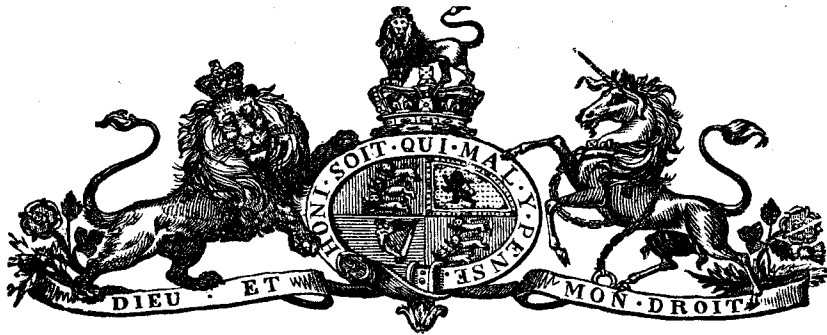


T A S M A N I A.



1863.

ANNO VICESIMO-SEPTIMO

VICTORIÆ REGINÆ,

No. 16.

AN ACT to enable the Bishop of the Church of
Rome in *Tasmania* to appoint Trustees of
Church Property. [11 August, 1863.]

WHEREAS it is expedient to provide for the appointment of Trustees of Property belonging to the Church of *Rome* in this Colony : Be it therefore enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :—

PREAMBLE.

1 The Bishop of the Church of *Rome* in this Colony for the time being may, from time to time, by any instrument in writing under his hand and seal, appoint any persons to be Trustees of the property of the said Church, in whom any lands, hereditaments, rights, moneys, goods, and chattels whatever may from time to time be vested for the benefit of the said Church ; and the said Bishop for the time being may at pleasure remove any such Trustees, or any one or more of them, and may appoint another Trustee or other Trustees in the room of any Trustees who may die or be so removed ; and after the death or removal of any such Trustee or Trustees all lands, hereditaments, rights, moneys, goods, and chattels whatever, so vested as aforesaid, shall vest in the succeeding Trustee or Trustees for the same estate and interest as the former Trustee or Trustees had therein, and subject to the same Trusts, without any conveyance or assignment whatever ; and in all proceedings,

Bishop of Church
of *Rome* may ap-
point Trustees of
property of that
Church.

May sue and be
sued.

as well civil as criminal, all property so vested as aforesaid shall be deemed to be, and shall in every proceeding where necessary be stated to be, the property of the person or persons appointed to such Trusteeship for the time being, in his or their proper name or names without further description ; and such person or persons shall, and they are hereby respectively authorised to bring or defend any action, suit, or prosecution in any Court of Law or Equity touching or concerning any property so vested in them as aforesaid ; and such person or persons shall and may, in all cases concerning such property as aforesaid, sue and be sued, plead and be impleaded, in any Court of Law or Equity in their or his proper names or name as Trustees or Trustee of such property without other description ; and no such suit, action, or prosecution shall be discontinued or abate by the death of any such person, or his removal from the office of Trustee, but the same shall and may be proceeded in by the succeeding Trustees or Trustee, in the proper names or name of the persons or person commencing the same ; and such succeeding Trustees or Trustee shall pay or receive like costs as if the action or suit had been commenced in his or their names for the benefit of, or to be reimbursed out of, the said property : Provided always, that no person shall be deemed to be a Trustee within the meaning of this Act until the instrument appointing him Trustee shall have been registered in the office of the Registrar of Deeds.

Commencement of
Act.

2 This Act shall commence and take effect on the First day of *October*, 1863.

Short Title.

3 In referring to this Act it shall be sufficient to use the expression *The Church of Rome Trustee Act*.