

Irish Church Act (1869) Amendment Bill.

ARRANGEMENT OF CLAUSES.

Clauses.

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 6. Deduction in respect of income tax in certain cases.
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TO

Amend the Irish Church Act, 1869.

A.D. 1878.

WHEREAS it is expedient to amend the Irish Church Act, 1869:

Be it therefore enacted by the Queen'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, as follows:

1. This Act may be cited as the Irish Church Act, 1869, Short title. Amendment Act, 1878.

2. In this Act words and expressions to which by the Irish Church Act, 1869, meanings have been assigned shall have the same meanings respectively. Interpretation.

The term "principal Act" shall mean the Irish Church Act, 1869.

3. The Commissioners may at any time after the *passing of this Act* sell to their immediate lessee or tenant, being an occupying tenant under such tenancy, the fee simple of any land vested in them under the principal Act, and held immediately from or under them by virtue of any lease or tenancy, such sale to be in consideration of a sum to be ascertained and fixed by the Commissioners; and upon any such sale being so made the Commissioners shall by order declare the rent payable to them out of such land to be merged in the land out of which it issued, and the same shall merge and be extinguished accordingly. Sale of fee simple of lands to immediate lessees and tenants, being occupying tenants.

Upon the application of any lessee or tenant so purchasing, the Commissioners may by order declare his purchase money to be payable by instalments, and the land so purchased to be accordingly charged as from a day to be mentioned in such order for fifty-two years thence next ensuing, with an annual sum calculated at the rate of *four pounds nine shillings* per centum on the purchase money, or for such less number of years as may be agreed upon

[Bill 116.]

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A.D. 1878. — at an equivalent annual sum, so as to discharge the principal and interest in such less number of years. The annual sum charged by such order shall have priority over all charges and incumbrances, except quit or crown rents, and shall be payable by the same persons, and be recoverable in the same manner, and be subject to 5 the same charges, if any, as the rent heretofore payable out of the same lands by such immediate lessee or tenant so purchasing.

Value of lessee's or tenant's interest to be settled by arbitration in certain cases.

4. Where any person being an immediate lessee or tenant desiring to purchase the fee simple of his land under this Act feels aggrieved by the value set by the Commissioners on such fee simple, he may, 10 if he think fit, refer such question to arbitration in manner prescribed by the principal Act.

Duty on sale of interests under this Act to be paid by Commissioners.

5. The amount of duty payable upon any order made by the Commissioners upon sale under this Act shall be paid by the Commissioners out of any funds at their disposal. 15

Deduction in respect of income tax in certain cases.

6. Where the repayment of any principal sum, together with interest thereon, is payable to the Commissioners by annual instalments, it shall be lawful for the Commissioners to make an allowance in respect of income tax on such part of such instalments as are payable in respect of interest, according to the scale in the 20 schedule to "The Irish Church Act, 1869, Amendment Act, 1872."

**Irish Church Act (1869)
Amendment.**

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To amend the Irish Church Act, 1869.

*(Prepared and brought in by
Mr. Parnell and Mr. Fay.)*

*Ordered, by The House of Commons, to be Printed,
13 February 1878.*

[Bill 116.]

Under 1 oz.