



ANNO DECIMO SEXTO & DECIMO SEPTIMO

# VICTORIÆ REGINÆ.

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## Cap. 11.

An Act for vesting certain Estates belonging to the See of *Canterbury*, now vested in Trustees for Sale, in the Archbishop of *Canterbury*, with Provisions for the Sale thereof, with the Approval of the Church Estates Commissioners; and for other Purposes. [4th August 1853.]

**W**HEREAS by an Act of Parliament passed in the Forty-seventh Year of the Reign of King *George* the Third, intituled *An Act for vesting certain Estates belonging to the See of Canterbury in Trustees for Sale, and for applying the Purchase Monies, together with other Monies, in the Manner therein mentioned, and for enabling the Archbishop of Canterbury to grant Building and Repairing Leases; and for other Purposes*, certain Rectories, Lands, and Hereditaments, Part of the Possessions of the See of *Canterbury*, and particularly mentioned and described in the First Schedule to the said Act, were vested in and settled upon the Lord High Chancellor of *Great Britain*, or Lord Keeper or Commissioners for the Custody of the Great Seal for the Time being, the Lord Chief Justice of the Court of King's Bench for the Time being,

47 G. 3.  
Sess. 2.  
c. 128.  
(Loc. & Per.)

[Private.]

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the Lord Bishop of *London* for the Time being, and the Lord Bishop of *Winchester* for the Time being, for ever, upon Trusts for Sale, with the Consent and Approbation of the Most Reverend *Charles* then Lord Archbishop of *Canterbury*, or his Successors in the See of *Canterbury*; and by such Act the Purchase Monies for the said Hereditaments were directed to be paid by the respective Purchasers into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, and such Monies were directed to be laid out in the Purchase of Navy or Victualling or Transport or Exchequer Bills; and the Court of Chancery was authorized, upon the Petition of the said *Charles* Lord Archbishop of *Canterbury*, or his Successors in the said See of *Canterbury*, to direct the Application of the whole or a Part of certain Three Pounds *per Centum* Bank Annuities then standing in the said Accountant General's Name, and of the said Proceeds of Sale, and the Monies to be produced by Sale of the aforesaid Navy, Victualling, Transport, or Exchequer Bills, in providing, in manner in such Act mentioned, a Mansion House, with suitable Offices and Grounds, for the Residence of the Archbishop of *Canterbury* and his Successors, and also in the Purchase of Freehold Manors, Messuages, Farms, Lands, Tenements, and Hereditaments of an Estate of Inheritance in Fee Simple in possession, and of Copyhold Hereditaments convenient to be held therewith, to be situate in or near the said Diocese of *Canterbury*, or to be situate conveniently for the Mansion House to be purchased or built, and the Demesne Lands to be purchased as aforesaid; and all and singular the said Mansion House, Offices, and Buildings, Freehold and Copyhold Manors, Demesne and other Lands and Hereditaments, which should be so purchased as aforesaid, should be thereupon immediately settled, conveyed, surrendered, and assured unto and to the Use of the said *Charles* Lord Archbishop of *Canterbury*, and his Successors in the said See of *Canterbury*, for ever, and should from the Time of such Conveyance and Surrender or Assurance be annexed and for ever hereafter continue to be Part of the said See; and such Act reserved to the said Archbishop and his Successors the Power of leasing such of the said Hereditaments as should for the Time being remain unsold: And whereas soon after the passing of the herein-before recited Act a Suit was instituted in the High Court of Chancery for the Administration of the Trusts declared by such Act, under the Direction of the said Court, and various Decrees and Orders have from Time to Time been made in the said Suit, and in Suits supplemental thereto, and Parts of the said Estates so as aforesaid vested in the said Trustees for Sale have been sold, and out of the Purchase Monies for the same, and other Monies applicable to that Purpose, a Capital Freehold Messuage or Mansion House, with suitable Offices and Grounds, called *Addington Park*, situate in the Parish of *Addington* in the  
County

