

terbury for the time being shall be entitled to present on the three vacancies that shall first occur in the said united benefice, and the Dean and Chapter of Canterbury shall be entitled to present on the fourth vacancy, and thenceforth the Archbishop of Canterbury shall be entitled to four turns, and the Dean and Chapter to every fifth turn for ever.

*Arthur Helps.*

**A**T the Court at *Windsor*, the 25th day of *June*, 1872.

PRESENT,

The QUEEN'S Most Excellent Majesty in Council.

**W**HEREAS by an Act passed in the first session of the Parliament holden in the first and second years of the reign of Her present Majesty, intituled "An Act to abridge the holding of benefices in plurality, and to make better provision for the residence of the clergy," after reciting that "Whereas, in some instances, tithings, hamlets, chapelries, and other places or districts may be separated from the parishes or mother churches to which they belong, with great advantage, and places altogether extra-parochial may in some instances with advantage be annexed to parishes or districts to which they are contiguous, or be constituted separate parishes for ecclesiastical purposes," it is, amongst other things, enacted "That when, with respect to his own diocese, it shall appear to the Archbishop of the Province, or when the bishop of any diocese shall represent to the said archbishop that any such tithing, hamlet, chapelry, place or district within the diocese of such archbishop, or the diocese of such bishop, as the case may be, may be advantageously separated from any parish or mother church, and either be constituted a separate benefice by itself or be united to any other parish to which it may be more conveniently annexed, or to any other adjoining tithing, hamlet, chapelry, place, or district, parochial or extra-parochial, so as to form a separate parish or benefice, or that any extra-parochial place may with advantage be annexed to any parish to which it is contiguous, or be constituted a separate parish for ecclesiastical purposes; and the said archbishop or bishop shall draw up a scheme in writing (the scheme of such bishop to be transmitted to the said archbishop for his consideration), describing the mode in which it appears to him that the alteration may best be effected, and how the changes consequent on such alteration in respect to ecclesiastical jurisdiction, glebe lands, tithes, rent-charges, and other ecclesiastical dues, rates, and payments, and in respect to patronage and rights to pews, may be made with justice to all parties interested; and if the patron or patrons of the benefice or benefices to be affected by such alteration shall consent in writing under his or their hands to such scheme, or to such modification thereof as the said archbishop may approve, and the said archbishop shall, on full consideration and inquiry, be satisfied with any such scheme, or modification thereof, and shall certify the same and such consent as aforesaid, by his report to Her Majesty in Council, it shall be lawful for Her Majesty in Council to make an Order for carrying such scheme, or modification thereof, as the case may be, into effect."

And whereas by another Act of Parliament, passed in the second and third years of the reign

of Her present Majesty, intituled "An Act to make better provision for the assignment of ecclesiastical districts to churches or chapels augmented by the Governors of the Bounty of Queen Anne; and for other purposes," it is, amongst other things, further enacted, "That when, by any Order of Her Majesty in Council as aforesaid, a separate parish for ecclesiastical purposes is constituted, the same shall, on registration thereof, and with the consent in writing of the incumbent or incumbents of the benefice or benefices to be thereby affected, become a perpetual curacy and benefice, and the minister thereof, duly nominated and licensed thereto, and his successors, shall be a body politic and corporate, with perpetual succession, and may receive and take to himself and his successors all such lands, tenements, tithes, rent-charges and hereditaments as shall be granted unto him or them, and such perpetual curate shall thenceforth have, within the limits of the district parish formed under the Church Building Acts, for the church of such perpetual curacy, sole and exclusive cure of souls, and shall not in anywise be subject to the control or interference of the incumbent or incumbents of the benefice or benefices to be affected by such Order, if he or they shall have consented to such Order as aforesaid; but if such incumbent or incumbents shall not have so consented thereto, this last-mentioned provision shall not come into operation until the next avoidance of the benefice by the incumbent objecting thereto, or by the surviving incumbent objecting, if more than one shall object thereto, and in such case the last-mentioned provision shall forthwith after such avoidance come into operation, and shall be binding on all persons whatsoever."

And whereas the Lord Bishop of Carlisle hath drawn up, together with a scheme, a representation, in writing, bearing date the seventh day of March, in the year of our Lord one thousand eight hundred and seventy-two, and hath transmitted the same to his Grace the Lord Archbishop of York (that is to say):

"To the Most Reverend William, Lord Archbishop of York.

"I, the Right Reverend Harvey, Lord Bishop of Carlisle, do hereby represent to your Grace:

"That there is in the county of Cumberland, and my diocese of Carlisle, an ancient parochial district known by the name of Kirkcambeck, containing an area of two hundred and eighty acres, or thereabouts, in which anciently there was a church, long since ruined and disused.

"That the said church and district anciently constituted a rectory, which was appropriated to the Priory of Carlisle, and, on the dissolution of monasteries, the glebe and temporalities of the rectory were granted to the Dean and Chapter of Carlisle, and eventually became vested (along with the other capitular estates) in the Ecclesiastical Commissioners for England. But that no minister appears to have been appointed, nor any ecclesiastical duties performed, within the said parochial district.

"That the ancient parochial district of Kirkcambeck aforesaid, is shown on the plan annexed to this report, and coloured round with a red verge line.

"That there is in the said county and diocese the parish of Lanercost, which adjoins and in part surrounds the said parochial district of Kirkcambeck. And it has been the usage of the inhabitants of the said parochial district to resort to the minister and parish church of Lanercost for