid yearly to the Minister or Chaplain of the said Church or Chapel the Sum of Seventy Pounds out of the Rents of the Pews or Seats therein, and from the Monies to arise from the Burying Ground in the Churchyard: And whereas the Reverend *William Blundell* is the present Minister or Chaplain of the said Church or Chapel: And whereas, by virtue and in pursuance of an Act of Parliament made in the Seventh Year of the Reign of His Majesty King *George* the Fourth, another Church was erected and built within the Limits of the said Parish of *Liverpool*, and which is called or known by the Name of *Saint David's* Church; and it was by the said Act provided that there should be paid yearly to the Minister of the said Church the Sum of Ninety Pounds out of Rents of Pews or Seats therein: And whereas the Reverend *Robert Davies* is the Minister of the said Church: And whereas the Patronage, Advowson, Donation, or Presentation of and to the Rectory of the said Parish and Parish Church of *Liverpool*, and the Election and Choice of the Curate or Chaplain of the said Church of *Saint George*, and the perpetual Advowson, Patronage, and Right of Presentation of, in, and to the same Churches of *Saint Thomas*, *Saint Paul*, and *Saint Ann*, belong to and are now vested in the Mayor, Aldermen, and Burgesses of *Liverpool*: And whereas the Right of Nomination of the Minister of the said Church of *Saint David* for the Period of Forty Years from the passing of the said recited Act of the Seventh Year of the Reign of King *George* the Fourth belongs to and is vested in the Trustees acting under or by virtue of the said Act, and from and after the Expiration of the said Term of Forty Years belongs to and is vested in the said Mayor, Aldermen, and Burgesses: And whereas the Endowment of the said Rectory and the Provisions made by Law for the officiating Ministers of the said other Churches hereinbefore mentioned having been found insufficient for the due Support of the Rectors of the said Rectory and of the other Ministers respectively, the Mayor, Bailiffs, and Burgesses of *Liverpool* have been accustomed from and out of the Income of the Estates, Property, and Effects of the said Corporation to increase the Endowment of the said Rectory, and also the Provision for the Ministers of the said other Churches: And whereas the Right of Presentation and the perpetual Advowson of, in, and to the Church of *Saint John* in the said Parish belongs to and is vested in the said Mayor, Aldermen, and Burgesses: And whereas the Patronage and Right of Presentation of the Minister and Assistant Minister of the Church of *Saint Martin-in-the-Fields* in the said Parish belongs to and is vested in the said Mayor, Aldermen, and Burgesses: And whereas the said Mayor, Bailiffs, and Burgesses have been accustomed to appoint and provide for the Assistant Minister of each of the said Churches of *Saint George* and *Saint Thomas*, and an Assistant Minister to officiate in the said Church of *Saint John*: And whereas by an Act passed in the Fifth

12 G. 3. c. 36.
7 G. 4. c. 51.
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5 & 6 W. 4.
c. 76.

and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in England and Wales*, it was enacted, that all Stipends and Allowances which during Seven Years next before the Fifth Day of *June* in the Year One thousand eight hundred and thirty-five had been usually paid and granted to the Minister or late Minister of any Church or Chapel by the Corporate Body named in the Schedules A. and B. to the said Act annexed, in conjunction with any Borough, should be secured as soon as conveniently might be after the passing of the said Act to every Person entitled or accustomed to receive the same, in the Manner in the said Act mentioned: And whereas the Allowances so made by the said Mayor, Bailiffs, and Burgesses to the said Rectors and other Ministers in augmentation of their respective Stipends, as herein-before is mentioned, having been materially increased since the Fifth Day of *June* One thousand eight hundred and twenty-eight, such increased Allowances are not within the Provisions of the said, recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth: And whereas the Lord Bishop of *Chester* is the Ordinary of the Diocese in which the said Parish of *Liverpool* is situated: And whereas the Mayor, Bailiffs, and Burgesses of the said Town of *Liverpool*, on or about the Twenty-first Day of *December* One thousand eight hundred and thirty-five, placed the Sum of One hundred and five thousand Pounds in the Hands of *James Aspinall* Esquire, *John Bourne* Esquire, *Sir Thomas Brancker* Knight, *James Cockshott* Esquire, *Robertson Gladstone* Esquire, *Richard Houghton* Esquire, the Right Reverend Father in God *John Bird* Lord Bishop of *Chester*, *Charles Lawrence* Esquire, *James Pownall* Esquire, *Thomas Shaw* Esquire, and *John Wright* Esquire, as Trustees, to be held by them upon certain Trusts for the Endowment of the Rectory and several of the Churches herein-before mentioned: And whereas the said Sum was invested by the said Trustees on certain Securities bearing Interest, and the Interest thereof with Accumulations thereon amounts to the Sum of Ten thousand eight hundred Pounds or thereabouts: And whereas Differences have existed concerning the Validity of the said Payment and the Trusts thereof, and a Suit on the Information of Her Majesty's Attorney General, on the Relation of certain Burgesses of the said Borough is now depending, and considerable Costs and Expences have been paid or incurred by the said Relators, the said Trustees, and the said Mayor, Aldermen, and Burgesses in respect to the said Suit, and otherwise relating to the said Differences, and further Expences will be incurred in terminating the said Suit: And whereas it hath been agreed that the said Suit shall be forthwith put an end to, and that the Securities upon which the said Sum of One hundred and five thousand Pounds hath been invested shall be transferred, and the Interest thereof, with the Accumulations, paid over by the said Trustees, to the Mayor, Aldermen, and Burgesses, and that the said Mayor, Aldermen, and Burgesses shall pay to the several Ministers mentioned in the Schedule hereunder written Five half-yearly Payments of the several annual Sums set opposite to their respective Names, with Interest thereon after the Rate of Three *per Centum per Annum*, and shall also pay the Costs which have been already incurred in prosecuting the said Suit, and those which may hereafter be

be incurred in terminating and winding up the same: And whereas the Division of the said Rectory into Medieties hath been found inconvenient, and it is desirable that the same should be united, and that there should be for the future One Minister only of the several Churches of *Saint George, Saint Thomas, and Saint Martin*, and that some Provision should be made for the Payment of the increased Allowances heretofore made by the said Mayor, Bailiffs, and Burgesses of *Liverpool* to the said Rectors, and to the Ministers of the said Churches of *Saint George, Saint Thomas, Saint Paul, Saint Ann, and Saint David*, which are not within the Provisions of the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, and also for the better Endowment of all the said several Churches herein-before mentioned; but inasmuch as the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and immediately after the next Avoidance of either of the said Medieties of the said Rectory of the said Parish of *Liverpool* the said Rectory shall be no longer in Medieties, but shall be one entire Rectory, and shall from thenceforth so remain and continue for ever.

