



# Irish Church Act 1869

## CHAPTER 42

### IRISH CHURCH ACT 1869

- 1 Short title.
- 2 Dissolution of legislative union between Churches of England and Ireland.

#### *Constitution and Powers of Commissioners*

- 3 Appointment of Commissioners.
- 4 Quorum Commissioners.
- 5 Appointment of officers.
- 6 Salaries and expenses.
- 7 Powers of Commissioners.
- 8 Forms of application, and general rules.
- 9 Duration of office, and restriction on sitting in Parliament.

#### *Transfer of Property and Dissolution of Ecclesiastical Corporations*

- 10 Prohibition of future appointments.
- 11 Property of Ecclesiastical Commissioners vested in Commissioners under this Act.
- 12 Church property vested in Commissioners under this Act.
- 13 Dissolution of ecclesiastical corporations, and cessation of right of bishops to sit in House of Lords.

#### *Compensation to Persons deprived of Income*

- 14 Compensation to ecclesiastical persons other than curates.
- 15 Compensation to curates.
- 16 Compensation to diocesan and district schoolmasters, clerks, sextons, &c.

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- 17 Compensation to persons not included in preceding section.
- 18 Compensation to lay patrons.

*Powers of Church after passing of Act*

- 19 Repeal of laws prohibiting holding of synods, &c.
- 20 Existing law to subsist by contract.
- 21 Abolition of ecclesiastical courts and ecclesiastical law.
- 22 Incorporation of Church body.

*Dealings between Commissioners and representative Church body*

- 23 Redemption of annuities and life interest of ecclesiastical persons.
- 24 Building charge to be paid on commutation of annuity.
- 25 Enactments with respect to churches.
- 26 Enactments with respect to burial grounds.
- 27 Enactments with respect to ecclesiastical residences.
- 28 Power to convey additional land to Church body.
- 29 Enactments with respect to private endowments.
- 30 Moveable chattels belonging to see or church.

*Management of Property by Commissioners*

- 31 Limitation of right to purchase fee simple in consideration of perpetual rent.
- 32 Sale of tithe rentcharge to owners of land.
- 33 Commissioners may purchase surrender or assignment of lease.
- 34 Power to Commissioners to sell property vested in them by this Act.
- 35 Orders of Commissioners operating as conveyance, &c. to be liable to same stamp duty.
- 36 Payment of money into bank.
- 37 Accounts of capital and revenues.

*Regium Donum and College of Maynooth*

- 38 Compensation to nonconforming ministers.
- 39 Commutation of annuities of nonconformist ministers, &c.
- 40 Repeal of Maynooth Acts.
- 41 Remission of debt to trustees of Maynooth.

*Appeal*

- 42 Persons aggrieved may appeal.

*Compensation to certain Officers*

- 43 Possession to be given up of 24, Upper Merrion Street.
- 44 Compensation to Ecclesiastical Commissioners and their officers.
- 45 Compensation to vicars general and other officers by annuities equal to their average income for the three years ending 1st January 1869.
- 46 As to benefices of Kilcullen, Kildare, Saint Mary, Saint Thomas, and Saint George, Dublin.

*Delivery up of Documents*

- 47 Delivery up of books by registrars.

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### *Dealings with Property*

- 48 Commissioners not to expend monies in building.
- 49 Commissioners not to expend monies in repairs.
- 50 Payment of building charge.
- 51 Regulations as to payment of commutation and annuity.
- 52 Power of Commissioners to accept mortgages as security for a portion of purchase money.
- 53 Power to pay by instalments.
- 54 Sales of lands, &c. may be made in Landed Estates Court.
- 55 Saving claim of arrears of rent, &c.
- 56 Provision for other persons under disability.
- 57 Provision as to incapacitated owners.
- 58 Power to officers of Commissioners to enter upon land.

### *Tower of the Commissioners to raise Money*

- 59 Commissioners to raise money for the purposes of the Act.
- 60 Power to Treasury to advance money to Commissioners.
- 61 Power for Treasury to guarantee advance to Commissioners.
- 62 Form of security and guarantee.
- 63 Guarantee to be based on Consolidated Fund.
- 64 Repayment to Consolidated Fund.

### *Arbitration*

- 65 Rules as to arbitration.

### *Temporary Provisions*

- 66 Regulation as to vacancies.
- 67 As to exclusion of house, &c. in cases of commutation.

### *Surplus*

- 68 Ultimate trust of surplus.

### *Saving Clauses*

- 69 Provision as to Acts relating to United Church of England and Ireland.
- 70 Saving rights as to proprietary-chapels and chapels of ease.
- 71 Saving of Act of 39 & 40 G.3 c.67, &c.

### *Construction of Act*

- 72 Interpretation of terms.