CHAPTER XX.

An Act restrayning the payment of Annates, &c.

WHEREAS it being the beginning of this present Parliament, for repression of the excessive payment of Annates and first Fruites of Archebyshopryches and Bishopryches of this Realme, wrongfully taken by the Bishops of Rome otherwise called the Pope, and the See of Rome, it is ordained and established by an acte amonge others that thynge that the payment of the Annates or first fruities and all manner contributions for the same, for any suche Archebyshopryche or Bishopryche for or for any bulles to be opytyned from the See of Rome to or for the said purpose or intent shuld utterly cease, and no suche to be payd for any Archebyshopryche or Bishopryche within this Realme otherwise thythus shal in the said Acte be expressed: And that no maner of person or persona, to be named electe presented or postulated to any Archebyshopryche or Bishopryche within this Realme, shalde pay the said Annates or first frutes nor any other maner of some or soymes of money pensions or annuities for the same or for any other lyke exaction or cause, uppon payde to forfeit to our Soveraigne Lorde the Kyng his heires and successoris all maner hys goodes and catailia for ever and all the temporall landes and possessions of the said Archebyshopryche or Bishopryche during the tyme that he or they that shalde offended contrarye to the said Acte shalde have possesse and enyse the said Archebyshopryche or Bishopryche; And it is further enacted that if any person named or present to the See of Rome by the Kynges Highnes or his heires or successoris to be Bishop of any See or Dioces within this Realme, shuld happen to be [letter'] delayed or deferred at the See of Rome from any suche Bishopryche wherunto he shulde be soo present, by meanes of restraynt of bulles of the said Byshoppe of Rome otherwise called the Pope, and other thynges requisitye to the same, or shulde be denied at the See of Rome uppon convenyent sute made for any bulles requisitye for any suche cause, that then every person soo presentid mought or shulde be consecrate here in Englonde by the Archibishop in whose pyssue the said Bishopryche shalbe, soo alwayes that the same person shulde be named and presentid by the Kyng for the tyme being to the said Archebyshoppe; And if any person being named and presentid (as is before seid) to any Archebyshopryche of this Realme makyng convenyent sute as is aforesid shuld happen to be letted delaid deferred or otherwise disturbed from the said Archebyshopryche, for lacke of pall bulles or other thynges to byn requisitye to be opytyned at the See of Rome, then that every suche person so named and presentid to be Archebyshop mought and shuld be consecrated and investid after presentacion made as is aforesid by any other ij Bishoppes within this Realme, whome the Kynges Highnes or any hys heires or successoris Kynges of Englonde wolde appoynt [ad'] assigne for the same, according and after lyke maner as yvery Archebyshoppes and Bishoppes have byn here to fore in ancient tyme by sondre the Kynges moost noble progenyours made consecrated and investied within this Realme; And it is further enacted by the said Acte that every Archibishop and Bishopshoip being named and presented by the Kynges Highnes hys heirs and successoris of Englonde, and being consecrated and invested as is aforesaid, shalbe installedd accordingly, and shulde be accepted taken and reputed used and obeyed as an Archebyshop or Bishop of the dignitee See or place wherunto he shalbe soo named presentid & our ecratid, and as other lyke prelatid of that provyncye See or dyoceses have byn used accepted taken and obeyed which have had and opytyned completye there Bulles and other thynges requisitye in that behalf from the See of Rome; and also shalbe fully and enteryly have and enyse all the spirtuallities and temporalities of the said Archebyshopryche or Bishopryche, in as large ample and beneficill maner as any of hys or there predecessoris hadde [and'] enyed in the said Archebyshopryche or Bishopryche, salifying and yelding unto the Kynges Highnes and to his heires and successoris all suche duties rightes and innearcs as before tyne hath byn acustomed to be payd for any suche Archebyshopryche or Bishopryche, according to the auncent lawes and customes of this Realme and the Kynges prerogatyve Royall; as in the said Acte amonges other thynges is more at large mentiooned:

And all be it the said Byshoppe of Rome, otherwise called the Pope, hath byn enformed and certificyfied of the effectuall contenstes of the said Acte, to the entent that by some gentill wayes the said excassions myght have byn redressed and reformid, yetnever the leesse the said Bishop of Rome hetherto hath made none sumentwre of hys mynde therin to the Kynges Highnes, nor dewayed or requered any reasonable wayes to and with our said Soveraigne Lorde for the same; Wherefore hys moost Royall Majestie of hys moest excellent goodess for the welthe and profitt of this hys Realme and subjectes of the same, hath not only put hys most gracious and Royall assent to the forsid Acte, but also hath ratifid and confirmed the same and evry clause and article therin contenyed, as by hys letters patentes under hys grete seal enrolled in the Parliament Rolle of this present parliament more at large is contenyed.

