

An Act to vest certain Lands situate within the Dioceses of Bathurst and of Grafton and Armidale respectively which are now vested in the Bishops of Sydney and Newcastle in and to extend the Act in which the Bishop of Australia is mentioned to the Bishops of Bathurst and of Grafton and Armidale. [3rd July, 1877.]

BATHURST AND
GRAFTON AND
ARMDALE
BISHOPRICS.

WHIEREAS His late Majesty King William the Fourth did by Preamble.

Letters Patent under the Great Seal of the United Kingdom of Great Britain and Ireland bearing date at Westminster the eighteenth day of January one thousand eight hundred and thirty-six in the tenth year of his reign erect found make ordain and constitute all the territories and islands comprised within or dependent upon the Colonies of New South Wales Van Diemen's Land and Western Australia into a Bishop's see or diocese and did declare and ordain that the same should be styled the Bishopric of Australia and did by the said Letters Patent ordain make and constitute the Right Reverend William Grant Broughton Doctor in Divinity to be the first Bishop and ordinary pastor of the said see of Australia and that the said Bishop and his successors should be for ever thereafter called by the name of the "Bishop of Australia" And whereas by virtue of certain powers of revocation contained in the said Letters Patent Her Majesty Queen Victoria by Letters Patent bearing date the eighteenth day of August one thousand eight hundred and forty-two and by certain other Letters Patent bearing date the twenty-fifth day of June one thousand eight hundred and forty-seven in which it was recited that it had been found expedient that the extent of the said Diocese of Australia should be reduced did divide the said diocese into several distinct dioceses therein styled and named And whereas by the said Letters Patent Her Majesty Queen Victoria did erect found ordain and constitute all those parts or portions of the Colony of New South Wales known or called by the names of the counties of Wellington Roxburgh Cook Cumberland Camden Westmoreland Georgiana Bathurst King Murray Argyle and Auckland with the territory to the west bounded by the parallel of south latitude thirty-two degrees thirty minutes and the one hundred and forty-first degree of east longitude to be a Bishop's see and diocese and to be called from thenceforth the Bishopric of Sydney saving nevertheless to Her Majesty Her Heirs and Successors the power of altering from time to time with the consent of the Lord Archbishop of Canterbury for the time being if the said see be vacant or otherwise of the said Archbishop and the Bishop of the said see for the time being the limits of the said diocese or of the jurisdiction of the Bishop thereof and subject to a like reservation of the power of altering the limits did erect found ordain and constitute all these parts or portions of the said Colony known or called by the names of the counties of Northumberland Hunter Durham Brisbane Phillip Bligh Gloucester Macquarie and Stanley with the territory to the north and west bounded by the twenty-first parallel of south latitude and the one hundred and forty-first degree of east longitude to be a Bishop's see and diocese and to be called from thenceforth the Bishopric of Newcastle And whereas Her said Majesty because of the great extent of the see of Sydney did by certain other Letters Patent bearing date the fourteenth day of March one thousand eight hundred and sixty-three further reduce

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reduce that extent by separating therefrom certain portions and constituting the same to be a Bishop's see to be called thenceforth the Bishopric of Goulburn. And whereas by reason of the great extent and increasing population of the said two dioceses of Sydney and Newcastle it was deemed expedient with the consent of the Lord Archbishop of Canterbury and of the Bishops of Sydney and Newcastle that the limits of the said two dioceses should be further altered and that certain parts or portions of each of the said dioceses should be separated therefrom and be thenceforth called the Bishopric of Bathurst of which the boundaries should be as follows that is to say—On the west from the twenty-ninth parallel of south latitude being the boundary dividing the Colonies of New South Wales and Queensland by the one hundred and forty-first meridian of east longitude being the boundary between the Colonies of New South Wales and South Australia southerly to the junction of the south boundary of the said Colony of New South Wales with the South Australian boundary aforesaid on the south by the south boundary of the said Colony of New South Wales to the thirty-fourth parallel of south latitude and thence by that parallel easterly to the western boundary of the county of Westmoreland on the east by that boundary to the head of the Fish River Creek and by that creek and the Fish River to the Fish River Bridge and thence by the road from that bridge easterly to the range dividing the waters of Antonio's and Solitary Creeks and the Macquarie River from Cox's the Colo and Capertee Rivers thence by that range northerly to the source of Coco or Cook's Creek near Blackman's Crown thence by the eastern watershed of that creek to the Colo River at Sir John's Mouth thence by the eastern watershed of Umbrella Creek and the range dividing the waters of the Cudgegong and Goulburn Rivers to the heads of the Goulburn River and Wialdra Creek thence by the continuation of the same range northerly to the southern boundary of the county of Pottinger thence northerly by the southern boundaries of the counties of Pottinger White and Barradine to the junction of the boundary of the last-mentioned county with the south boundary of the county of Finch thence north to the said twenty-ninth parallel of south latitude on the north by the said twenty-ninth parallel of south latitude west to the said one hundred and forty-first meridian of east longitude being the point of commencement. And whereas the Lord Archbishop of Canterbury having obtained Her Majesty's license or mandate by warrant under the Royal sign manual and signet did on the twenty-ninth day of June one thousand eight hundred and sixty-nine with other Bishops of the Church of England assisting him consecrate the Right Reverend Samuel Edward Marsden Doctor in Divinity with the intent and for the purpose that the said Bishop should exercise his functions in the said new see or diocese of Bathurst. And whereas for the reasons aforesaid it was also deemed expedient with the consent of the Lord Archbishop of Canterbury of the Bishop of Sydney and Metropolitan of the Province of Australia and of the Bishop of Newcastle that the limits of the said Diocese of Newcastle should be altered and that certain parts or portions thereof should be separated from the said diocese and be thenceforth called the Bishopric of Grafton and Armidale of which the boundaries should be as follows that is to say:—On the south by a line bearing westerly from Camden Haven to the junction of the southern boundaries of the counties of Vernon and Parry thence by the southern boundaries of the counties of Parry Buckland Pottinger White and Barradine on the west by the western boundary of the said county of Barradine to its junction with the southern boundary of the county of Finch thence by a line bearing north to the north boundary of the Colony of New South Wales. On the north by the boundary of the said Colony of New South Wales to the South Pacific Ocean. And on the

