



ANNO QUADRAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 85.

An Act for providing an additional Burial Ground, and erecting a Chapel thereon, for the Parish of *Saint Martin in the Fields* in the County of *Middlesex*; and also a House for the Residence of a Clergyman to officiate in burying the Dead.

[20th July 1804.]

WHEREAS the Burial Grounds in the Parish of *Saint Martin in the Fields* in the County of *Middlesex* are not sufficiently large for the Interment of the Parishioners, and it is therefore necessary that an additional Burial Ground should be provided in some Parish near or adjoining thereto, there not being any Place within the said Parish that can be properly appropriated for that Purpose: And whereas the Vicar and Churchwardens of the said Parish have agreed with the Right Honourable *John Jeffreys*, Earl *Camden*, and the Reverend *Anthony Hamilton*, Doctor in Divinity and Prebendary of the Prebend called *Cantlowes*, otherwise *Cantlers*, otherwise *Kentish Town*, in the Cathedral Church of *Saint Paul* in *London*, for the Purchase of a Piece of Ground situate in the Parish of *Saint Pancras* in the said County of *Middlesex*, to be appropriated for a Burial-Ground, and for erecting a Chapel thereon and a House for the Residence of a Clergyman, to officiate in burying the Dead; and which said Piece of Ground is Part of the Estate whereto the said *Anthony Hamilton* is entitled in Right of his said Prebend, and whereto the said *John Jeffreys* Earl *Camden* is beneficially entitled in Possession under a Lease for Three Lives, granted by the said *Anthony Hamilton* as such Prebendary as aforesaid, but the said Agreement cannot be rendered effectual 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

[*Loc. & Per.*]

Land vested
for a Burial-
Ground.

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 said Piece or Parcel of Ground agreed to be purchased as aforesaid, containing by Admeasurement Four Acres, situate in the Parish of *Saint Pancras*, and which is already marked or staked out, and is Part of Two Fields called *Upper Meadow* and *Upper Brook Meadow*, and contains in Length, on the North-West Side thereof, Four hundred and seventy-nine Feet or thereabouts, and on the South East Side thereof Four hundred and sixty-one Feet or thereabouts, and in Breadth, on the South-West Side thereof, Three hundred and seventy-seven Feet or thereabouts, and on the North-East Side thereof Three hundred and sixty-three Feet or thereabouts, and abuts towards the South-West on a new intended Street called *Bayham-Street*, and towards the South-East on a new intended Street called *Pratt-Street*, and towards the North-East on a new intended Street called *Camden-Street*, and towards the North-West on the said Fields called *Upper Meadow* and *Upper Brook Meadow*, and which said Piece of Ground is Parcel of the Estate wh. reto the said *Anthony Hamilton*, as such Prebendary, and the said *John Jeffreys* Earl *Camden*, under such Lease are respectively entitled as aforesaid, shall, from and after the passing of this Act, be vested in the Vicar and Churchwardens of the said Parish of *Saint Martin in the Fields*, and their Successors for ever, for the Purposes hereinafter mentioned; and the said Vicar and Churchwardens of the said Parish shall be and they are hereby constituted a Body Corporate for the Purpose of holding the said Piece of Ground in perpetual Succession.

First Meet-
ing of Trus-
tees.

May adjourn.

Proceedings
of five Trus-
tees to be
binding.

II. And be it further enacted, That the Vicar, Churchwardens, and Overseers of the Poor, and Vestrymen of the said Parish of *Saint Martin in the Fields*, for the Time being, shall be, and they are hereby appointed Trustees for the several Purposes of this Act; and they, or any Five or more of them, are hereby authorized and required to meet in the Vestry-Room of the said Parish of *Saint Martin in the Fields*, or any other convenient Place in the said Parish, within One Month next after the passing of this Act, and to proceed to put this Act into Execution; and the said Trustees shall and may then, and from Time to Time, adjourn their Meetings as they, or any Five or more of them shall think proper; and may also meet at any Time (without Adjournment,) upon Notice being given by the Vestry-Clerk, by the Direction of the Vicar or Churchwardens, or any Five of the said Trustees, Three Days at the least before every such Meeting; and that all Acts and Proceedings of the Majority of any Five or more of the said Trustees assembled at any of their Meetings, shall be as valid as if all the Trustees had been present, and had concurred therein: Provided always, That no Person shall be capable of acting as a Trustee for the Purposes of this Act during such Time as he shall have any Share or Interest in any Contract, or enjoy any beneficial Employment under or by virtue of this Act; and the said Trustees shall, at all their Meetings to be held for the Purposes of this Act, defray their own Expences.