And for as moche as in the said Acte it is not playnly and certeynly expressed in what maner and facion Archebyshoppes and Bishoppes shalbe electe presented investid and consecrated within this Realme and in all other the Kynges Domynyons: Be it now therefore enacted, by the Kyng our Soveraigne Lorde by thassent of the Lords Spirituall and Temporall and the Comones in this present Parliament assemblyed and by the authorytie of the same, that the said Acte and every thyng therin contenyed shalbe and stonde in strenght vertue and efficie; except only that noo persona nor persone herafer shalbe presented nomynated or comemended to the said Bishop of Rome, otherwise called the Pope, or to the See of Rome, to or for the dignitee or office of any Archebyshop of Bishop within this Realme or in any other the Kynges Domynyons, nor shall send nor procure there for any maner of Bulles breues breales or other thynges requisitye for an Archebyshop or Bishop, nor shall pay any some of money for Annoost first frutes or otherwise for expedicid of any suche Bulles breues or palles; but that by the authorytie of this acte suche presentyng nomynating or comemending to the said Bishop of Rome or to the See of Rome, and suche bulles breues palles Annoost first frutes and every other some of money heretofore lymytated accustommed or used to be payd at the said See of Rome for
procursus or expulsion of any suche bulles brevies or palles or other thyng conchyng the same, shall utterly assaye and no lenger be used within this Realme or within any the Kynges Domynionys; any thyng convyeyng in the seid seide afore mentioned, or any use custome or prescopicton to the contrary therof not withstanding:

AND FURTHER MORE Be it ordyned and established by the auctorytie aforesaid, that at every adjoydance of [every] Archbishoppe or Bishoppe within this Realme or in any other the Kynges Domynionys, the Kyng our soverain Lorde his heires and successours may graunt unto the Prytor and Convent or the Deane and Chapitour of the Cathedral Churches or Monasteries where the See of such Archbishoppe or Bishoppe shall happen to be voyde, a licence under the grete seale of old tyme hath byn accustomed to poynde to election of an Archbishoppe or Bishoppe of the See soo being voyde, with a letter myssyve conteynyng the name of the persone which they shall electe and chose;
By vertue of which licence the seid Deane and Chapitour or Prytor and Convent, to whom suche licence and letters myssyves shall be directed, shall with all spede and seletirie in due forme electe and chose the seid person named in the seid letters myssyves to the dignite and office of the Archebishoppe or Bishoppe soo being voyde, and none other; and yf they doo [or*] deferre or delay thire election above xij dayes next after suche licence and letters myssyves to thaym delivered, that then for every suche defaute the Kynges Highnes his heires and successours at thaym libertie and pleasure shall nomynate and present, by thayre fere patentes under thayre grete seale, suche a person to the seid office and dignite soo beinge voyde as they shall thynke shylly and convenyent for the same. And that every such nomination and assentment to be made by the Kynges Highnes his heires and successours, yf it be to the office and dignite of a Bishoppe shalbe made to the Archebishoppe and Metropolitane of the province where the See of the same Bishoppe ys voyde, yf the See of the seid Archebishoppe be then full and not voyde; and yf it be voyde then to be made to suche Archebishoppe or Metropolitane within this Realme or in any the Kynges Domynonys as shall please the Kynges Highnes his heires or successours: And yf any such nomination or presentment shall happen to be made for defaute of suche election to the dignite or office of any Archebishoppe then the Kynges Highnes his heires and successours, by ysf letters patentes under his grete seale, shall nomynate and present such person, as they wyll dispose to have the seid office and dignite of Archbishoppe beyng voyde, to one suche Archebishoppe and if suche Bishops, or else to iiji suche Bishops whynthin this Realme or in any the Kynges Domynyonys as shalbe assigned by our seid Sovereigne Lorde his heires or successours.