Uniting the Medieties of the Rectory after the next Avoidance.

II. And be it enacted, That upon and from and immediately after the next Avoidance of either of the said Medieties the Survivor or continuing Incumbent of the other of the same Medieties shall *ipso facto* be and become and shall until his Death or Avoidance continue the sole Rector of the said Parish of *Liverpool*; and he and his Successors shall and may have, exercise, and enjoy all such and the same Powers and Authorities as are now vested in the said Rectors jointly or in either of them separately; and that upon the Death or other Avoidance of such surviving or continuing Rector the said Mayor, Aldermen, and Burgesses, and their Assigns, shall for ever thereafter have and be entitled to the Patronage, Advowson, Donation, and Presentation of and to the said united Rectory, in the same Manner to all Intents and Purposes as they would have been entitled to the Patronage, Advowson, Donation, or Presentation to the Medieties of the same Rectory, or either of them, in case this Act had not been passed.

The surviving Incumbent to become sole Rector.

Mayor, &c. to have the Patronage of the united Rectory.

III. And be it enacted, That from and after such next Avoidance of either of the said Medieties the Incumbent of the other of the said Medieties, and his Successors, shall be entitled to the whole of the Surplice Fees and other Ecclesiastical Emoluments and Parish Dues which have heretofore been accustomed to be paid to and received by the said Two Rectors jointly or either of them separately, and shall bear, pay, and discharge all Dues, Fees, Payments of every Description, and Sums of Money payable in respect of either of the said Medieties or by either of the said Rectors.

Surviving Incumbent to have the whole Fees, &c.

IV. And be it enacted, That in the meantime and until the next Avoidance of either of the said Medieties there shall be paid to
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Provision for the present Incumbent.

bents of the
Rectory.

each of them the said *Jonathan Brooks* and *Augustus Campbell*, yearly and every Year, together with a proportionate Part up to the Time of such Avoidance, the several Sums following; that is to say, the Two several Sums or Parochial Stipends of One hundred Pounds each payable under or by virtue of the said recited Acts of the Eleventh and Twelfth Years of the Reign of King *William* the Third, and the Twenty-sixth Year of the Reign of King *George* the Third; the Sum of One hundred and sixty Pounds heretofore annually voted by the Parishioners of *Liverpool*, but which it shall hereafter be obligatory upon the said Parishioners to pay; the Sum of Two hundred Pounds, which, having been usually paid by the said Mayor, Bailiffs, and Burgesses previously to the Fifth Day of *June* One thousand eight hundred and twenty-eight, has since, by the Provisions of the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, become a legal Charge on the Borough Fund of the said Borough; and the Sum of One hundred and fifty Pounds, which, not having been usually paid for the Period of Seven Years before the Fifth Day of *June* One thousand eight hundred and thirty-five, is not within the Provisions of the said Act; which said Sums, amounting together to the Sum of Seven hundred and ten Pounds, shall be over and above and in addition to his Share of the Monies arising from Seat Rents, and of the Surplice Fees and other Ecclesiastical Emoluments and Parish Dues.

For enforcing
Payment
of the Sums
heretofore
annually
voted by the
Parish.

V. And be it enacted, That the annual Sum of One hundred and sixty Pounds heretofore annually voted to each of them the said *Jonathan Brooks* and *Augustus Campbell* by the Parishioners of the said Parish, and the Payment of which is now made obligatory upon the said Parishioners to pay, shall be paid to each of them the said *Jonathan Brooks* and *Augustus Campbell* by the Churchwardens of the said Parish; and if such Payments or any of them shall at any Time be in arrear for the Space of Twenty-one Days after the Day on which the same ought to be paid, it shall be lawful for the said *Jonathan Brooks* and *Augustus Campbell*, or such of them to whom such Payments shall be so in arrear as aforesaid, his Executors or Administrators, to sue the Churchwardens of the said Parish of *Liverpool* for the Recovery thereof in the same Manner in all respects as the Rectors of the said Parish or either of them may sue the said Churchwardens for the Recovery of the said several Sums or Parochial Stipends of One hundred Pounds each under or by virtue of the said recited Acts of the Eleventh and Twelfth Years of the Reign of King *William* the Third and the Twenty-sixth Year of the Reign of King *George* the Third, or either of them; and the said Churchwardens shall and they are hereby authorized to raise the same at the same Times with the said several Sums or Parochial Stipends of One hundred Pounds each, and in the same Manner and by the same Means as the said Parochial Stipends are by the said recited Acts or either of them directed to be raised.

Provision
for the sur-
viving In-
cumbent.

VI. And be it enacted, That from and after the next Avoidance of either of the said Medieties the surviving or continuing Incumbent of the other of the said Medieties, and who by virtue of the Provisions herein-before contained will become the sole Rector, shall,

shall, during his Incumbency and until his Death or Avoidance, be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionable Part up to the Time of such Death or Avoidance, the several Sums following; that is to say, the Two several Sums or Parochial Stipends of One hundred Pounds each payable in respect of One Mediety of the said Rectory, and the Two several Sums of Two hundred Pounds and One hundred and fifty Pounds formerly payable by the Mayor, Bailiffs, and Burgesses, but now payable out of the Borough Fund of the said Borough, making together the annual Sum of Five hundred and fifty Pounds, and also the whole of the Monies arising from Seat Rents, and the whole of the Surplice Fees and other Ecclesiastical Emoluments and Parish Dues; and during the Period of such Incumbency, but not longer, the Parishioners of the said Parish of *Liverpool* shall be exonerated from all Liability to pay to such surviving or continuing Rector the Two several Sums or Parochial Stipends of One hundred Pounds each payable in respect of the other Mediety of the said Rectory.

