

[STATUTES OF GREAT BRITAIN AND IRELAND, 1832] [1]

[2° & 3° GULIELMI IV.]

CAP. CXV.

**An Act for the better securing the Charitable Donations
and Bequests of His Majesty's Subjects in *Great Brit-
ain* professing the Roman Catholic Religion.**

[15th August 1832.]

[1]
1 W. & M.
c. 18.

WHEREAS by an Act passed in the First Year of the Reign of King *William* and Queen *Mary*, intituled *An Act for exempting His Majesty's Protestant Subjects dissenting from the Church of England from the Penalties of certain Laws*, [2] and by certain subsequent Statutes, the Schools and Places for Religious Worship, Education, and Charitable Purposes of Protestant Dissenters are exempted from the Operation of certain penal and disabling Laws to which they were subject previously to the passing of the said recited Act of the First Year of the Reign of King *William* and Queen *Mary*:

1700. c. 3.

And whereas by certain Acts of the Parliament of *Scotland*, and particularly by an Act passed in the Year One thousand seven hundred, intituled *An Act for preventing the Growth of Popery*, various Penalties and Disabilities were imposed upon Persons professing the Roman Catholic Religion in *Scotland*:

And whereas, notwithstanding the Provisions of various Acts passed for the Relief of His Majesty's Roman Catholic Subjects from disabling Laws, Doubts have been entertained whether it be lawful for His Majesty's Subjects professing the Roman Catholic Religion in *Scotland* to acquire and hold in Real Estate the Property necessary for Religious Worship, Education, and Charitable Purposes:

And whereas it is expedient to remove all Doubts respecting the Right of His Majesty's Subjects professing the Roman Catholic Religion in *England* and *Wales* to acquire and hold Property nec-

essary for Religious Worship, Education, and Charitable Purposes:

Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act His Majesty's Subjects professing the Roman Catholic Religion, in respect to their Schools, Places for Religious Worship, Education, and Charitable Purposes, in *Great Britain*, and the Property held therewith, and the Persons employed in or about the same, shall in respect thereof be subject to the same Laws as the Protestant Dissenters are subject to in *England* in respect to their Schools and Places for Religious Worship, Education, and Charitable Purposes, and not further or otherwise.

Roman Catholics to be subject to the same Laws as Protestant Dissenters, with respect to Schools and Places of Worship.

II. Provided always, and be it further enacted, That in all Cases in which Schoolmasters or other Persons employed in such Schools or other Places are, as a legal Qualification for such Employments, now required by Law to take the Oath of Supremacy, or the Oath or Declaration against Transubstantiation and the Invocation of Saints and Sacrifice of the Mass, or to receive the Sacrament of our Lord's Supper, or, in *Scotland*, to subscribe the Formula annexed to the foresaid Act for preventing the Growth of Popery, any such Schoolmaster, or other Master, professing himself a Roman Catholic, shall, in lieu of the Qualification aforesaid for holding such Employment, take the Oath contained in the Statute passed in the Tenth Year of His late Majesty, intituled *An Act for the Relief of His Majesty's Roman Catholic*

Roman Catholic Schoolmasters, when required to take Oath, to take that prescribed by 10 G. 4. c. 7.

[1] [Statutes of the UK, 1830-1832. Given the short title *The Roman Catholic Charities Act, 1832* by the *Short Titles Act, 1896*. Repealed in 1989.]

[2] [The Toleration Act, 1688]

Subjects, [3] and at the Times and in manner in that Act mentioned.

Act not to affect pending Suits.

III. Provided always, and be it further enacted, That nothing in this Act contained shall affect any Suit actually pending or commenced, or any Property now in Litigation, Discussion, or Dispute, in any of His Majesty's Courts of Law or Equity in *Great Britain*.

Nor to repeal Provisions in 10 G. 4. c. 7. for Suppression of certain Religious Societies.

IV. Provided always, and be it further enacted, That nothing in this Act contained shall be taken to repeal or in any way alter any Provision of an Act passed in the Tenth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the Relief of His Majesty's Roman Catholic Subjects*, [3] respecting the Suppression or Prohibition of the Religious Orders or Societies of the Church of *Rome* bound by Monastic or Religious Vows.

Property held for the Purposes mentioned in this Act, in England and Wales, to be subject to the Provisions of 9 G. 2. c. 36.

V. Provided always, and be it further enacted, That all Property to be acquired or held for such Purposes of Religious Worship, Education, and Charitable Purposes, in *England* and *Wales*, shall be subject

to the Provisions of an Act passed in the Ninth Year of the Reign of King *George* the Second, intituled *An Act to restrain the Disposition of Lands whereby the same may become unalienable*, [4] and

to the same Laws as the Protestant Dissenters are subject to in *England* in respect of the acquiring or holding of such Property:

Provided always, that nothing in this Act contained shall be taken to extend the Provisions of the said last-recited Act to that Part of *Great Britain* called *Scotland*.

[3] [Roman Catholic Relief Act of 1829]

[4] [*The Charitable Uses Act, 1735*, also called the Statute of Mortmain of 1736]