AND be it ensaide by auctorytie aforesaid, that when soo ever any suche presentment or nomination shalbe made by the Kynges Highnes his heires or successours by vertue and auctorytie of this seide and according to the tenor of the same, that then every Archebishoppe and Bishoppe to whom hands any suche presentment and nomination shalbe directed, shall with all spede and selectirie investe and consecrate the person nominate and presentid by the Kynges Highnes his heires or successours to the office and dignite that suche pone shalbe soo presented unto, and geve and use to hympal and all other beneficencies ceremonies and thynge requysey for the same, without suynge puruyng or opetynynge hereafter any bulles or other thynges at the See of Rome for any suche office or dignite in any behalfe.

And yf the seid Deane and Chapitour or Prytor and Convent, after suche licence and letters myssyves to thaym directed, within the seid xij dayes do electe and choose the seid person mentioned in the seid letters myssyves, according to the request of the Kynges Highnes his heires or successours therof to be made by the seid letters myssyves in that behalfe, then thayre election shalbe stonde good and efectual to all intentes; and that the person soo elected after certification made of the same election under the cōmen and Covent seale of the electours to the Kynges Highnes his heires or successours, shalbe reputed and taken by the name of Lorde elected of the seid Dignite and office that he shalbe elected unto; And then makynge suche othe and fasility only to the Kynges Majestye his heires and successours as shalbe appoynted for the same, the Kynges Highnes by his letters patentes under his grete seale shall signyfie the seide election yf yt be to the dignite of a Byshopp to the Archebishoppe and Metropolitane of the province where the see of the seid Byshopp was voyde, yf the See of the seid Archebishoppe be full and not voyde; and yf it be voyde, than to any other Archebishoppe within this Realme or in any other the Kynges Domynyonys, requyring and cōmynyng suche Archebishoppe to whom suche signification shalbe made, [to conferme the seide election and*] to invest and consecrate the seid person soo elected to the office and Dignite that he is elected unto, and to geve and use to hym all suche beneficencies ceremonys and other thynges requysey for the same without any suynge puruyng or opetynynge any bulles letters or other thynges from the See of Rome for the same in any behalfe: And yf the person be elected to the office and dignite of an Archebishoppe according to the tenor of this seide, then after suche election certified to the Kynges Highnes in forme aforesaid, the same person soo elected to the office and dignite of an Archebishoppe shalbe reputed and taken Lorde electe of the seid office and dignite of Archebishoppe wherunto he shalbe so elected; and then after he hath made such othe and fasility only to the Kynges Majestye his heires and successours as shalbe lymytted for the same, the Kynges Highnes by his letters patentes under his grete seale shall signyfie the seide election to one Archebishoppe and if other Bishops or els to iiji Bishops within this Realme or within any other the Kynges Domynyonys to be assigned by the Kynges Highnes his heires or successours, requyryng and cōmynyng the seid Archebishoppe and Byshoppes with all spede and selectirie [to conferme the seide election and*] to invest and consecrate the seid person soo elected to the office and dignite that he is elected unto, and to geve and use to hym suche palle beneficencies ceremonys and all other thynges requysey for the same without suynge puruyng or opetynynge any bulles brevies or other thynges at the seid See of Rome or by the auctorytie therof in any behalfe.

1 any O.  2*3* Insercion in the Original Ao.
And be it further enacted by authority aforesaid, that every person and persons being hereafter chosen elected nomynate presented invested and consecrate to the dignitie or office of any Archiepiscopal or Bishop, within this Realme or within any other the Kynges Domynyon, according to the forme tenure and effecte of this presente aye, and using thers temporalties out of the Kynges houses bys heirs or successors as hath byn accustomed, and makynge a corporall oath to the Kynges Hyghness and to none other in forme as is afore rehearsed, shall and may from henceforth be troncuse or installled as the case shall require, and shall have and take their only restitucion out of the Kynges homes of all the possessions and profett' spiritual and temporall belonging to the said Archiepiscopal or Bishopriche wherunto they shalbe so elected or presented, and shalbe obeyed in all maner of thynges according to the name title degree and dignite that they shalbe so chosen or presented unto, and doo and execute in every thyng and thynges touching the same, as any Archiepiscopal or Bishop of this Realme, without offendynge the prerogatyre Royall of the Crowne and the lawes and customes of this Realme, mought at any tyrne heretofore doo.

