

Church Wardens and Vestries to exercise the corporate powers in case of the death, &c. of the Rectors.

V. And be it enacted, That in case of the death or absence from the Province of the respective Rectors of the said Churches for the time being, or where no Rector shall have been appointed, the Church Wardens and Vestry in such Parishes shall, during such vacancy or absence, have the full powers and authorities that are by Law given to the Rectors, Church Wardens and Vestry of such Churches respectively; and in all cases every act, matter or thing done or committed, and all suits or proceedings whatever brought or prosecuted by such Church Wardens and Vestry, shall be done, committed, brought or prosecuted in the name of the Rector, Church Wardens and Vestry of such Churches respectively.

Elections of Church Wardens and Vestrymen may be proceeded in, notwithstanding the necessary absence of the Rector.

VI. And be it enacted, That in each and every Parish in this Province where no Rector shall have been appointed, or when on the day provided by Law for the election of Church Wardens and Vestrymen for such Parish, there shall be no Rector in such Parish, or in cases where such Rector shall be absent from the Province, or unable to attend at such election, the persons qualified by this Act or any Law then in force to be elected Church Wardens and Vestrymen or to vote at such elections, shall and they are hereby authorized, notwithstanding such vacancy or absence, to assemble and meet together in such Parish and elect Church Wardens and Vestrymen; and that the persons so assembled shall and they are empowered to appoint a person to preside at such election for the more orderly proceeding thereat.

CAP. XVIII.

An Act to repeal an Act, intituled *An Act in addition to an Act for erecting a Parish in the City of Saint John, and incorporating the Rector, Church Wardens and Vestries of the Church of England in the several Parishes in this Province*, and to make other provisions in lieu thereof.

Passed 11th April 1846.

Preamble.

WHEREAS it is deemed expedient to repeal an Act of this Province made and passed in the seventh year of the Reign of Her Majesty Queen Victoria, intituled *An Act in addition to an Act, intituled "An Act for erecting a Parish in the City of Saint John, and incorporating the Rector, Church Wardens and Vestries of the Church of England in the several Parishes in this Province;"*

7 V. c. 25.

Act 7 V. c. 25, repealed.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said recited Act be and the same is hereby repealed.

A Clergyman receiving the sanction of the Lieutenant Governor and Letters of Institution from the Bishop, may be Rector of several Churches.

II. And be it further enacted, That any Clergyman duly inducted into the Rectory of any Church in any Parish within this Province, shall be deemed and taken to be the Rector of any such other Church or Churches in the same or in any other Parish or Parishes, provided he shall previously have received the sanction and approbation of the Lieutenant Governor and Commander in Chief of the Province, and also letters of Institution from the Bishop of the Diocese, giving him the Spiritual charge of the same, and shall have and be entitled to all the powers and authority within the Parishes in which the several Churches are situated, which are given to Rectors by an Act, intituled *An Act for erecting a Parish in the City of Saint John, and incorporating the Rectors, Church Wardens and Vestries of the Church of England in the several Parishes of this Province*, so long as he shall continue to receive such sanction of the Lieutenant Governor and Commander in Chief, and be continued in such Spiritual charge: provided always, that nothing contained in this Act shall authorize or empower the Clergyman receiving such license and authority, and letters of Institution, to fell, cut down or take away, or otherwise dispose of, the Timber or Wood which may be growing or be on any lot or lots of Land which constitute the Glebe of the Church of which he may thereby have the Spiritual charge, without express license shall be given him so to do in writing by the Bishop of the Diocese.

29 G. 3, c. 1.

Proviso for Timber on the Glebe.

CAP. XIX.

An Act to enable the Rector, Church Wardens and Vestry of Trinity Church, in Springfield, Kings' County, to dispose of certain Lands held by them in exchange for other Lands.

Passed 11th April 1846.

Preamble, Reciting agreement for an exchange of certain Lands.

WHEREAS the Rector, Church Wardens and Vestry of Trinity Church, in the Parish of Springfield, County of Kings, have, by and with the consent of the Reverend William Scovil, Master of Arts, the present officiating Minister of the said Parish, and with the approbation of the Right Reverend the Lord Bishop of Fredericton, agreed with Josiah Marvin, of the aforesaid Parish of Springfield, Farmer, for the conveyance and assurance to him, the said Josiah Marvin, of a certain piece or tract of Land in the said Parish of Spring-