

Summary of Legislative Provisions Respecting Changes of Parish Boundaries and Names of Parish Corporations

The consolidation Act of 1885.

Section 37 of this Act provided that each of the several Parishes constituted by law would continue to be an Ecclesiastical Parish unless divided as in the Act provided. Section 39 authorized the Bishop, after complying with certain procedural requirements, to set off from any Parish a district to be attached to any adjoining Parish for ecclesiastical purposes. The section did not call for the issue or registration of a memorial.

Section 40 authorized the Bishop, again after observing procedural proprieties, to set off from a Parish or from adjoining Parishes a district to constitute a new Parish for ecclesiastical purposes. The act was to be given effect by a memorial issued under the Bishop's hand and seal and registered in the appropriate Registry of Deeds.

The Church of England Act, 1912.

Section 29 continued the Parishes then constituted as Ecclesiastical Parishes or Missions subject to division or rearrangement. By section 32 the Bishop was authorized to amalgamate Parishes or Missions for ecclesiastical purposes or to set off from any Parish or Mission a district to be attached to any adjoining Parish or Mission for ecclesiastical purposes. The act was to be effected by a memorial of amalgamation or attachment setting out the title of the amalgamated Parish or Mission, or the boundaries of the district to be so attached and registered in the Registry of Deeds for the county or counties where the Parishes or Missions were situated. Upon registration amalgamated Parishes or Missions would form one Parish or Mission and body corporate under a corporate name set out in the memorial.

Section 33 was similar to section 40 of the 1885 Act but applied to both Parishes and Missions (a distinction introduced by the 1912 Act).

The Church of England Act, 1942.

The 1942 Act authorized the Synod to enact Canons respecting the amalgamation or division of Parishes or the alteration of boundaries of a Parish. Section 30 provides that upon any change being made in the boundaries of a Parish by amalgamation, division, setting off or otherwise a memorial should be registered in the appropriate Registry Offices.

Section 27 provided that the Rector, Church Wardens and Vestrymen chosen in any Parish or District set off as a Parish were a body corporate by the name of The Rector, Church Wardens and Vestry of the respective Churches to which they belonged, according to the particular designation thereof. Section 27 was amended in 1968 to provide that the same persons in any Parish or district set off as a Parish are a body corporate by the same style of name or "by such other name as the Bishop may by his Memorial designate".

The amended section further provides that the Bishop may change the name of any church corporation from "The Rector, Church Wardens and Vestry. .." to "The Corporation of the Anglican Parish of ..." by a Memorial under seal and registered.

Source

A - Statute of New Brunswick SNB

B - Memorial Mem

C - 1892 Synod Report 1893 Rep

Boundary

B - A Boundary Est. by Statute

B - B Boundary Est by Memorial

C - C Boundary Est by Ref to Territorial Division Act (TDA)

Diocese of Fredericton

Anglican Parish Corporations

Names / Source / Boundary

Source

A - Statute of New Brunswick SNB

B - Memorial Mem

C - 1892 Synod Report 1892 Rep

Boundary

B - A Boundary Est. by Statute

B - B Boundary Est by Memorial