To sue and
be sued in
the Name of
the Vestry
Clerk.

III. And be it further enacted, That the said Trustees for the Time being shall sue and be sued in the Name of the Vestry-Clerk of the said Parish of *Saint Martin in the Fields* for the Time being, and that no Ac-
tion

tion or Suit so brought or commenced shall abate or be discontinued by the Death of the said Vestry-Clerk, or by any Act of the said Vestry-Clerk without the Consent of the said Trustees, but that such Vestry-Clerk for the Time being shall be always deemed Plaintiff or Defendant in every such Action or Suit, as the Case shall happen.

IV. Provided always, and be it further enacted, That such Vestry-Clerk shall be reimbursed and indemnified, out of the Monies arising or to arise by virtue of this Act, all such Costs, Damages, and Expences, as by the Event of any such Action or Suit he shall be put unto, or become charged or chargeable with, on account of any such Action or Suit.

V. And be it further enacted, That the said Trustees shall cause the Ground so agreed to be purchased as aforesaid, or such Part thereof as they shall judge necessary, to be inclosed and fenced in with a good and substantial Brick Wall or other Fence, not less than Eight Feet high above the Surface, and shall cause to be done all other Things necessary and proper for making such Ground fit and convenient for the Burial of the Dead; and shall cause to be erected thereon a Chapel for the Performance of the Funeral Service, with Vaults under the same for the Burial of the Dead, and also a House and other Buildings and Conveniencies for the Residence of a Clergyman, Clerk, and Sexton, to be appointed as hereinafter-mentioned, to officiate in burying the Dead, in such Manner and Form as they shall think proper; and the said Trustees shall and are hereby required, at all Times to keep the said intended Chapel, Buildings, and Vaults so to be erected, in good and proper Repair and Condition.

VI. And be it further enacted, That the said Ground, or a sufficient Part thereof, when inclosed, shall be consecrated for a Burial-Ground according to the Usage of the Church of *England*, and shall for ever thereafter be used as and for an additional Burial Ground for the said Parish of *Saint Martin in the Fields*; and that when the said Chapel shall be finished and completed, it shall be consecrated as aforesaid, and shall be used for the Purpose only of performing Funeral Service; and the Vicar of the said Parish Church of *Saint Martin in the Fields* for the Time being, with the Consent and Approbation of the other Trustees, or any Five or more of them, shall nominate and appoint the Clergyman, Clerk, and Sexton, and other Persons to officiate and be employed in the said Chapel and Burial-Ground, who shall occupy the said Buildings so to be erected as aforesaid, and shall have and receive for their respective Salaries or Compensation, such Sum or Sums of Money as the said Trustees shall think fit and appoint; Provided always, That it shall be lawful for the said Trustees, or any Five or more of them (the Vicar being present), for Neglect of Duty, or any other just or reasonable Cause, to remove and displace any such Clergyman, with the Approbation of the Ordinary of the Diocese for the Time being, and also the Clerk, or Sexton, or other Person or Persons who shall have been nominated and appointed by virtue of this Act, from his Office or Place; and upon the Removal of any such Clergyman, Clerk, Sexton, or other Person or Persons as aforesaid, some other Person or Persons shall from Time to Time be appointed in the Manner here-

Vestry Clerk
to be reim-
bursed his
Expences.

For inclosing
the Burial-
Ground and
building
Chapel with
Vaults,

and to keep
the same in
Repair.

The Ground
to be conse-
crated.

Chapel to be
consecrated
and to be used
for Funeral
Service only.
Vicar, with
Consent of
Trustees, to
appoint a
Clergyman,
Clerk, and
Sexton.

hereinbefore directed, in his or their Stead; any Thing herein contained, or any other Law, Statute, Matter, or Thing to the contrary thereof notwithstanding.

The Ground
and Premises
deemed to be
in the Parish
of St. Mar-
tin in the
Fields.

