



Parochial Registers and Records Measure 1978

1978 No. 2

Miscellaneous

21 Recovery of register books in possession of unauthorised persons.

- (1) Where any register books which were originally in parochial custody in a diocese are in the possession of any other person who has no title to or right to the possession of them, the bishop of the diocese in which the parish in question is situated may apply to the county court for the district in which those books are for an order that that person do deliver those books to him, and the court if satisfied that that person has no title to or right to the possession of them may order him to deliver them to the bishop.
- (2) Register books delivered to a bishop in accordance with an order of the court under subsection (1) above may, as he thinks fit, be placed by him in the custody of the person who would have had the custody of them had they remained in parochial custody or be deposited by him in the diocesan record office for his diocese.
- (3) For the removal of doubt it is hereby declared that subject to the provisions of this Measure and of the ^{M1}Marriage Act 1949 the title to or right to the possession of register books in the custody of any person by virtue of this Measure is incapable of assignment whether for value or otherwise.

Marginal Citations

M1 1949 c. 76.

Status:

Point in time view as at 01/02/1991.

Changes to legislation:

There are currently no known outstanding effects for the Parochial Registers and Records Measure 1978, Section 21.