VII. And be it enacted, That from and after the Decease, Resignation, Removal, or other Avoidance of both the present Rectors the annual Income and Emoluments of the then immediately succeeding and every future Rector shall consist of the Four several Sums or Parochial Stipends of One hundred Pounds each payable under or by virtue of the Provisions of the said recited Acts of the Tenth and Eleventh Years of the Reign of His Majesty King *William* the Third and of the Twenty-sixth Year of the Reign of His Majesty King *George* the Third, the whole of the Monies arising from Seat Rents, and the whole of the Surplice Fees and other Ecclesiastical Emoluments and Parish Dues; and such Rector shall have the same Power of suing the Churchwardens of the said Parish of *Liverpool* for the said Four several Sums or Parochial Stipends of One hundred Pounds each as each of the present Rectors now has of suing for and recovering the Two several Sums or Parochial Stipends of One hundred Pounds each payable in respect of his Mediety of the said Rectory.

Provision
for the future
Rector.

VIII. And be it enacted, That the Sum of One hundred and eighty Pounds heretofore annually voted by the Parishioners of the Parish of *Liverpool* to each of the Four Curates of the said Parish appointed by the Rectors shall henceforth and for ever be a legal Charge upon the said Parish, and shall be paid by the Churchwardens of the said Parish to each of the said Four Curates out of the annual Parochial Rates, Levies, or Taxes, or out of a Rate to be made for that Purpose.

Provision
for the Four
Parish
Curates.

IX. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of either of them the said *John Boughey Monk* and *Thomas Gerard Leigh*, the present Ministers of the said Church of *Saint George*, there shall be no longer Two Ministers to the said Church, but One Minister only, and the surviving or continuing Minister shall *ipso facto* be and become, and until his Death, Resignation, or Removal shall continue, the sole Minister

Surviving
Minister of
St. George's
to be the sole
Minister;

and Mayor,
&c. to nomi-
nate as here-
tofore.

Minister of the said Church; and he and his Successors, Ministers of the said Church, shall and may have, exercise, and enjoy all such and the same Powers and Authorities as are now vested in the Two Ministers of the said Church jointly or in either of them separately; and that upon the Death, Resignation, or Removal of such surviving or continuing Minister, and of every succeeding Minister, the said Mayor, Aldermen, and Burgesses, and their Assigns, shall for ever thereafter be entitled to nominate and appoint the Minister of the said Church, in the same Manner to all Intents and Purposes as they would have been entitled to appoint both the Ministers, or either of them, to the said Church, in case this Act had not been passed.

Surviving
Ministers of
St. George's
to be en-
titled to the
whole of the
Fees, &c.

X. And be it enacted, That from and after the Death, Resignation, or Removal of either of the said present Ministers of the said Church of *Saint George* the other or surviving or continuing Minister shall be entitled to the whole of the Surplice Fees and other Emoluments which have heretofore been accustomed to be paid to and received by the Minister, and in like Manner shall bear, pay, and discharge all Dues, Fees, Payments of every Description, and Sums of Money which have heretofore been usually paid by the said Minister.

Provision
for the Rev.
J. B. Monk.

XI. And be it enacted, That in the meantime and until the Death, Resignation, or Removal of either of them the said *John Boughey Monk* and *Thomas Gerard Leigh*, and also in case of the Death, Resignation, or Removal of either of them, and the said *John Boughey Monk* shall happen to be the surviving or continuing Minister, there shall be paid to the said *John Boughey Monk* out of the Borough Fund of the said Borough, yearly and every Year, together with a proportionate Part up to the Day of his Death, or of his Resignation or Removal from the Ministry of the said Church, the several Sums following; that is to say, the Stipend or Sum of Fifty Pounds payable under or by virtue of the said recited Act of the First Year of the Reign of His Majesty King *George* the First; the Sum of Two hundred and sixty-five Pounds, which, having been usually paid by the said Mayor, Bailiffs, and Burgesses previously to the Fifth Day of *June* One thousand eight hundred and twenty-eight, has now by the Provisions of the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth become a legal Charge on the Borough Fund of the said Borough; and the Sum of One hundred and five Pounds, which, not having been usually paid for the Period of Seven Years before the Fifth Day of *June* One thousand eight hundred and thirty-five, is not within the Provisions of the said Act; which said Sums, amounting together to the Sum of Four hundred and twenty Pounds, shall be over and above and in addition to the Fees and other Emoluments heretofore belonging to or usually received by the Minister of the said Church.

Provision
for the Rev.
T. G. Leigh.

XII. And be it enacted, That in the meantime and until the Death, Resignation, or Removal of either of them the said *John Boughey Monk* and *Thomas Gerard Leigh*, there shall be paid to him the said *Thomas Gerard Leigh* out of the Borough Fund of the said Borough, yearly and every Year, together with a proportionate Part
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up to the Day of such Death, Resignation, or Removal, the Sum of Three hundred and fifteen Pounds; and in case of the Death, Resignation, or Removal of either of them the said *John Boughey Monk* and *Thomas Gerard Leigh*, and the said *Thomas Gerard Leigh* shall happen to be the surviving or continuing Minister, there shall be paid to him the said *Thomas Gerard Leigh* out of the Borough Fund of the said Borough, yearly and every Year, together with a proportionate Part up to the Day of his Death, or of his Resignation or Removal from the Ministry of the said Church, the several Sums following; that is to say, the Stipend or Sum of Fifty Pounds payable under or by virtue of the said recited Act of the First Year of the Reign of His Majesty King *George* the First, and also the said Sum of Three hundred and fifteen Pounds, which said Sums, amounting together to the Sum of Three hundred and sixty-five Pounds, shall be over and above and in addition to the Surplice Fees and other Ecclesiastical Emoluments belonging to or usually received by the Minister of the said Church.

XIII. And be it enacted, That from and after the Decease, Resignation, or Removal of both of them the said *John Boughey Monk* and *Thomas Gerard Leigh*, the present Ministers of the said Church of *Saint George*, the then immediately succeeding and every future Minister of the said Church shall be entitled to receive, and there shall be paid to him out of the Borough Fund of the said Borough, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the several Sums following; that is to say, the Stipend or Sum of Fifty Pounds payable under or by virtue of the said recited Act of the First Year of the Reign of His Majesty King *George* the First, and the Sum of Two hundred Pounds, hereby required to be paid, which said Sums of Fifty Pounds and Two hundred Pounds, making together the Sum of Two hundred and fifty Pounds, shall be payable, and shall be over and above and in addition to the Surplice Fees and other Ecclesiastical Emoluments heretofore belonging to or usually received by the Ministers of the said Church.

