

preferment of a less net annual value (to be ascertained without reference to and exclusively of the house of residence, if any) than as aforesaid then whilst he shall hold such other preferment the said annual sum shall in each year be reduced by a sum equal in amount to the net annual sum (to be ascertained as aforesaid) payable to him for the same year in respect of such other preferment. Provided always that if such retiring incumbent shall hereafter be convicted of any offence against the ecclesiastical law, the punishment for which would be deprivation or suspension, his right to receive such annual sum, payable by way of compensation as aforesaid shall cease or shall be suspended as from the date of such conviction. And provided also that if the same annual sum or any part thereof payable by way of compensation as aforesaid shall cease to be payable to such retiring incumbent by his ceasing to be a member of the Church of England as aforesaid or by his being convicted of any offence against the ecclesiastical law as aforesaid, or by his acceptance of such Church preferment as aforesaid, or by his death (as the case may be) on any other than one of the half-yearly days of payment, then he or his executors or administrators shall be entitled to a proportionate part of the said annual sum for the period which at the time of such cesser shall have elapsed of the current half-year, which proportionate part shall be payable at the end of the current half-year.

"4. That the said annual sum shall be charged upon the annual income of the united benefice, and shall be payable out of the same by the incumbent for the time being of the united benefice and as between the incumbent for the time being of the united benefice, and the retiring incumbent and his assigns, the said annual sum shall be a first charge at law and in equity upon the income of the united benefice, the incumbent of which united benefice shall be deemed to have accepted the same subject to a trust to pay to the said retiring incumbent or his assigns the said annual sum out of the income of the said united benefice, and for that purpose to use all due diligence to receive and collect the income of the said united benefice, and that if such annual sum or any part thereof shall at any time be in arrear and unpaid for more than twenty-eight days after any of the said half-yearly days of payment, and the fact of the same being so in arrear shall be verified by the declaration of the incumbent who shall have so retired or his assigns, or in such other or further manner as shall be required by the Bishop of London, it shall be lawful for the said Bishop to make an order upon the incumbent for the time being of the united benefice requiring him to pay the amount in arrear within a time to be specified in such order, and if the same be not paid within such period then it shall be lawful for the said Bishop to sequester the profits of the said united benefice until all such arrears and the costs of the sequestration shall have been paid and satisfied, but the power to be so conferred upon the said Bishop shall not in anywise abridge or interfere with the rights of the incumbent who shall have so retired or his assigns to recover the said annual sum and all arrears thereof by proceedings at law or in equity, or with the legal or equitable rights of the incumbent for the time being of the united benefice to recover from the preceding incumbent of the united benefice, his executors or administrators any arrears of the said annual sum which ought to have been paid by such preceding incumbent.

"5. That if the said union shall have taken

immediate effect by reason of the incumbent for the time being of either of the present benefices having retired from his incumbency, and such incumbent shall be living when the united benefice shall for the time after such union become vacant, the incumbent who shall have so retired shall (if in the opinion of the Bishop of London he be not disqualified by age or otherwise) be entitled to fill such vacancy, and may be admitted by the Bishop to the united benefice, without any form or fee of or for presentation, and he shall upon such admission become the second incumbent of the united benefice, and the annual sum hereinbefore made payable to him shall thenceforth absolutely cease to be payable, but as regards the future patronage and right of presentation to the united benefice and the rights of the patrons in regard thereto, and the order of the turns of presentation the admission of such retired incumbent as aforesaid to the united benefice shall not be deemed to be a presentation but shall as regards such patronage right of presentation and other rights be deemed to be a continuance of the first incumbency of the united benefice.

" PART II.

"As to the parish church of the united benefice and certain officers of the same, and certain matters connected therewith, or with the church of Saint George, Botolph-lane, we the said Ecclesiastical Commissioners further recommend and propose:—

"1. That upon the union taking effect the church of Saint Mary-at-Hill shall become, and thereafter continue to be, the parish church of the united benefice.

"2. That upon the union taking effect we the said Ecclesiastical Commissioners shall, out of the moneys received by us under the fourteenth section of the City of London Parochial Charities Act, 1883, make a grant of forty-one pounds per annum for the repair of the fabric of the parish church of the said united benefice, such grant to be in addition to the sum of ninety-five pounds per annum allotted for the repair of the fabric of the church of Saint Mary-at-Hill under the scheme of the Charity Commissioners for England and Wales for the regulation of the City Church Fund created under the said City of London Parochial Charities Act, 1883.

"3. That we the said Ecclesiastical Commissioners shall out of the moneys received by us as aforesaid under the fourteenth section of the said City of London Parochial Charities Act, 1883, make a grant of forty-four pounds per annum for the maintenance of Divine service in the parish church of the united benefice such grant to be in addition to the sum of three hundred and fifty pounds per annum allotted under the above-mentioned scheme of the Charity Commissioners for the maintenance of Divine service in the church of Saint Mary-at-Hill and to commence to be payable as to twenty pounds, part thereof, upon the union taking effect and as to the remainder wholly or from time to time in part as a sum or sums sufficient to provide the payment of the whole or a further part of such remainder shall absolutely cease to be payable in respect of the pensions hereinafter mentioned in clause 11.

"4. That upon the union taking effect the sum of sixty pounds per annum allotted under the above-mentioned scheme of the Charity Commissioners and payable to the incumbent of the benefice of Saint George, Botolph-lane, with Saint Botolph Billingsgate, for the maintenance of an assistant curate shall so long as it shall continue payable under the said scheme be paid to the