



# Episcopal Church (Scotland) Act 1864

1864 CHAPTER 94 27 and 28 Vict

An Act to remove Disabilities affecting the Bishops and Clergy of the Protestant Episcopal Church in Scotland. [29th July 1864]

**Modifications etc. (not altering text)**

- C1 Short title given by [Short Titles Act 1896 \(c. 14\)](#)
- C2 Preamble omitted under authority of [Statute Law Revision Act 1893 \(c. 14\)](#)

1 ..... F1

**Textual Amendments**

- F1 [Ss. 1, 3, 4](#) repealed by [Statute Law Revision Act 1875 \(c. 66\)](#)

2 **Definition of “Protestant Episcopal Church in Scotland”.**

The words “Protestant Episcopal Church in Scotland” shall, for the purposes of this Act, mean the episcopal communion in Scotland as mentioned in the first-recited Act.

**Modifications etc. (not altering text)**

- C3 The “first-recited Act” is the [Scottish Episcopalians Relief Act 1792 \(c. 63\)](#)

3 ..... F2

**Textual Amendments**

- F2 [Ss. 1, 3, 4](#) repealed by [Statute Law Revision Act 1875 \(c. 66\)](#)

*Changes to legislation: There are currently no known outstanding effects for the Episcopal Church (Scotland) Act 1864. (See end of Document for details)*

4 ..... F3

**Textual Amendments**  
F3 Ss. 1, 3, 4 repealed by Statute Law Revision Act 1875 (c. 66)

**5 Persons admitted into Holy Orders by Bishops in Scotland not to be admitted to benefices, &c. in England or Ireland without consent of Bishop of the diocese.**

No person admitted into holy orders by any bishop of the Protestant Episcopal Church in Scotland shall be entitled to be admitted or instituted to any benefice or other ecclesiastical preferment in England or Ireland, without the consent and approbation of the bishop of the diocese in which such benefice or other ecclesiastical preferment may be situated; and any such bishop shall be entitled to refuse such consent and approbation without assigning reason for such refusal, any law or practice to the contrary notwithstanding; and every such person seeking to be admitted or instituted to such benefice or other ecclesiastical preferment, or to be licensed to any curacy, shall, before being admitted, instituted, or licensed make and subscribe before such bishop every such declaration and subscription as he would by law have been required to make and subscribe at his ordination if he had been ordained by a bishop of the [<sup>F4</sup>church of England]: Provided always, that the provisions of this section shall not apply to any such person who shall hold or shall have held any benefice or ecclesiastical preferment in England or Ireland.

**Textual Amendments**  
F4 Words substituted by virtue of Irish Church Act 1869 (c. 42), s. 69

6 ..... F5

**Textual Amendments**  
F5 S. 6 repealed by Episcopal Church (Scotland) Act 1964 (c. 12), s. 1(2)

**Changes to legislation:**

There are currently no known outstanding effects for the Episcopal Church (Scotland) Act 1864.