



# Duchy of Cornwall Management Act 1863

## CHAPTER 49

### DUCHY OF CORNWALL MANAGEMENT ACT 1863

- 1 5 & 6 Vict. c. 2. and Sect. 4 of 11 & 12 Vict. c. 83. repealed.
- 2 Establishing a Seal to be called “The Seal of the Duchy of Cornwall.”
- 3 Power of Sale and Enfranchisement.
- 4 Mode of carrying Sales into effect.
- 5 Form of Assurance.
- 6 Remedy for Recovery of annual Sums. Power to release a Portion of the Lands chargeable.
- 7 Power to purchase Lands.
- 8 Application of the Monies to arise from Sales, &c.
- 9 Power to grant Annuities in lieu of Estates surrendered.
- 10 Provision as to Settlement of disputed Rights.
- 11 Sales, &c. to be made under Warrant from the Treasury.
- 12 Payments to be made by Drafts on the Bank of England.
- 13 Sums arising from Sales and not immediately wanted to be invested in the Three per Cents.
- 14 Application of Dividends.
- 15 Stocks purchased may be sold when Funds are required.
- 16 Transfer of Stock may be made under Power of Attorney.
- 17 Monies and Stock standing in the Name of the Duke of Cornwall at the Bank of England to be treated as arising under this Act.
- 18 Power to refer Disputes to Arbitration.
- 19 Purchasers, &c. not to be bound to see that Provisions of the Act have been complied with;
- 20 nor to see to the Application of the Purchase Money.
- 21 Power to grant Leases for 31 Years, without Fine.
- 22 Power to grant Leases for 99 Years for Purposes of Improvement, without Fine.
- 23 Fines may be taken in special Cases with the Consent of the Treasury.

*Changes to legislation: There are currently no known outstanding effects for the  
Duchy of Cornwall Management Act 1863. (See end of Document for details)*

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- 24 Covenants in Leases to be as effectual as if the Duke of Cornwall had an absolute Estate.
- 25 Leases not to be otherwise than for fixed Terms of Years except in certain Cases.
- 26 New Leases may be granted on the Surrender of existing Interests.
- 27 The Duke of Cornwall may accept a Surrender of any Lease, and grant separate Leases at apportioned Rents.
- 28 Concurrence of Under-lessees not required on a Surrender for obtaining a new Grant.
- 29 Severance of Reversion not to prejudice Condition of Re-entry, &c.
- 30 Deeds, &c. to be enrolled.
- 31 Keeper of Records to enrol Deeds, &c. in order of Time, and to certify Enrolment.
- 32 Deeds, &c. so enrolled not to require Enrolment in Courts of Law, &c.
- 33 Certain Enrolments may be made nunc pro tunc.
- 34 Power to appoint a Person to enter into Contracts.
- 35 Proviso as to Grants of Licences to demise.
- 36 Power to grant Land for Sites of Churches, &c.
- 37 Interpretation of Terms.
- 38 † Proviso for Exercise of Powers when a Duke of Cornwall is under 21 Years of Age.
- 39 Proviso for Exercise of Powers when the Duchy of Cornwall is vested in the Crown.
- 40 This Act not to interfere with existing Powers except where expressly altered.
- 41 Authorizing Exchanges of Minerals under Inclosure Acts.
- 42 Short Title.

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SCHEDULE to which —  
this Act refers.

*Form of Conveyance on Sale in consideration of a gross Sum of Money.*

Know all Men by these Presents, That we [here insert...]  
The foregoing Form may be used for the Purpose of...

*Form of Grant for a limited Period in consideration of a gross Sum of Money.*

Know all Men by these Presents that we [insert the...]

*Form of Conveyance on Sale in consideration of an annual Sum of Money.*

To all to whom these Presents shall come, &c. [insert...]

*Form of Grant for a limited Period in consideration of an annual Sum of Money.*

To all to whom, &c. [as in the previous Form,...]

*Form of Enfranchisement in consideration of a gross Sum of Money.*

Know all Men by these Presents that we [insert the...]

*Memorandum of Acknowledgment to be endorsed on any Deed of Conveyance,  
Grant, or Enfranchisement in consideration of a gross Sum of Money.*

I hereby acknowledge that the Sum of in the within-written...

As witness my Hand,

E.F.

Auditor of the Duchy of Cornwall.

*Form of Enfranchisement in consideration of an annual Sum of Money.*

To all to whom these Presents shall come [inserting the...

*Form of Conveyance of any Land or Property on a Purchase by the Duke of Cornwall.*

Know all Men by these Presents that I, A.B. of,...

*Form of Receipt for Purchase Money where not paid into Court to be endorsed.*

Received on the Day of the Date of the within-written...

A.B.

Witness, C.D.

Form of Grant of Annuity on the Surrender of an...

This Indenture, made the Day of between A.B. of, &c....

**Changes to legislation:**

There are currently no known outstanding effects for the Duchy of Cornwall Management Act 1863.