Provision
for the future
Minister of
St. George's.

XIV. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of either of them the said *John Charles Prince* and *Thomas Lloyd Pain*, the present Ministers of the said Church of *Saint Thomas*, there shall be no longer Two Ministers of the said Church, but One Minister only, and the surviving or continuing Minister shall *ipso facto* be and become, and until his Death, Resignation, or Removal shall continue, the sole Minister of the said Church; and he and his Successors, Ministers of the said Church, shall and may have, exercise, and enjoy all and such and the same Powers and Authorities as are now vested in the Two Ministers of the said Church jointly or in either of them separately; and that upon the Death, Resignation, or Removal of such surviving or continuing Minister, and of every succeeding Minister, the said Mayor, Aldermen, and Burgesses, and their Assigns, shall for ever thereafter have and be entitled to nominate and appoint the Minister of the said Church, in the same Manner to all Intents and Purposes as they

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and Mayor,
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would have been entitled to appoint both the Ministers, or either of them, to the said Church, in case this Act had not been passed.

Surviving
Minister of
St. Thomas's
to be en-
titled to the
whole of the
Fees, &c.

XV. And be it enacted, That from and after the Death, Resignation, or Removal of either of the said present Ministers of the said Church of *Saint Thomas* the other or surviving or continuing Minister shall be entitled to the whole of the Surplice Fees and other Ecclesiastical Emoluments which have heretofore been accustomed to be paid to and received by the Two Ministers jointly or either of them separately, and in like Manner shall bear, pay, and discharge all Dues, Fees, Payments of every Description, and Sums of Money which have heretofore been usually paid by the said Ministers jointly or either of them separately.

Provision
for the pre-
sent Minis-
ters of St.
Thomas's.

XVI. And be it enacted, That in the meantime and until the Death, Resignation, or Removal of either of them the said *John Charles Prince* and *Thomas Lloyd Pain* there shall be paid to the said *John Charles Prince* the several Sums following; that is to say, the Stipend of Eighty Pounds which has heretofore been paid to him out of the Seat Rents of the said Church; the Sum of One hundred and sixty-five Pounds, which, having been usually paid by the said Mayor, Bailiffs, and Burgesses previously to the Fifth Day of *June* One thousand eight hundred and twenty-eight, has now, by the Provisions of the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, become a legal Charge on the Borough Fund of the said Borough; and the Sum of Fifty-five Pounds, which, not having been usually paid for the Period of Seven Years before the Fifth Day of *June* One thousand eight hundred and thirty-five, is not within the Provisions of the said Act; which said several Sums, amounting together to the Sum of Three hundred Pounds, shall be over and above and in addition to his Share of the Fees and other Emoluments heretofore belonging to or usually received by the Ministers of the said Church; and to the said *Thomas Lloyd Pain* the several Sums following; that is to say, the Stipend of Forty-five Pounds which has heretofore been paid to him out of the Rents of the Pews of the said Church, and the Sum of One hundred and sixty-five Pounds, which, having been usually paid by the said Mayor, Bailiffs, and Burgesses previously to the Fifth Day of *June* One thousand eight hundred and twenty-eight, has now, by the Provisions of the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, become a legal Charge on the Borough Fund of the said Borough; which said Stipend of Forty-five Pounds, and the said Sum of One hundred and sixty-five Pounds, shall be over and above and in addition to any Fees and other Emoluments heretofore belonging to or usually received by the Ministers of the said Church or either of them, and over and above all other Stipends or Sums which now are or hereafter by Grant or Vote may be or become payable to him out of the Seat Rents of the said Church or otherwise than by the said Mayor, Aldermen, and Burgesses.

XVII. And

XVII. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of either of them the said *John Charles Prince* and *Thomas Lloyd Pain*, in case the said *John Charles Prince* shall happen to be the surviving or continuing Minister, he shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the several Sums following; that is to say, the said Stipend of Eighty Pounds, the said Stipend of Forty-five Pounds, and the said several Sums of One hundred and sixty-five Pounds and Fifty-five Pounds payable by the Mayor, Aldermen, and Burgesses out of the Borough Fund, together with the whole of the Surplice Fees and other Ecclesiastical Emoluments heretofore belonging to and usually received by the Ministers of the said Church, over and above all other Stipends or Sums which now are or hereafter by Grant or Vote may become payable to them the said Ministers, or either of them, and be continued to him the said Survivor out of the Seat Rents of the said Church or otherwise than by the said Mayor, Aldermen, and Burgesses; but in case the said *Thomas Lloyd Pain* shall happen to be the surviving or continuing Minister he shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Decease, Resignation, or Removal, the several Sums following; that is to say, the said Stipend of Eighty Pounds, the said Stipend of Forty-five Pounds, and the Sum of One hundred and sixty-five Pounds payable by the Mayor, Aldermen, and Burgesses out of the Borough Fund, together with the whole of the Surplice Fees and other Ecclesiastical Emoluments, over and above all other Stipends or Sums which now are or hereafter by Grant or Vote may become payable to them the said Ministers, or either of them, and be continued to him the said Survivor out of the Seat Rents of the said Church or otherwise than by the said Mayor, Aldermen, and Burgesses.

Provision for the Survivor of the present Ministers of St. Thomas's.

XVIII. And be it enacted, That from and after the Decease, Resignation, or Removal of both of them the said *John Charles Prince* and *Thomas Lloyd Pain*, the present Ministers of the said Church of *Saint Thomas*, the then immediately succeeding and every future Minister of the said Church shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the several Sums following; that is to say, the said Stipend of Eighty Pounds, the said Stipend of Forty-five Pounds, and the Sum of One hundred and five Pounds hereby required to be paid by the said Mayor, Aldermen, and Burgesses out of the Borough Fund of the said Borough; which said Sums of Eighty Pounds, Forty-five Pounds, and One hundred and five Pounds shall be payable, and shall be over and above and in addition to the whole of the Surplice Fees and other Ecclesiastical Emoluments heretofore belonging to or usually received by the Ministers of the said Church, and over and above all other Stipends or Sums which now or hereafter by Grant or Vote may become payable to them the said Ministers, or either of them, and be continued to him the said sole Minister out of the said Seat Rents of the said Church or otherwise than by the said Mayor, Aldermen, and Burgesses.