VII. And be it further enacted, That the said Piece of Ground so to be vested in the said Vicar and Churchwardens and their Successors, together with all such Buildings to be erected thereon or any Part thereof as aforesaid, shall, from and after the passing of this Act, be for ever deemed and taken to be within and Part of the said Parish of *Saint Martin in the Fields*; and shall from thenceforth for ever be freed, exempted, and discharged of and from the Payment of all and all Manner of Parliamentary and Parochial Taxes, Rates, and Assessments to any other Parish or Place whatsoever; and also of and from the Payment of all Tithes and other Dues and Duties whatsoever to the Rector or Vicar of any such Parish or Place other than and except as hereinafter mentioned, any Law, Custom, or Usage to the contrary thereof notwithstanding.

Proviso.

VIII. Provided always, and be it further enacted, That, in case any Houses or other Buildings (other than and except as aforesaid) shall, at any Time hereafter, be erected upon any Part of the said Ground which shall be granted or let to any Person or Persons in Consideration of any Rent; or of any Premium, Fine, or Income whatever, to be paid by such Person or Persons for the Use and Occupation thereof; all such Houses or Buildings with the Appurtenances for which any such Rent, Premium, Fine, or Income shall be paid shall be deemed and taken to be within the said Parish of *Saint Pancras*, and be and continue subject and liable to the Payment of all such Parliamentary and Parochial Taxes, Rates, and Assessments for the Benefit of the Parish of *Saint Pancras*, as any other Houses or Buildings in the same Parish shall be, and continue subject and liable to, any Thing herein-before contained to the contrary notwithstanding.

Compensa-
tion.

IX. And, in order to make Compensation to the said *John Jeffreys Earl Camden*, and the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Piece of Ground, in case this Act had not been made, and to the Appropriator and Vicar, and also to the Parishioners of the said Parish of *Saint Pancras* for any Loss they may respectively sustain on account of the said Piece of Ground being vested in the said Vicar and Churchwardens for the Purposes of this Act, and being exempted from the Payment of Taxes, Tithes, and other Payments as aforesaid; be it further enacted, That the Senior Churchwarden of the said Parish of *Saint Martin in the Fields* for the Time being shall, and he is hereby required to pay or cause to be paid to the said *John Jeffreys Earl Camden*, and the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Piece of Ground in case this Act had not been made, for his and their own Use, the clear Rent Charge, or Annual Sum of One Hundred Pounds, and shall also pay or cause to be paid to the Appropriator for the Time being of the Great Tithes of the said Piece of Ground the clear Rent Charge or Annual Sum of One Shilling and Four Pence, and shall also pay or cause to be paid to the Vicar of the said Parish of *Saint Pancras* for the Time being for his own Use,

Use, a clear Rent Charge or Annual Sum, equal in Amount as near as can be ascertained to the aggregate Amount of all Tithes, Offerings, Oblations, Obventions, Dues, and Duties which the said Vicar did receive or was entitled unto for the Year ending at *Easter* next before the passing of this Act, for or in respect of the said Piece of Ground, or from the Occupiers or Occupier thereof, and to the Senior Churchwarden of the said Parish of *Saint Pancras* for the Time being for the Use of the Parishioners of the said Parish, a clear Rent Charge or Annual Sum of Five Pounds; which said respective Rent Charges or Annual Sums shall be paid by even and equal Half-yearly Payments upon the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March* in every Year for ever; the first Payment of the said respective Rent Charges or Annual Sums to be made upon the Twenty-ninth Day of *September* One thousand eight hundred and five; and in case any Senior Churchwarden of the said Parish of *Saint Martin in the Fields* shall at any Time neglect or refuse to pay the said Rent Charges or Annual Sums to the Persons respectively entitled thereto by virtue of this Act, on the respective Days hereby appointed for the Payment thereof, or within Twenty-one Days after the same shall be demanded, such Rent Charges or Annual Sums respectively shall and may be recovered from the Senior Churchwarden of the said Parish of *Saint Martin in the Fields* for the Time being by Action of Debt in any of His Majesty's Courts of Record at *Westminster*; and which Action shall not abate or be discontinued by the Death, Removal, or Resignation, or going out of Office of any such Churchwarden, but may be proceeded in against the succeeding Churchwarden for the Time being, on giving Notice to such succeeding Churchwarden of such Action; and all such Sums of Money which shall be so paid by or recovered from any such Churchwarden of the said Parish of *Saint Martin in the Fields* shall be allowed him in his Accounts with the said Parish.