And be it further enacted by the authonorie aforeside, that ye the Prior and Covent of any Monastery or Deane and Chapitour of any Cathedrall Churche, where the See of any Archiepiscopal or Bishop is within any of the Kynges Domynyon, after suche licence as is afore rehearsed shalbe delivered to them, procede not to election and signifie the same according to the tenour of this aye within the space of xx days next after suche licence shall come to their hands, or els ye any Archiepiscopal or Bishop within any the Kynges Domynyon, after any suche election nomination or presentation shall signifie unto them by the Kynges tres patentes, shall refuse and do not [confirm'] invest and consecrate with all due circumspeccion as is aforesaid every suche pone as shalbe so elected nomynate or presented and to thome signifie as is abowe mentioned, within xx days next after the Kynges tres patentes of suche signification or presentation shall come to theire hand; or els ye any of them or any other pone or persones admyte maymynye allowe obey doo or execute any censes excumunions interdictes, offenses or any other onse [or acte'] of what nature name or qualite so ever it be, to the contrary or lett of due execution of this aye, that then ever pryceur and particular person of convent, and ever Deane and particular person of the Chapit, and every Archiepiscopal and Bishop and all other persones so offending and doing contrary to this aye or any parte therof and thiere aydours cousaylours and abettours shalrne come to the daungers peynes and penalties of the estatute of the provyson and prenumire made in (1) xxv, yere of the reign of Kyng Edwarde the thirde, and in the xvi yere of Kyng Richarde the seconde.

CHAPTER XXI.

AN ACT for the exaction from exactions payde to the See of Rome.

Grievances by the
Exactions and
Dispensations
of the See of Rome;

MOST [humble beseechyn] your most Royall Majestie your obedient and faithful subjecces the Cõmons of this yowre present Parliament assembled by your most dreadde comandement ; That where your subjecces of this your Realme, and of other countres & Domynyon being under your obedience, by many yeres past have byn and yet be greatly decayed and impoverisshed by suche intollerable exactions of great summes of money as have byn claymed and taken and yet continyually be claymed to be taken out of this your Realme and other your seid Countres and Domynyon, by the Bishop of Rome called the Pope and the See of Rome, asewel in pensions censes pester pence procuracions fruytes suytes for provysions and expediciouns of Bols for Archiepiscopal and Bishopriches and for delegacions and resipiscia in causes of cestioncions and appelles juridiccion legatyny and also for dispensacionc licences faculty gransuyts relaxacions wrintys called perinde valere rehabilitacions abolutions, and other infynyts sortes of bullcs breves and instrumencs of sondre names and kyndys in great numbers heretofore practisced and optynyzed otherwise then by the lawes laudable uses and customes of this Realme shuld be pymted, the Specialities whereof ben over long large in nombre and teudous here particulary to be inserted; wherein the Bishop of Rome aforesaid hath not byn only to be blamed for his usurpacion in the premises but also for his abusing and begylyng your subjecces, pretendynge and pewayndyng to thyme that he hath full power to dispense with all humayne laws uses and custome of all Realmes in all causes which be called spiritual, which mater hath byn usurped and practised by hym and hyms predecyssors by many yeres in great derogacion of your imperioall crowne and authonorie royall contrary to right and conscience; For where this your Grace Realme, reconnygyng nou superior under God but only your Grace, hath byn and ye fre frome subjection to any mannes lawes but only to such as have bene devysed made and ordeyned within this Realme for the welthe of the same, or to suche other as by suffrarence of your Grace and your playntours the people of this your Realme [have] taken at thare free libertie by thiere owne consent to be usd amongst thyme, and have bounde thym selfys by longe use and custome to the observance of the same, not as to the observance of the lawes of any forey Fryncpe Potentate or Prelate, but as to the accustomed and suffering lawes of this Realme orlygynally established as lawes of the same by the seid suffrance consentes and custome and none otherwise : It stondith therfore with natural equyte and good reason that in all and (1) eyve suche lawes humayne, made within this Realme or induced into this Realme by the seid suffrance consentes and custome, your Royall Majestie and your Lordes Spiritual and temporall and Cõmons, representing the holie state of your Realme in this your most high Courte of Parliament, have full power and authonorie not only to dispense but also to authonorize some electe person or persones to dispense