Provision for the future Minister of St. Thomas's.

XIX. And

Provision for
the present
Ministers of
St. Paul's
Church.

XIX. And be it enacted, That until the Death, Resignation, or Removal of the said *John Herman Stafford*, the present Head Minister or Chaplain of the Church of *Saint Paul*, there shall be paid to the said *John Herman Stafford*, over and above any Salary, Sum or Sums now payable or which hereafter may be or become payable to the Head Minister or Chaplain of the said Church out of the Rents and Profits of the Seats in the Galleries of the said Church as herein-before mentioned, the said Stipend of Fifty Pounds payable to the said Head Minister or Chaplain out of the Estate and Stock of the Borough and Corporation of *Liverpool* as herein-before mentioned; the Sum of Seventy Pounds, which, having been usually paid by the said Mayor, Bailiffs, and Burgesses previously to the Fifth Day of *June* One thousand eight hundred and twenty-eight, has now, by the Provisions of the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, become a legal Charge on the Borough Fund of the said Borough; and the Sum of Fifty Pounds, which, not having been usually paid for the Period of Seven Years before the Fifth Day of *June* One thousand eight hundred and thirty-five, is not within the Provisions of the said Act; which said several Stipends shall be over and above and in addition to his Share of the Fees and other Emoluments heretofore belonging to or usually received by the Ministers of the said Church.

Provision for
the future
Ministers of
St. Paul's.

XX. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of the said *John Herman Stafford* the then immediately succeeding and every future Head Minister or Chaplain of the said Church of *Saint Paul* shall be intitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, over and above any Salary, Sum or Sums now payable or which hereafter may be or become payable to the Head Minister or Chaplain of the said Church out of the Seat Rents as aforesaid, the said Salary of Fifty Pounds payable to the said Head Minister or Chaplain out of the Estate and Stock of the said Borough and Corporation; a further yearly Stipend of Eighty Pounds hereby required to be paid by the said Mayor, Aldermen, and Burgesses out of the Borough Fund; and a further yearly Stipend of Forty Pounds hereby required to be paid by the Churchwardens of the said Parish out of the annual Parochial Rates, Levies, or Taxes, or out of a Rate to be made for that Purpose, over and above and in addition to his Share of the Fees and other Emoluments heretofore belonging to or usually received by the Ministers of the said Church; and that from and immediately after the Decease, Resignation, or Removal of the said *Roger Hesketh Formby*, the present Second Minister of the said Church of *Saint Paul*, the then immediately succeeding and every future Second Minister of the said Church of *Saint Paul* shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Decease, Resignation, or Removal, over and above any Salary, Sum or Sums now payable or which hereafter may be or become payable to the Second Minister of the said Church out of the Rents and Profits of the said Seats as aforesaid, and a further yearly

yearly Stipend of One hundred Pounds hereby required to be paid by the Churchwardens of the said Parish out of the annual Parochial Rates, Levies, or Taxes, or out of a Rate to be made for that Purpose, over and above and in addition to his Share of the Fees and other Emoluments heretofore belonging to or usually received by the said Ministers or either of them.

XXI. And be it enacted, That so long as the Reverend *William Blundell* shall continue to be the Minister of the Church of *Saint Ann* he shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the said Stipend of Seventy Pounds herein-before mentioned; the Sum of One hundred Pounds, which, having been usually paid by the Mayor, Bailiffs, and Burgesses previously to the Fifth Day of *June* One thousand eight hundred and twenty-eight, has now, by the Provisions of the said recited Act of His late Majesty King *William* the Fourth, become a legal Charge on the Borough Fund of the said Borough; and the Sum of Forty Pounds, which, not having been usually paid for the Period of Seven Years before the Fifth Day of *June* One thousand eight hundred and thirty-five, is not within the Provisions of the said Act; which said Sum, amounting to the Sum of Two hundred and ten Pounds, shall be over and above and in addition to the Surplice Fees and other Ecclesiastical Emoluments heretofore belonging to or usually received by the Minister of the said Church.

Provision for the present Minister of St. Ann's.

XXII. And be it enacted, That from and after the Decease, Resignation, or Removal of the Reverend *William Blundell*, the present Minister of *Saint Ann's* Church, the then immediately succeeding and every future Minister of the said Church shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the Stipend of Seventy Pounds, and the Sum of Eighty Pounds hereby required to be paid by the said Mayor, Aldermen, and Burgesses out of the Borough Fund of the said Borough; which said Sums of Seventy Pounds and Eighty Pounds shall be payable by equal quarterly Payments, and shall be over and above and in addition to the Surplice Fees and other Ecclesiastical Emoluments heretofore belonging to and usually received by the Minister of the said Church.

Provision for the future Minister of St. Ann's.

XXIII. And be it enacted, That the Reverend *Robert Davies*, the present Minister of *Saint David's* Church, and every future Minister of the said Church, shall be entitled to receive, and there shall be paid to him out of the Borough Fund of the said Borough, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the Sum of One hundred Pounds over and above and in addition to the said Stipend of Ninety Pounds a Year herein-before mentioned, and to the Surplice Fees and other Ecclesiastical Emoluments heretofore belonging to and usually received by the Minister of the said Church.

Provision for the present and future Minister of St. David's.

Provision for
the future
Minister of
St. John's.

XXIV. And be it enacted, That from and after the Decease, Resignation, or Removal of the Reverend *Richard Loxham*, the present Minister of *Saint John's*, the then immediately succeeding and every future Minister of the said Church shall be entitled to receive, and there shall be paid to him, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, the Sum of Twenty Pounds hereby required to be paid by the said Mayor, Aldermen, and Burgesses out of the Borough Fund of the said Borough, over and above and in addition to any other Stipend, Fees, or Emoluments to which such Minister may be otherwise entitled, or which may have belonged to or been usually received by the Minister of the said Church.

Provision
for a Curate
of St. John's
after Death,
&c. of the
present As-
sistant Mi-
nister.