X. And be it further enacted, That in case any of the Inhabitants of the said Parish of *Saint Pancras* shall be buried in the said intended Burial-Ground, there shall be paid for every such Burial (over and above the Fees which for the Time being shall be payable for other Burials) for the Use of the Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Pancras*, such Sum and Sums of Money as shall be equal in Amount to the Fees which would have been due and payable to the said Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Pancras*, in case such Burial had taken place in the middle Burial-Ground of the usual Place of Interment of the said Parish, together with the Fees payable on Tombs or Head-Stones, which said respective Sums shall from Time to Time be accounted for, and paid by the Senior Churchwarden of the said Parish of *Saint Martin in the Fields* to the then Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Pancras*, upon the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March* in every Year; the first Account and Payment to be made upon such of the said Days as shall happen next after the first Burial of any of the Inhabitants of the said Parish of *Saint Pancras* shall take place in the said intended Burial-Ground; and the Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Pancras* shall, or may, at all seasonable Times, without Fee or Reward, be at Liberty to inspect the Register-Book of Burials within

Fees to be paid to the Rector or Vicar, Churchwardens, Clerk, and Sexton.

[*Loc. & Per.*]

May be recovered as Surplice Fees or by Action of Debt.

the said intended Burial-Ground, and to make Copies or Extracts of such Parts thereof as shall relate to the Interment of any of the Inhabitants of the said Parish of *Saint Pancras*; and in case any such Churchwarden of the said Parish of *Saint Martin in the Fields* shall at any Time neglect, refuse, or omit to account for, and pay such Money to the Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Pancras*, or any or either of them, at the respective Times aforesaid, or within Twenty-one Days afterwards, such Money shall and may be recovered from the senior Churchwarden of the said Parish of *Saint Martin in the Fields* for the Time being, in such Manner, and by such Ways and Means as any Surplice Fees due and payable at the Parish Church of *Saint Pancras* aforesaid can, or may be recovered, or by Action of Debt in any of His Majesty's Courts of Record at Westminster; and the Money which shall be so paid by, or recovered from any such Churchwarden of the said Parish of *Saint Martin in the Fields*, shall be allowed him in his Accounts with the said Parish.

The Vicar, &c. of St. Martin to have the same Fees as for the Church-Yard, or such other Fees as shall be settled by Vestry.

XI. And be it further enacted, That the Vicar, Churchwardens, and Clerk of the said Parish of *Saint Martin in the Fields* for the Time being, and also the Sexton to be appointed to officiate at the said intended Burial-Ground, shall respectively from Time to Time have, receive, take, and enjoy the like Funeral Rates, Fees, Dues, and Profits from, or in respect of the Burial and Grave-Stones, within the said intended Burial-Ground and Vaults as are now due and payable to the said Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Martin in the Fields*, for or in respect of the Burial and Grave-Stones within the Churchyard of the said Parish, or such other Rates, Fees, and Dues with respect to the Burials and the erecting of Monuments, Tomb-Stones, and Grave-Stones within the said intended Burial-Ground and Vaults as may hereafter from Time to Time be ordered, settled, and established by the Vicar, Churchwardens, and the rest of the Vestrymen of the said Parish of *Saint Martin in the Fields* for the Time being in Vestry assembled, with the Approbation of the Ordinary of the Diocese for the Time being.

Fees of New Ground not to be less than in the usual Place of Interment of the Parish where the Ground may be situated.

XII. Provided always, and be it further enacted, That the aggregate Amount of the said Rates, Fees, and Dues to be taken and received in respect of the Burial of Persons not residing within the said Parish of *Saint Martin in the Fields*, in the said intended Burial-Ground, shall, in no Case, be less than the aggregate Amount of the Rates, Fees, and Dues which shall from Time to Time be payable in respect of Burials in the Middle Ground in the usual Place of Interment of the said Parish of *Saint Pancras*.

Preventing Monuments, &c. from being injured.

XIII. And, in order that the Monuments, Head-Stones, and Grave-Stones, which shall at any Time hereafter be erected in the said intended Burial-Ground, and the Inscriptions thereon, may be preserved and kept entire and undefaced, and the said Burial-Ground be preserved in decent and proper Order for the Burial of the Dead, be it further enacted, That if any Person or Persons shall, at any Time after the said intended Burial-Ground shall be inclosed and used for the Burial of the Dead, wilfully and maliciously pull and break down the Walls or the Inclosures of the said Burial-Ground, or break down or destroy any Head-Stone,

