

presented inducted or appointed to any Benefice shall not keep Residence in his Parish but willfully absent himself by the Space of one Month together or by the Space of two Months to be at several Times in any one Year & make his Residence or abiding in any other Place or Places out of his Parish by such Time he shall forfeit for such Default ten Pounds Sterling Money to be recovered in any Court of Record within this Province by Action of Debt, Indictment or Information & paid to the Vestry & Church Wardens of the Parish where such Default shall happen to & for the Use of the same Parish.

Liber R. G.  
1771  
Minister shall not keep Residence in his Parish, &c.]

And be it enacted by the Authority aforesaid, that upon Complaint in Writing made to the Governor or Commander in Chief & Council for the Time being by the Majority of any Vestry & Church Wardens that the beneficed Minister or Incumbent of the Parish where the Complainants reside hath willfully neglected to officiate therein or hath been guilty of any notorious or scandalous Immorality it shall & may be lawful for the Governor or Commander in Chief for the Time being by & with the Advice of the Council aforesaid as soon as conveniently may be to appoint by Commission three Ministers inducted into & in the actual Possession of Benefices & three Laymen of the Church of England & for the said Governor or Commander in Chief for the Time being such Governor or Commander in Chief being of the Church of England or if such Governor or Commander in Chief for the Time being be not of the Church of England then for the first Member of his Lordship's honorable Council for the Time being who shall be a Member of the Church of England together with the said Commissioners to make full & just Enquiry into the Grounds of such Complaint & by their Clerk to take at large the Depositions of Witnesses in Writing & to proceed to Sentence against the Minister who shall be found to have offended & to admonish, suspend or totally to deprive such Offender from or of his Benefice, & in Case of Suspension it shall & may be lawful for the said Governor or Commander in Chief to appoint some other Minister to officiate in the Place and Stead of the suspended Minister & such Minister so appointed shall take & receive the Income, Profits & Dues of the Benefice during the Time of such Suspension. And in Case of Deprivation to present induct or appoint some other Minister in the Place or Stead of the Minister deprived & in Case it shall appear upon Examination that the Person complained of ought to pay or receive Costs it shall & may be lawful for the said Governor or Commander in Chief and Commissioners or the Major Part of them to order & award the Payment thereof accordingly.

[A beneficed Minister neglecting to officiate, or guilty of Immorality, may be suspended or deprived by the Governor and Commissioners;]

[who may appoint another in his Stead, &c.]

Provided always, And be it enacted that before any such Commission shall issue, a Copy of such Complaint in Writing shall be delivered to the Minister against whom the said Complaint shall

[Provided a Copy of the Complaint be delivered to such Minister 20 Days