MANORIAL INCIDENTS AND RECORDS

1959 No. 1399

The Manorial Documents Rules, 1959

Made -7th August, 1959 Coming into Operation 1st September, 1959

I, Raymond, Baron Evershed, Master of the Rolls, in exercise of the powers conferred upon me by subsection (7) of section 144A of the Law of Property Act. 1922(a), hereby make the following Rules:-

1.—(1) In these Rules, unless the context otherwise requires:—

"Manorial documents" means court rolls, surveys, maps, terriers, documents and books of every description relating to the boundaries, wastes, customs or courts of a manor, but does not include the deeds or other instruments required for evidencing the title to a manor or agreements or draft agreements relating to compensation, or any documents which came into being after 31st December, 1925;

"Lord of the manor" means the lord for the time being of the manor,

or any person entitled to manorial documents;

"Record repository" means the Public Record Office, any public library, museum, or historical or antiquarian society to which manorial documents are transferred in pursuance of a direction given by the Master of the Rolls under subsection (4) of section 144A of the Law of Property Act, 1922, and any repository approved by the Master of the Rolls as a place of deposit for manorial documents under Rule 5 hereof.

(2) The Interpretation Act, 1889(b), applies to the interpretation of these

Rules as it applies to the interpretation of an Act of Parliament.

- 2. The lord of the manor shall cause all manorial documents in his possession or under his control to be kept and used under conditions suitable for their safe and proper preservation and shall upon request furnish to the Master of the Rolls particulars of all such documents.
- 3. The lord of the manor shall inform the secretary of the Historical Manuscripts Commission whether any manorial documents in his possession or under his control are damaged or decayed, or whether he is unable to preserve them under proper conditions, in order that proposals may be made for the repair or better preservation of the documents; and the lord of the manor shall, so far as he is able, give effect to any such proposals.
- 4. Every change in the ownership of manorial documents shall be notified by the new owner to the secretary of the Historical Manuscripts Commission.
- 5. The lord of the manor may deposit manorial documents for their better preservation in a repository approved by the Master of the Rolls, and documents so deposited shall be deemed to remain under the control of the lord of the manor.
- 6. The controlling authority of the repository shall furnish to the lord of the manor and to the secretary of the Historical Manuscripts Commission an inventory in the form set out in the Schedule hereto of any documents deposited in pursuance of the last foregoing Rule.
- 7. Where any manorial documents are transferred to the Public Record Office or to any public library, museum or historical or antiquarian society in pursuance of a direction given by the Master of the Rolls under subsection (4) of section 144A of the Law of Property Act, 1922, the Keeper of Public Records or the governing body of the public library, museum or historical or antiquarian society, as the case may be, shall cause to be furnished to the secretary of the Historical Manuscripts Commission an inventory of the documents in the form set out in the Schedule hereto, and shall not without the consent of the Master of the Rolls permit any such documents to pass out of his or their custody.
- 8. The controlling authority of a record repository shall cause all manorial documents to be kept and used under conditions suitable for their safe and proper preservation and shall comply with any directions from time to time given by the Master of the Rolls in that behalf.
- 9. Whenever requested by the lord of the manor or the Master of the Rolls, the controlling authority of a record repository shall produce manorial documents to him or in accordance with his directions.
- 10. The controlling authority of a record repository shall on payment of the prescribed fees permit manorial documents to be inspected at all reasonable times by any person interested in land enfranchised by or under the Copyhold Act, 1894(a), or the Law of Property Act, 1922, and shall permit the taking of copies of such documents; and shall also, with the consent of the lord of the manor, permit the inspection of manorial documents, and the taking of copies thereof, for the purpose of historical research.
- 11. No manorial documents may be removed outside England and Wales without the consent of the Master of the Rolls.
 - 12. The Manorial Documents Rules, 1926(b), are hereby revoked.

13. These Rules may be cited as the Manorial Documents Rules, 1959, and shall come into force on the first day of September, 1959.

Dated the seventh day of August, 1959.

Evershed, M.R.

SCHEDULE INVENTORY of Manorial Documents

relating to the M	fanor of	in the Pa	
in the County of		Mark Production and St.	
Delete A or A. d	eposited by	articulars are set out below	the lord of the manor under
B. tr	ansferred in	Manorial Documents Rules, pursuance of a direction bsection (4) of section 14	given by the Master of the 4A of the Law of Property
on thed	ay of	Signed Particulars of Documents	
Reference No.	Date	Description Description	Condition (Here insert "good", "fair" or "in need of repair" as may be appropriate)
m nibomia Bey James	Language III		

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

These Rules, which replace the Manorial Documents Rules, 1926, enable the Historical Manuscripts Commission to advise on the steps to be taken for the better preservation of manorial documents. Under Rule 5, the lord of the manor may deposit documents for their better preservation in a repository approved by the Master of the Rolls.