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the east by the said South Pacific Ocean to Camden Haven aforesaid And whereas the Lord Archbishop of Canterbury having obtained Her Majesty's license or mandate by warrant under the Royal sign manual and signet did on the twenty-fourth day of February one thousand eight hundred and sixty-nine with other Bishops of the Church of England assisting him consecrate the Right Reverend James Francis Turner Doctor in Divinity with the intent and for the purpose that the said Bishop should exercise his functions in the said new see or diocese of Grafton and Armidale And whereas certain lands which are situate within the limits of the said Bishoprics of Bathurst and Grafton and Armidale as hereinbefore defined and described were devised granted conveyed or otherwise assured unto and are now vested in the Bishops of Sydney and Newcastle aforesaid either solely or jointly with other persons for religious and educational and other purposes And it is expedient that all such lands should be vested in the Bishop of the diocese in which the same are situate upon and for the like trusts and purposes as the same are now held by the Bishops of Sydney and Newcastle respectively Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

1. All lands tenements and hereditaments situate within the limits of the Bishoprics of Bathurst and of Grafton and Armidale respectively as described in certain deeds poll or instruments in writing under the hands and seals of the Bishops of Sydney and Newcastle respectively bearing date the twenty-fifth day of August one thousand eight hundred and sixty-nine and the fifth day of May one thousand eight hundred and seventy and as also described in the preamble of this Act which at the time of the passing of this Act are vested in the Bishops of Sydney and Newcastle respectively shall be and be deemed and taken to have been from that date vested in the Bishops of Bathurst and of Grafton and Armidale respectively for the time being who shall have been duly nominated and consecrated with all due observance of the rites circumstances and ceremonies anciently used in the Church of England according to "the form and manner of making ordaining and consecrating of Bishops Priests and Deacons" published by authority of Parliament in the Book of Common Prayer and also duly installed by virtue of a mandate under the hand and seal of the Bishop of Sydney and Metropolitan either solely or jointly with the other persons associated with the Bishop of Sydney or the Bishop of Newcastle as the case may be and shall be held either solely or jointly with such other persons upon and for the like trusts and purposes as the same are now held by the said Bishops of Sydney and Newcastle respectively.

Lands situate within the dioceses of Bathurst and of Grafton and Armidale vested in the Bishops of Sydney and Newcastle to be vested in the Bishops of Bathurst and of Grafton and Armidale.

2. And whereas doubts may arise respecting the powers rights and privileges of the said Bishops of Bathurst and of Grafton and Armidale for the time being under the Acts of Council or Statutes in force in this Colony in which the Bishop of Australia is particularly mentioned Be it therefore enacted that in all Acts or Statutes now in force in this Colony the Bishop of Australia shall in all matters connected with the diocese of Bathurst be taken to mean the Bishop of Bathurst for the time being and in all matters connected with the diocese of Grafton and Armidale shall be taken to mean the Bishop of Grafton and Armidale for the time being who shall have the same powers rights and privileges within their dioceses respectively as if such Bishops were expressly mentioned in such Act.

Acts to extend to Bishops of Bathurst and of Grafton and Armidale.

3. This Act may be cited as the "Bathurst and Grafton and Armidale Bishoprics Act of 1877." Short title.