



Corn Rents Act 1963

1963 CHAPTER 14

An Act to make further provision for the apportionment and redemption of corn rents and other payments wholly or partly payable in lieu of tithes and for the extinguishment thereof in certain cases; to transfer to the Treasury the functions of the Minister of Agriculture, Fisheries and Food under subsection (2) of section 30 of the Tithe Act 1936; and for purposes connected with the matters aforesaid. [15th May 1963]

Modifications etc. (not altering text)

C1 Words of enactment omitted under authority of [Statute Law Revision Act 1948 \(c. 62\), s. 3](#)

Commencement Information

II Act in force at Royal Assent except as mentioned in s. 3(4)(5)

1 Power to make scheme for apportionment, redemption, etc., of corn rents.

- (1) The Commissioners of Inland Revenue (hereinafter referred to as “the Commissioners”) may by a scheme made by them make provision for the apportionment and redemption of corn rents and other payments for which provision was made by section 30(1) of the Tithe^{M1} Act 1936; and a scheme under this section (hereinafter referred to as “a scheme”) shall have effect in lieu of the said section 30(1).
- (2) A scheme may apply to such additional payments, being payments which by virtue of an enactment or by custom are charged on or otherwise payable in relation to land wholly or partly in lieu of tithes, as the Commissioners think fit.
- (3) As respects payments such as are mentioned in subsection (1) or (2) of this section (hereinafter referred to as “rents”) a scheme may include provision for the extinguishment thereof in cases where—
 - (a) a rent has been redeemed, or
 - (b) a person is entitled in the same capacity both to the rent and to the land in respect of which it is payable, or
 - (c) all persons having an interest either in the rent or the land in respect of which it is payable agree to its extinguishment.

Status: Point in time view as at 31/01/1997. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Corn Rents Act 1963. (See end of Document for details)

- (4) A scheme, in regulating the redemption of rents, shall provide that a rent is not to be redeemed otherwise than on the application or with the consent of the person who, under the scheme, would be liable to defray the consideration money:
Provided that the scheme may enable the consent of that person to be dispensed with where the amount payable by him or his predecessor in title in respect of the rent in the calendar year immediately preceding the year in which redemption is proposed did not exceed forty shillings, or where the land in respect of which the rent is payable is, or is about to be, divided into plots.
- (5) A scheme may in particular (but without prejudice to the generality of this section)—
- (a) include provisions reproducing, with such modifications as the Commissioners think fit, the effect of any of those enactments comprised in the Tithe Acts 1836 to 1925 which were applied to corn rents and other payments by section 30(1) of the Tithe Act 1936;
 - (b) apply to matters arising in connection with or in consequence of the redemption of a rent any enactment having effect in relation to matters arising in connection with or in consequence of the redemption of tithe rentcharge (as defined by section 47 of the Tithe Act 1936);
 - (c) apply provisions of [^{F1}Part I of the Arbitration Act 1996], with or without modification, for the purposes of proceedings under the scheme;
 - (d) provide for the payment of fees to the Commissioners in connection with proceedings under the scheme.
- (6) A scheme may be revoked or amended by a subsequent scheme.
- (7) Any power conferred by this section to make a scheme shall be exercisable by statutory instrument; and a statutory instrument containing a scheme shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

F1 Words in s. 1(5) substituted (31.1.1997) by 1996 c. 23, s. 107(1), **Sch. 3 para.17** (with s. 81(2)); S.I. 1996/3146, **art.3** (with art. 4, Sch. 2 paras. 1-3)

Modifications etc. (not altering text)

C2 S. 1(5) amended (29.1.1973) by Land Charges Act 1972 (c. 61), s. 2(2)(b), **Sch. 2 para. 1(h)**

Marginal Citations

M1 1936 c. 43.

2 Transfer to Treasury of certain functions as to extinguishment of corn rents.

Section 30(2) of the Tithe ^{M2}Act 1936 (which empowers the Minister of Agriculture, Fisheries and Food to provide for the extinguishment of corn rents and other payments either generally or in particular cases) shall have effect as if for references therein to the said Minister there were substituted references to the Treasury, and as if references therein which have effect as references to the Commissioners were omitted.

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Marginal Citations

M2 1936 c. 43.

3 Short title, extent, repeal and savings.

- (1) This Act may be cited as the Corn Rents Act 1963.
- (2) This Act shall extend to England and Wales only.
- (3) This Act binds the Crown.
- (4) With effect from the coming into operation of the first scheme under this Act, the enactments mentioned in the Schedule to this Act, being enactments superseded by this Act or otherwise spent or obsolete, are, so far as not repealed by any other enactment, hereby repealed to the extent specified in the third column of that Schedule.
- (5) In section 191(12) of the ^{M3}Law of Property Act 1925 (by which payments redeemable under the Tithe Acts 1836 to 1918 are precluded from being redeemed or apportioned under that section) for the words “the Tithe Acts 1836 to 1918” there shall be substituted, with effect from the coming into operation of the first scheme under this Act, the words “the Corn Rents Act 1963”.
- (6) Proceedings under section 30(1) of the Tithe ^{M4}Act 1936 in progress at the coming into operation of the first scheme under this Act may be continued and completed as if this Act had not passed.
- (7) Nothing in this Act shall affect the operation of the ^{M5}Vicar’s Rate in Halifax Act 1877 or the ^{M6}Kendal Corn Rent Act 1932.

Marginal Citations

M3 1925 c. 20.

M4 1936 c. 43.

M5 1877 c. iii.

M6 1932 c. lxiv.

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VALID FROM 22/07/2004

SCHEDULE

ENACTMENTS REPEALED

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Changes to legislation:

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