

New Zealand.



ANALYSIS.

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2. "Bishop" to include "Archbishop."

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1890, No. 1.—*Private.*

AN ACT to extend the Provisions of "The Roman Catholic Lands Act, 1876," and for other Purposes. Title.

[26th July, 1890.]

WHEREAS by "The Religious, Charitable, and Educational Trusts Act, 1856," and "The Religious, Charitable, and Educational Trusts Act Amendment Act, 1875," the term "office-bearers" was defined as including the Roman Catholic Bishops of the several dioceses existing in New Zealand; and by "The Roman Catholic Lands Act, 1876," the aforesaid Roman Catholic Bishops were severally created a corporation sole, with power to hold lands to themselves and their successors in the said dioceses respectively, subject to the powers and provisions of the aforesaid last-mentioned Act: And whereas since the time of the passing of the aforesaid Acts the Diocese of Wellington has been erected into an archdiocese, and the Bishop thereof has been created an Archbishop, and doubts have arisen whether the estate which was vested in the former Roman Catholic Bishop of the Diocese of Wellington under the aforesaid Acts, or either of them, has become vested in the Roman Catholic Archbishop thereof, and it is expedient to set such doubts at rest: Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act is "The Roman Catholic Lands Act Extension Act, 1890." Short Title.

2. In the construction of "The Roman Catholic Lands Act, 1876," and of all other Acts to be passed relating to the vesting or transfer of lands in or to any Bishop of the Roman Catholic Church in New Zealand, and in all deeds and instruments of every kind affecting any lands, belonging to or granted or conveyed to or vested in any Bishop of the aforesaid Church, or intended so to be granted, conveyed, or vested as aforesaid for religious, charitable, or educational purposes, the term "Bishop" shall be deemed to include "Bishop" to include "Archbishop."

and to have included "Archbishop," and "diocese" shall be deemed to include and to have included "archdiocese."

3. In relation to the status of a Roman Catholic Bishop in New Zealand as a corporation sole under "The Roman Catholic Lands Act, 1876," and for the purposes of the trusts of lands and hereditaments belonging to the Church of Rome within any diocese in New Zealand,—

- (1.) Where the Roman Catholic Bishop of any diocese has become or shall hereafter become created an Archbishop in the same diocese, such Archbishop shall, from the date of such promotion, be deemed to have been and shall be the same corporation sole as that of the aforesaid Bishop previous to such promotion; and
- (2.) Where any Bishop or Archbishop has been or shall hereafter be succeeded in the same diocese by an Archbishop or a Bishop respectively, such last-mentioned Archbishop or Bishop, as the case may be, shall be deemed to have been and shall be the same corporation sole as his predecessor or predecessors in the said diocese.

4. In the construction of "The Religious, Charitable, and Educational Trusts Act, 1856," and "The Religious, Charitable, and Educational Trusts Act Amendment Act, 1875," the term "office-bearers" shall be deemed to include and to have included the Roman Catholic Archbishop of Wellington, and any other Roman Catholic Archbishop who may be hereafter appointed to any place or charge in New Zealand.

Succession of Bishop by Archbishop and vice versa not to affect his status as a corporation sole.

Interpretation of term "office-bearers."