Stone, or Grave-Stone, or Monument, which shall be therein erected, or obliterate or deface any Inscription thereon, he, she, or they so offending, shall, upon Conviction thereof before any Justice of the Peace for the said County of *Middlesex*, or of the City or Liberty of *Westminster*, on the Oath of one or more Witnesses or Witnesses (which Oath such Justice is hereby authorized and required to administer), forfeit and pay to the Churchwardens of the said Parish of *Saint Martin in the Fields* for the Time being, any Sum not exceeding Five Pounds nor less than Ten Shillings, at the Discretion of such Justice, to be applied, in the first place, for the Repair of the Damage so done as aforesaid, and the Residue (if any) for the Use of the Poor of the said Parish; and in case of Refusal or Nonpayment thereof, such Justice shall and may commit such Offender or Offenders to the House of Correction for the said County of *Middlesex*, or City or Liberty of *Westminster*, there to remain and be kept to hard Labour for any Time not exceeding One Month at the Discretion of such Justice, who is hereby authorized and required to discharge such Offender or Offenders at any Time during the Period of such Commitment, on Payment of such Penalty as aforesaid.

XIV. And be it further enacted, That the Churchwardens of the said Parish of *Saint Martin in the Fields* for the Time being shall, and they are hereby required to apply all such Fees and other Sums of Money which they the said Churchwardens shall from Time to Time receive on account of Burials within the said Ground (other than and except such Fees as they are hereby required to account for and pay to the Vicar, Churchwardens, Clerk, and Sexton of the said Parish of *Saint Pancras*) in the Manner following; that is to say, in the first place, in paying the said respective Rent Charges or Annual Sums hereinbefore made payable, and afterwards in paying a Salary or Salaries to a Clergyman, Clerk, and Sexton, to be appointed as hereinbefore mentioned, and in providing Books, Surplices, and all other Necessaries for the said Chapel, and defraying all other Expences of carrying the Purposes of this Act into Execution (other than and except the Expences to be borne and paid out of the Money to be received by the granting of Annuities as hereinafter is directed); and the Residue (if any) of such Fees, and other Sums of Money as aforesaid, shall be applied in such Manner as the same Fees and other Sums of Money would have been applicable in case this Act had not been made: And in case such Fees and other Sums of Money as last aforesaid shall at any Time prove insufficient to answer the several Purposes before mentioned, the Deficiency shall be made up and paid out of any Money in the Hands of the Overseers of the Poor of the said Parish of *Saint Martin in the Fields*, arising from any Rate made or to be made for the Relief of the Poor of the said Parish; and in case there shall be no Money in the Hands of the said Overseers arising from such Rate as aforesaid, then it shall be lawful for the said Overseers, and they are hereby required to make a Rate for that Purpose, which Rate shall be made, raised, levied, and collected, as any Rate for the Relief of the Poor of the said Parish of *Saint Martin in the Fields* can by Law be made, raised, levied, and collected; and all such Payments shall be allowed to the said Overseers in their Accounts with the said Parish.

XV. And

For better
Collection of
Church Rates.

XV. And whereas the Burial Fees received by the Churchwardens for the Time being, of the said Parish of *Saint Martin in the fields*, have heretofore been appropriated towards repairing and amending the Church, Church-Yard, and Vestry Room of the said Parish, and by Reason of such Burial-Fees being hereafter applied in the Manner directed by this Act, it may become necessary, from Time to Time, to make a Rate or Assessment upon the Parishioners of the said Parish, for the Repair of the said Church, Church-Yard, and Vestry Room; be it therefore enacted, That any such Rate or Assessment which shall or may hereafter be made for the Repair of the said Church, Church-Yard, and Vestry Room, shall and may, on Refusal or Neglect to pay the same by any Person or Persons liable thereto, be recovered by the Churchwardens of the said Parish in like Manner in all Respects as any Rates made for the Relief of the Poor of the said Parish, can or may be recovered by the Churchwardens or Overseers thereof: Provided always, That it shall be lawful for any Person or Persons who shall think himself, herself, or themselves aggrieved by any such Rate or Assessment, on giving reasonable Notice to the Churchwardens of the said Parish, to appeal to the next General or Quarter Sessions of the Peace, to be holden for the County of *Middlesex*; and the Justices of the Peace then and there assembled are hereby authorized and required to hear and finally determine the Matter of such Appeal.

For borrow-
ing Money.