XXV. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of the Reverend *Thomas Moss*, the present Lecturer or Assistant Minister of the said Church of *Saint John*, the then Minister of the said Church and every succeeding Minister shall forthwith appoint and always keep a Curate to assist him in the Performance of the Duties of the said Church; and that such Curate shall be entitled to receive, yearly and every Year, together with a proportionate Part up to the Day of his Death, Resignation, or Removal, a yearly Salary or Stipend of One hundred Pounds *per Annum*; and such Stipend shall be paid to him by the Churchwardens of the said Parish out of the annual Parochial Rates, Levies, or Taxes, or out of a Rate to be made for that Purpose.

After Death,
&c. of the
present As-
sistant Mini-
ster of St.
Martin the
Head Mini-
ster to be
sole Minis-
ter;

XXVI. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of the Reverend *Cecil Wray*, the present Assistant Minister of the said Church of *Saint Martin-in-the-Fields*, there shall be no longer Two Ministers of the said Church, but One Minister only, and the Sum of Two hundred Pounds heretofore paid by the said Mayor, Aldermen, and Burgesses of *Liverpool* to such Assistant Minister shall thereupon cease and determine, and be no longer payable, and the First or Head Minister of the said Church shall *ipso facto* be and become, and until his Death, Resignation, or Removal shall continue, the sole Minister of the said Church; and he and his Successors, Ministers of the said Church, shall and may have, exercise, and enjoy all and such and the same Powers and Authorities as are now vested in the Two Ministers of the said Church jointly or in either of them separately; and the said Mayor, Aldermen, and Burgesses, and their Assigns, shall for ever thereafter be entitled to nominate and appoint the Minister of the said Church, in the same Manner to all Intents and Purposes as they would have been entitled to nominate and appoint both the Ministers to the said Church in case this Act had not been passed.

and the
Mayor, &c.
to appoint as
heretofore.

The sole
Minister to
have whole
of Fees, &c.

XXVII. And be it enacted, That from and immediately after the Decease, Resignation, or Removal of the Assistant Minister of the said Church of *Saint Martin* the then sole Minister of the said Church, and every succeeding Minister, shall be entitled to the Share of the Assistant Minister of the Surplice Fees and other Ecclesiastical Emoluments of the said Church, over and above his own Share thereof,

thereof, and in addition to the yearly Sum of Three hundred Pounds payable to such Minister by the said Mayor, Aldermen, and Burgesses under and by virtue of the Act passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth.

XXVIII. And be it enacted, That immediately upon the Death, Resignation, or Removal of the Assistant Minister of the said Church of *Saint Martin-in-the-Fields* the Minister of the said Church shall forthwith appoint and always keep a Curate to assist him in the Performance of the Duties of the said Church; and such Curate shall be entitled to, and there shall be paid to him, yearly and every Year, together with a proportionable Part up to the Day of his Death, Resignation, or Removal, the Salary or Stipend of One hundred Pounds *per Annum* hereby required to be paid by the said Mayor, Aldermen, and Burgesses out of the said Borough Fund.

Provision for a Curate of St. Martin's after Death, &c. of present Assistant Minister.

XXIX. Provided always, and be it enacted, That if the said *Cecil Wray*, the present Assistant Minister of the said Church of *Saint Martin-in-the-Fields*, shall be desirous of effecting an Exchange with any other Minister of the Church of *England*, not being a younger Life than his own, it shall be lawful for the Mayor, Aldermen, and Burgesses, or other the Person for the Time being entitled to the Right of Nomination, (if they or he shall think proper so to do, but not otherwise,) to give effect to such Exchange by nominating the Person with whom the same may have been agreed to be made to the Office of Assistant Minister of the said Church in the Place of the said *Cecil Wray*; and then and in such Case all the Provisions herein-before contained with respect to the Abolition of the Office of Assistant Minister of the said Church shall be postponed, and shall not take effect until after the Death, Resignation, or Removal of the Person so nominated as aforesaid; and such Person shall in the meantime have and be entitled to the same Stipend of Two hundred Pounds and other Emoluments, and to the same Right of succeeding to be sole Minister of the said Church, as the said *Cecil Wray* would have been entitled had he continued Assistant Minister thereof; and in case the Reverend *Charles Thomas Gladwin*, the present First or Head Minister of the said Church, shall be desirous of effecting an Exchange with any other Minister of the Church of *England*, not being a younger Life than his own, it shall be lawful for the Mayor, Aldermen, and Burgesses, or other the Person having such Right of Nomination (if they or he shall think proper so to do, but not otherwise), to give effect to the said Exchange by nominating the Person with whom the same may have been agreed to be made to the Office of First or Head Minister of the said Church in the Place of the said *Charles Thomas Gladwin*, and the Person so nominated shall be entitled to the same Stipend of Three hundred Pounds and other Emoluments, and to the same Right of becoming sole Minister of the said Church, as the said *Charles Thomas Gladwin* would have been entitled in case he had continued the First or Head Minister thereof; and upon the Death, Resignation (otherwise than for the Purpose of effecting such Exchange as aforesaid), or Removal of the said *Charles Thomas Gladwin*, or, in case of such Exchange, upon the Death, Resignation, or Removal of the Person who may be appointed First or Head Minister in his

Power for present Assistant Minister of St. Martin's to exchange.

Power for the Head Minister of St. Martin's to exchange.

Present Assistant Minister, or his Successor, to be sole Minister

on Death,
&c. of pre-
sent Minis-
ter or his
Successors.

his Stead, the said *Cecil Wray*, or the Person who shall then fill the Office of Assistant Minister (if any such there be), shall *ipso facto* become the sole Minister of the said Church, and shall be entitled to the same yearly Stipend of Three hundred Pounds, and to the same Fees and Emoluments and other Rights and Privileges, and shall be subject to the same Obligations, as the said *Charles Thomas Gladwin* would have been entitled or subject in case he had become such sole Minister; and upon the said *Cecil Wray* or his Successor becoming the sole Minister of the said Church the yearly Stipend of Two hundred Pounds heretofore paid to the Assistant Minister of the said Church shall cease and determine.

All the said
Stipends to
be paid
quarterly,
&c.

