



Ecclesiastical Leasing Act 1842 (repealed)

CHAPTER 108

ECCLESIASTICAL LEASING ACT 1842 (REPEALED)

- [1.] Ecclesiastical corporations, aggregate or sole, (with certain exceptions,) empowered to grant building leases, under certain restrictions.
- 2 Power to reserve increased rent.
- 3 Land may be appropriated for streets, yards, &c.
- 4 Ecclesiastical corporations may lease running water, and water-leaves and wayleaves.
- 5 Power to confirm leases voidable for informality, and to accept surrenders and grant new leases or apportioned leases.
- 6 Mining leases may be granted.
- 7 Execution of a lease by the necessary consenting parties to be evidence that the requisites of this Act have been complied with.
- 8 Act not to restrain existing powers of leasing, except that after a lease under this Act the land shall not be leased except at rack rent.
- 9 House of residence, garden, &c. not to be leased.
- 10 Improved value of Episcopal Estates to be paid to Commissioners.
- 11 Improved value of chapter property above a certain amount to be paid to Commissioners 4 & 5 Vict. c. 39.
- 12, 13 Improved value of archdeaonries may be paid to ecclesiastical commissioners.
- 14 Portion of improved value under mining leases to be paid to [Church Commissioners].
- 15 Powers of 3 & 4 Vict. c. 113. extended to this Act.
- 16 Leases under this Act may be made on the surrender of the existing leases.
- 17 Not necessary to surrender under-leases before the grant of a lease under this Act.
- 18
- 19 As to dilapidations.

Changes to legislation: Ecclesiastical Leasing Act 1842 (repealed) is up to date with all changes known to be in force on or before 11 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- 20 Consents requisite to the validity of leases granted under this Act.
- 21 Consenting parties to be parties to the deeds.
- 22 How consent of patron to be testified where patronage in the crown;
- 23 How where patronage is attached to the duchy of Cornwall;
- 24 How where patron or lord of manor is an incapacitated person.
- 25 Persons entitled to present on vacancy shall be considered the patron.
- 26 Same party may consent in more than one character.
- 27 Corporations aggregate to act by their common seal.
- 28 Act to extend to lands held in trust for corporations.
- 29 Counterparts of leases and certain other instruments to be deposited, and to be open to inspection; and office copies to be evidence.
- 30 Lease to be void if any fine or premium be paid.
- 31 Interpretation of Act; "Person." "Lands." "Houses." "Benefice." Number. Gender.
- 32 Act to extend only to England and Wales, Isle of Man, &c.
- 33

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Changes and effects yet to be applied to :

- s. 22 words repealed by [2005 c. 4 Sch. 4 para. 11\(3\)](#)[Sch. 18 Pt. 2](#)
- s. 22 words substituted by [2005 c. 4 Sch. 4 para. 11\(2\)](#)
- s. 23 words substituted by [2005 c. 4 Sch. 4 para. 12](#)