XVI. And in order that a sufficient Sum of Money may be forthwith raised to defray the Expence of inclosing and fencing the said Piece of Ground, and doing all Things necessary and proper for making the same fit and convenient for the Burial of the Dead, and erecting the said Chapel, House and other Buildings as aforesaid; be it further enacted, That it shall and may be lawful for any Person or Persons to contribute, advance, and pay to the said Trustees or any Five or more of them, or to such Person or Persons as they or any Five or more of them shall, by any Writing under their Hands, appoint to receive the same, any Sum or Sums of Money, not exceeding in the whole the Sum of Four Thousand Pounds, for the absolute Purchase of one or more Annuity or Annuities, to be paid and payable during the natural Life of every such Contributor, or the natural Life of such other Person as shall be nominated by, or on the Behalf of such Contributor, at the Time of Payment of his or her Contribution-Money, which Annuity or Annuities shall not exceed the Rate of Ten Pounds *per Annum* for every One Hundred Pounds, and so in proportion for any greater or lesser Sum, to be advanced as aforesaid, and shall be payable and paid in the Vestry Room of the said Parish, or such other Place in the same Parish as the said Trustees, or any Five or more of them shall from Time to Time appoint, by four Payments in the Year, the first of such Payments to begin and be made to the respective Purchasers, or their Assigns, at the Expiration of Three Months next after Payment of his or her Purchase-Money; all which said Annuities so to be purchased as aforesaid, shall not exceed in the whole the Yearly Sum of Four Hundred Pounds; and the Money arising by the Sale of such

Annuities

Annuities shall be applied in defraying the Expences of Inclosing and Fencing the said Piece of Ground, and doing all Things necessary and proper for making such Ground fit and convenient for the Burial of the Dead, and of Building the said Chapel, and the said Vaults under the same, and the said House, and other Buildings necessary for the Residence of a Clergyman, and such other Persons as shall be appointed for the Care and Protection of the said Ground as aforesaid, and other the Purposes of this Act.

XVII. And be it further enacted, That the said Annuities to be purchased by virtue of this Act shall, from Time to Time, be secured and paid and payable to the respective Proprietors out of such Monies and in such and the like Form and Manner, and according to such Rules, Methods, and Directions as are prescribed and appointed in and by a certain Act made in the Tenth Year of His present Majesty's Reign, intituled, *An Act for building a Workhouse in the Parish of Saint Martin in the Fields within the Liberty of Westminster in the County of Middlesex*, in relation to the Annuities purchased under the said Act; and all and every the Powers, Provisions, Authorities, Methods, Rules, Directions, Clauses, Articles, Matters, and Things in the said Act contained in relation to the said Annuities therein mentioned, shall, in so far as the same shall be applicable, be and continue in full Force and be respectively observed, practised, and put in Execution in relation to the Annuities to be purchased by virtue and in pursuance of this Act, as fully and effectually to all intents and Purposes as if the same Powers, Provisions, Authorities, Methods, Rules, Directions, Clauses, Articles, Matters, and Things were particularly repeated and re-enacted in the Body of this Act.

Securing
Payment of
Annuities.

XVIII. And be it further enacted, That all the Charges and Expences incident to and attending the obtaining and passing this Act shall be paid by the said Trustees out of the first Monies which may come to their Hands by virtue of this Act.

Expences of
passing this
Act to be
paid out of
the Monies to
be raised.

XIX. Provided always, and be it further enacted, That nothing in this Act, or in any Clause thereof contained, shall extend, or be construed to extend in any respect to abridge, oppose, or controul the ordinary Jurisdiction of the Lord Bishop of *London* for the Time being in and over the said Parish of *Saint Martin in the Fields*, in the County of *Middlesex*, or over the Minister, Churchwardens, and Vestry thereof, or in, over, or relative to any Matter or Thing respecting the said Parish, Minister, Churchwardens, or Vestry.

Act not to
abridge the
ordinary
Jurisdiction
of the Bishop
of London.

XX. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons, for any Thing done in pursuance of this Act, such Action or Suit shall be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and shall be laid in the County of *Middlesex*, and not elsewhere; and the Defendant or Defendants in every such Action or Suit, may plead the General Issue, and give this Act and the special Matter in Evidence, at any Trial to be had thereupon: And if the Jury shall find for the Defendant or Defendants in any such Action or Suit, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their

Limitations
of Actions.

Costs.

their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and have the like Remedy for the same as any Defendant or Defendants hath in any other Cases to recover Costs by Law.

Public Act.

XXI. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Public Act, and shall be judicially taken Notice of as such, by all Judges, Justices, and other Persons, without specially pleading the same.

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