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County of *Surrey*, and certain Freehold Messuages, Farms, Lands, Tenements, and Hereditaments in the same Parish, convenient to be held with the said Messuage or Mansion House, were purchased for the Residence and Use of the Archbishop of *Canterbury* for the Time being, and were duly conveyed and assured unto and to the Use of the said *Charles* Lord Archbishop of *Canterbury* and his Successors in the said See of *Canterbury* for ever, and so became annexed to the said See; and there are now deposited in the Bank of *England*, in the Name of the Accountant General of the said Court, Exchequer Bills for One thousand four hundred Pounds, purchased with the Remainder of the Monies produced by such Sale: And whereas the present Trustees under the said recited Act are the Right Honourable *Robert Monsey* Lord *Cranworth*, Lord High Chancellor of *Great Britain*, the Right Honourable *John* Lord *Campbell*, Lord Chief Justice of the Court of Queen's Bench, the Right Reverend Father in God *Charles James* Bishop of *London*, and the Right Reverend Father in God *Charles Richard* Bishop of *Winchester*: And whereas the Administration of the Trusts of the said Act of Parliament under the Direction of the said Court, and the Provisions of the said Act in relation thereto, are attended with and occasion considerable Delay and Expense; and it is desirable that such Parts as remain unsold of the Lands and Hereditaments remaining subject to the Trusts of the said Act (which unsold Hereditaments are particularly mentioned and described in the Schedule to this Act) should be vested in the Most Reverend *John Bird* Lord Archbishop of *Canterbury* and his Successors, as Part of the Property of the said See of *Canterbury*, subject to the general Powers and Incidents affecting Episcopal Estates, and also subject to the special Provisions herein-after contained for the Sale and Application of the Proceeds thereof, with the Approval of the Church Estates Commissioners, without the Necessity of acting under the Direction of or of making Applications to the said Court: And whereas the Objects aforesaid cannot be effected without the 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 of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

I. That all the Messuages, Lands, Tenements, and Hereditaments described in the Schedule to this Act, and all such other Parts (if any) of the said Rectories, Messuages, Farms, Lands, Tenements, and Hereditaments mentioned and described in the First Schedule to the said recited Act as remain subject to the Trusts of such Act, shall, from and immediately after the passing of this Act, be discharged from all Estates, Rights, Titles, Claims, and Demands of or by the Trustees of the said recited Act, and from all the Trusts, Powers, and

Provisions

Lands described in Schedule to be discharged from Trusts of recited Act and to be vested in Archbishop of *Canterbury*, with Powers of Sale.

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Provisions in the said recited Act or in any other Act or Acts of Parliament contained for explaining or amending the same or enlarging any of the Powers thereof, and shall thereupon become and be vested in and the same are hereby vested in the said *John Bird* Lord Archbishop of *Canterbury* and his Successors, to be annexed to and to be held and enjoyed as Part of the Estates belonging to the See of *Canterbury*, and with, under, and subject to all the same Powers and Incidents as by Common Law or Statute belong or appertain to Episcopal Estates of the like Nature, and with, under, and subject, in addition thereto, to the Powers and Provisions herein-after contained; and it shall be lawful for the Lord Archbishop of *Canterbury* for the Time being, with the Approval in Writing of the Church Estates Commissioners, to sell the said Lands and Hereditaments so hereby vested in the said Archbishop and his Successors to any Person or Persons whomsoever, for such gross Sums to be paid to the said Church Estates Commissioners, or for such perpetual Rents to be reserved and granted to the said Archbishop and his Successors, and subject to such Covenants, and generally upon such Terms and in such Manner, as the said Archbishop and his Successors may, with such Approval as aforesaid, think fit; and such perpetual Rents shall be subject to the like Powers of Sale as the said Lands and Hereditaments; and the Provisions of the Act of Parliament passed in the Session of Parliament held in the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, Chapter One hundred and four, as to the Conveyance of Lands sold, and the Confirmation of the Conveyances, and for allowing the Purchase Monies to remain on Mortgage, and for the Protection of Purchasers, and as to the Investment of Monies from Time to Time remaining unapplied, and the Equalization of the Income of Ecclesiastical Persons making such Sales, shall apply to the Sales hereby provided for; and all Monies to arise from any Sale hereby provided for, and the Proceeds of any Stocks, Funds, or Securities in or upon which the same shall be invested, and the annual Income thereof respectively, and the said Exchequer Bills now deposited in the Name of the Accountant General of the said Court of Chancery, and any Interest thereon, shall, instead of being applied by or under the Order or Direction of the High Court of Chancery, be applied by the Church Estates Commissioners in like Manner as the Monies arising from Sales under the said Act of the Fourteenth and Fifteenth *Victoria*, Chapter One hundred and four, are directed to be applied, and such Exchequer Bills and Interest shall, on the Petition of the said Archbishop, be delivered and paid to the said Church Estates Commissioners to be so applied.