XXX. And whereas it would be a Matter of general Convenience as well to the said Churchwardens, and the said Mayor, Aldermen, and Burgesses, as to the said Rectors, Ministers, and Curates, if all the Stipends by this Act authorized to be paid or continued and received by them respectively were appointed to be paid by equal Payments on certain fixed quarterly Days; be it therefore enacted, That all the said Stipends henceforth continued, or heretofore at any Time to take effect and become payable, and which are to be paid by the said Churchwardens, or the said Mayor, Aldermen, and Burgesses, shall be paid by equal quarterly Payments on every the First Day of *October*, First Day of *January*, First Day of *April*, and First Day of *July* in each Year, the first Payment to be made on the first of the said quarterly Days which shall happen next after the passing of this Act, or after the Stipends respectively shall take effect and become payable; provided that as to any Stipend which shall take effect and become payable at any Time or Event hereafter, and not upon the passing of this Act, a proportionate Deduction shall be made from the first quarterly Payment in respect to any Part of the Quarter of the Year next preceding the first quarterly Day for Payment during which such Stipend shall not have taken effect or become payable; and provided that all Payments which are by this Act provided to be continued from the passing of this Act shall be estimated as if the same were to be paid from the First Day of *July* One thousand eight hundred and thirty-eight.

For Reco-
very of the
Payments to
be made by
the Church-
wardens if
in arrear.

XXXI. And be it enacted, That if the said Payments to be made by the Churchwardens of the said Parish to the Curates of the said Parish or any of them, or to the said Ministers of *Saint Paul's* or either of them, or to the said Curate of *Saint John's*, or any of such Payments, shall at any Time be in arrear for the Space of Twenty-one Days after the Day on which the same ought to be paid, it shall be lawful for the Party or Parties to whom such Payment or Payments shall be so due or in arrear, his or their respective Executors or Administrators, to sue for and recover the same, with full Costs of Suit, against the Churchwardens or Churchwarden for the Time being of the said Parish of *Liverpool*, by Action of Debt or upon the Case, or for so much Money had and received for the Use of such Party or Parties respectively, his Executors or Administrators, or for Work or Labour done, to be brought in any of Her Majesty's Courts of Record at *Westminster*.

XXXII. And

XXXII. And be it enacted, That for the Purpose of enabling the said Churchwardens of the said Parish of *Liverpool* to make such Payments as last aforesaid the clear annual Sums of Seven hundred and twenty Pounds, Forty Pounds, One hundred Pounds, and One hundred Pounds, making together Nine hundred and sixty Pounds, shall for ever hereafter be assessed, raised, levied, and paid upon and by the Occupiers of Houses and Buildings in the said Town and Liberties of *Liverpool* at the same Time and in the same Manner in all respects as by the said Act of the Twenty-sixth Year of the Reign of His Majesty King *George* the Third is provided and declared with respect to the additional Sum of Two hundred Pounds by the said Act directed to be assessed, raised, levied, and paid to the Rectors of the said Rectories or Medieties, and as if the said Sum of Nine hundred and sixty Pounds now directed to be assessed, raised, levied, and paid had been directed to be assessed, raised, levied and paid by the said last-mentioned Act at the same Time with the said additional Sum of Two hundred Pounds thereby directed to be raised; and all the Powers, Authorities, Clauses, and Provisions in the said Act contained with reference to the said additional Sum of Two hundred Pounds, the Appointment of Collectors and Assessors, the levying the said Rate upon Persons refusing or neglecting to pay the same, the taking the Accounts of the Collectors and compelling them to render Account, to pay over the Monies in their Hands, to deliver up the Books of the Rates or Assessments and other Books and Papers relating thereto, the Punishment of such Collectors by the Distress and Sale of their Goods and Chattels or by the Imprisonment of their Persons, the making a new Rate to supply the Deficiency occasioned by the Defalcation of any Collector, the Power of Persons assessed to the said Rates, or otherwise feeling themselves aggrieved in reference thereto, to appeal to the next General Quarter Sessions of the Peace to be held for the said Borough of *Liverpool*, the Power of the said Court to award and levy the Costs of such Appeal, the Exemption of poor Persons or Cottagers and Persons renting Houses under the yearly Value of Five Pounds from the Payment of the said Rates, or to any other Matter or Thing directly or indirectly relating thereto, shall be and be deemed, construed, and taken to extend and apply to the said Sum of Nine hundred and sixty Pounds in the same Manner in all respects as if the same Sum had been directed to be raised by the said recited Act.

The Powers of 26 G. 3. c. 16. extended to this Act for the Purpose of enabling the Churchwardens to make the above Payments.

XXXIII. And be it enacted, That if the several Stipends, Allowances, or yearly Sums herein-before directed to be paid or continued out of the Borough Fund of the said Borough, or any or either of such Stipends, Allowances, or yearly Sums, or any quarterly or other Payment thereof, shall at any Time be in arrear for the Space of Twenty-one Days after the Day on which the same ought to be paid, it shall be lawful for the Rector or Minister or Curate to whom such Payment or Payments shall be so due or in arrear, his Executors or Administrators, to sue for and recover the same, with full Costs of Suit, against the Treasurer for the Time being of the said Borough, or the Mayor, Aldermen, and Burgesses of the said Borough, by Action of Debt or on the Case, or for so much Money had and received for the Use of such Rector, Minister, or Curate respectively;

For Recovery of the Stipends to be paid out of the Borough Fund if in arrear.

[Local.]

27 S—T

or

or for Work or Labour done, to be brought in any of Her Majesty's Courts of Record at *Westminster*.

The several Stipends to be paid under this Act to be in lieu of the Sums heretofore paid by the Mayor, &c., and all Bonds to be void.

XXXIV. And be it enacted, That the several Stipends, Allowances, or yearly Sums by this Act directed to be paid to the Rectors of the said Parish, and to the several Ministers of the before-mentioned Churches, and every of them, out of the Borough Fund of the said Borough, shall be accepted and taken by such Rectors and Ministers respectively and the same are hereby declared to be in lieu and instead as well of the several Stipends, Allowances, or yearly Sums which during Seven Years next before the Fifth Day of *June* One thousand eight hundred and thirty-five have been usually paid by the said Mayor, Bailiffs, and Burgesses to the said Rectors and Ministers, as of the said Stipends, Allowances, and yearly Sums which have been paid by the said Mayor, Bailiffs, and Burgesses, or by the Mayor, Aldermen, and Burgesses, since the Fifth Day of *June* One thousand eight hundred and twenty-eight, and of all Bonds and other Securities given or required to be given to such Rectors or Ministers, or any of them, for the Payment of such Stipends, Allowances, or yearly Sums, or any Part or Parts thereof, under the Authority of the said recited Act of the Fifth and Sixth Years of the Reign of His Majesty King *William* the Fourth, and in satisfaction of all Claims and Demands on the said Mayor, Aldermen, and Burgesses by virtue of any Statute, Grant, Vote, or otherwise howsoever.