Application  
of Purchase  
Monies.

Court of  
Chancery  
may make  
Order for

II. That it shall be lawful for the Court of Chancery, upon Petition to be preferred to the said Court in a summary Way by or on behalf of the said *John Bird* Lord Archbishop of *Canterbury* or the

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the Archbishop of *Canterbury* for the Time being, to make such Order or Orders as to the same Court shall seem meet for taxing and ascertaining the Costs, Charges, and Expenses preparatory and incident to the applying for and obtaining and passing this Act, and the Costs, Charges, and Expenses of or attending such Application to the said Court, and for raising and paying all such Costs, Charges, and Expenses as aforesaid, by Sale of a competent Part of the said One thousand four hundred Pounds Exchequer Bills now deposited with the Accountant General of the said Court of Chancery.

Taxation of  
Costs, &c.

III. Saving always to the Queen's most Excellent Majesty, and Her Heirs and Successors, and to all and every other Person and Persons, Bodies Politic and Corporate, his and their Heirs, Successors, Executors, and Administrators, (other than and except the said *John Bird* Lord Archbishop of *Canterbury*, and his Successors Archbishops of *Canterbury*, and the said *Robert Monsey* Lord *Cranworth*, and the Lord High Chancellor of *Great Britain* or Lord Keeper or Commissioners for the Custody of the Great Seal for the Time being, the said *John* Lord *Campbell*, and the Lord Chief Justice of the Court of Queen's Bench for the Time being, the said *Charles James* Bishop of *London*, and the Lord Bishop of *London* for the Time being, and the said *Charles Richard* Bishop of *Winchester*, and the Lord Bishop of *Winchester* for the Time being,) all such Estates, Rights, Titles, and Interests of, in, to, or out of the said Lands and Hereditaments as they and every or any of them had before the passing of this Act, or would or might have had, held, or enjoyed in case this Act had not been passed.

General  
Saving.

IV. This Act shall not be a Public Act, but 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 thereof by all Judges, Justices, and others.

Act as  
printed by  
Queen's  
Printers to  
be Evidence.

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The SCHEDULE referred to by this Act.

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The Rectory and Parsonage of Little Brickhill in the County of Bucks, and other the Hereditaments comprised in a Lease, dated the 28th Day of November 1846, from the Lord Archbishop of Canterbury to John Miles.

The Moiety of the Lordship of Blackborne in the County Palatine of Lancaster, and all other the Hereditaments comprised in a Lease, dated the 4th Day of June 1849, from the Lord Archbishop of Canterbury to John and Joseph Feilden, Esquires.

The Parsonage of Portslade in the County of Sussex, and other the Hereditaments comprised in a Lease, dated the 17th Day of February 1819, from the Lord Archbishop of Canterbury to William Borrer, Esquire.

The Borestall Farm or Mussel Farm in the several Parishes of Borestall and Brill in the County of Bucks, and all other the Hereditaments comprised in a certain Lease, dated the 29th Day of November 1847, from the Lord Archbishop of Canterbury to the Right Honourable Charles Earl of Tankerville and James Scott, Esquire.

The Croydon Park Estate, situate at Croydon in the County of Surrey, formerly on Lease to Robert Boxall's Executors, and now comprised in the Leases following; viz., a Lease, dated 26th January 1836, from the Lord Archbishop of Canterbury to Henry Charles Raven, Esquire; a Lease, dated 30th September 1837, from the Lord Archbishop of Canterbury to Mr. John Brooker; a Lease, dated 29th September 1841, from the Lord Archbishop of Canterbury to Mrs. Philippa Chollett; a Lease, dated 24th June 1846, from the Lord Archbishop of Canterbury to John Wickham Flower, Esquire; and a Lease, dated the 1st June 1848, from the Lord Archbishop of Canterbury to Thomas Tredwell, Esquire; also a Piece of Land known as "The Chalk Pit," in hand.

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