Conditions of Residence of Rectors, &c.

XXXV. Provided always, and be it enacted, That each of the several Stipends and Allowances by this Act directed to be paid to Rectors, Ministers, and Curates shall only be paid under the Circumstances and during the Periods following; (that is to say,) as to each Rector so long as he shall reside within the Municipal Boundary of the said Borough of *Liverpool*; and as to each Minister and Curate so long as he shall reside within the Parish of *Liverpool* aforesaid, or as to each Minister and Curate, except the said Parish Curates, within One Mile of his Church; and as to each Parish Curate within One Mile of either of the Parish Churches; and as to each Rector, Minister, and Curate so long as he respectively shall personally perform his official Duties in and pertaining to the Church in respect whereof such respective yearly Stipend or Allowance is directed to be paid (except in Cases of Sickness or some other Cause, to be approved by the Ordinary for the Time being within whose Diocese *Liverpool* shall be).

This Act not to interfere with the Provisions of 5 & 6 W. 4. c. 76.

XXXVI. Provided always, and be it enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to interfere with, prejudice, alter, or affect the Provisions contained in the said recited Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth respecting the Sale and Disposition of Advowsons and Rights of Nomination and Presentation to Benefices and Ecclesiastical Preferences vested in Bodies Corporate, but the Advowson or Right of Presentation to the said Rectory, and the Right or Title to nominate the Ministers of the before-mentioned Churches, subject to the Provisions of this Act, shall and may be sold under the Authority of and in the Manner directed by the

the said recited Act of the Fifth and Sixth Years of the Reign of His Majesty King *William* the Fourth, any thing herein contained to the contrary thereof in anywise notwithstanding.

XXXVII. Provided, and be it enacted, That nothing in this Act contained shall prejudice, impeach, or defeat, lessen or abridge, or be construed to prejudice, impeach, or defeat, lessen or abridge, the Right, Title, Interest, Claim, or Demand of the Rectors and hereafter the sole Rector of the said Parish of, in, or to any Dues, Duties, Offerings, Oblations, Obventions, or other Ecclesiastical Rights, Benefits, Perquisites, or Advantages which are vested in the said Rectors, or which they, or hereafter the sole Rector, can or may respectively claim, demand, or be entitled to by virtue of any Statute, Law, or Custom whatsoever now in force.

Not to prejudice the Right of the Rectors to Parish Dues, &c.

XXXVIII. And be it enacted, That the said Suit so depending as herein-before is mentioned shall be ended and determined, and that the Securities upon which the said Sum of One hundred and five thousand Pounds hath been invested shall immediately after the passing of this Act, or as soon as conveniently may be thereafter, be transferred by the said Trustees to the said Mayor, Aldermen, and Burgesses, and the said Interest and Proceeds thereof paid over by the said Trustees into the Hands of the Treasurer for the Time being of the said Borough, to the Intent that the Monies invested in the said Securities and the said Interest and Proceeds may be by him received and carried to the Account of the Borough Fund of the said Borough, and for which Transfer and Payment the Acknowledgment and Receipt of the said Mayor, Aldermen, and Burgesses under their Common Seal shall be an effectual Discharge to the said Trustees, who shall be and they are hereby indemnified from all Liability to any Person or Persons whomsoever on account of such Transfer and Payment, or of having parted with the Possession of the said Trust Monies.

Transferring Securities the on which the Sum placed in the Hands of Trustees for Endowment of the Rectory, &c. is invested to the Mayor, &c. and for Payment of the Interest, &c. to the Borough Fund.

XXXIX. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall forthwith out of the said Borough Fund pay to the several Parties respectively named in the Schedule to this Act annexed Five half-yearly Payments of the several annual Sums set opposite to their respective Names in the said Schedule, together with Interest after the Rate of Three Pounds *per Centum per Annum* upon each of such half-yearly Payments from the Time when the same respectively became due until the Payment thereof; and that the said Mayor, Aldermen, and Burgesses shall also pay out of the Borough Fund of the said Borough all the Costs, Charges, and Expences which have been paid or incurred by the Relators, the said Trustees, and the said Mayor, Aldermen, and Burgesses in respect to the said Suit, or otherwise relating to the Differences herein-before mentioned or referred to, and also all the Costs, Charges, and Expences attendant upon or incident to the Termination of the said Suit and the winding up of the same.

The Mayor, &c. to pay the several Sums mentioned in the Schedule with Interest, and the said Costs, &c.

XL. And be it enacted, That the Expences of applying for and obtaining and passing this Act, and all Costs and Charges incurred prepar-

Costs of this Act to be paid out of

the Borough
Fund.

preparatory or otherwise in relation thereto, shall be paid out of the Borough Fund of the said Borough of *Liverpool*.

Act as print-
ed by the
Queen's
Printers to
be Evidence.

XLI. And be it enacted, That this Act shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom; and a Copy thereof so printed by any of them shall be admitted as Evidence by all Judges, Justices, and others.

The SCHEDULE above referred to.

	Stipends, Five half-yearly Payments of which, beginning 1st July 1836 and ending 1st July 1838, are to be paid with Interest at the Rate of 3 <i>l.</i> per Centum per Annum.					
	Stipends previous to 5th June 1828.			Additional Stipends subsequent to 5th June 1828.		
	£	s.	d.	£	s.	d.
First Mediety of the Rectory, Reverend Jonathan Brooks -	200	0	0	150	0	0
Second Mediety of the Rectory, Reverend A. Campbell - -	200	0	0	150	0	0
Saint George's Church, Reverend J. B. Monk, Chaplain	265	0	0	105	0	0
Saint Thomas's Church, Reverend J. C. Prince, Chaplain	165	0	0	55	0	0
Saint Paul's Church, Reverend J. H. Stafford, Minister	70	0	0	50	0	0
Saint Ann's Church, Reverend William Blundell, Minister.	100	0	0	40	0	0
Saint David's Church, Reverend R. Davies, Minister -	0	0	0	100	0	0
	1,000	0	0	650	0	0

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1838.