

made in time coming, unless your highness, by your royall assent, shall licence us to make, promulge, and execute such constitutions, and the same so made shall approve by your highness's authority.

Secondly, whereas your highness honourable commons do pretend that divers of the constitutions provincial, which hath been heretofore enacted, be not only much prejudicial to your highness prerogative royall, but also overmuch onerous to your said commons; we your most humble subjects, for the considerations aforesaid, be contented to refer and commit all and singular the said constitutions to the examination and judgment of your grace only, and whichsoever of the same shall finally be found, thought, or judged by your grace's most high wisdom prejudicial and overmuch onerous, as is pretended, we offer and promise your highness to moderate or utterly to abrogate

and annul the same, according to the judgment of your grace; saving to us always all such immunities and liberties of this church of England, as hath been granted unto the same by the goodness and benignity of your highness, and of others your most noble progenitors, with all such constitutions provincial, as do stand with the laws of almighty God, and holy church, and of your realm heretofore made, which we most humbly beseech your grace to ratify and approve by your royall assent, for the better execution of the same in times to come, amongst your grace's people; providing also, that untill your highness pleasure herein shall be further declared unto us, all manner of ordinaries may execute their jurisdictions, according to the said constitutions, in like manner and form as they used the same in times past.

Papae Rom.  
CLEMENT. VII. 9.

Archiep. Cant.  
GUILIEL. WARHAM 29.

Anno Chriffi  
1532.

Reg. Angliae  
HENRIC. VIII. 24.

*A declaration of the clergy in convocation presented to the king before their submission.* Ex MS. Cott. Cleop. F. i. fol. 101.

**F**ORASMUCH as the answer lately made by your clergy unto your honourable commons for their satisfaction in their bill of complaint, put up unto your highness, doth not please nor satisfy your highness in some points, concerning your own particular interest, specially in that point that concerneth laws, either new to be by us made, or else old to be by us reformed; for your highness better contentation in that behalf, we your said most humble chaplains doth now more specially answer unto those points, as followeth.

First, as touching new laws to be by us hereafter made; we say, that the laws and determinations of Christ's holy church, throughout all christian realms received and used, been clear and manifest, that the prelates of the same church have a spiritual jurisdiction, and judicial power to rule and govern in faith and good manners, necessary to the souls health of their flocks unto their cure committed, and that they have authority to make and ordain rules and laws tending to that purpose, which rules and laws hath and doth take their effect in binding all christian people, as of themselves, so that before God there needeth not of necessity any temporal power or consent to concur with the same by the way of authority.

Item they say, that this power and authority in making laws, in matters concerning the faith and good manners, necessary to the souls health, all christian princes hath hitherto reckoned themselves bound to suffer the prelates to use within their realms, and have not claimed of the said prelates, that they should from time to time require their consent or licence, by the way of authority more in making of such laws, than they do claim that the said prelates should from time to time require their

consents autorisable in the giving of holy orders to any of their subjects, or in the exercising of any other spiritual act depending upon their spiritual jurisdiction; the authority whereof proceedeth immediately from God, and from no power or consent autorisable of any secular prince, except it be that consent that is taken of the prince's own submission to the faith catholique, made not only by their noble progenitors, when they first admitted Christ's faith, and the laws of the holy church within their realms, but also by themselves, first generally at their baptism, and after more specially, and most commonly by their corporal oaths at their coronation.

We say also, that this power of making laws aforesaid is right well founded in many places of holy Scripture, now so much the less necessary here to be rehearsed, forasmuch as that matter is at large set out in a book, now by us put up unto your highness, and your highness yourself in your own book most excellently written against "Martin Luther," for the defence of the catholique faith and Christ's church, doth not only knowledge and confess, but also with most vehement and inexpugnable reasons and authorities doth defend the same, which your highness book we reckon that of your honour ye cannot, nor of your goodness ye will not revoke.

Yet these considerations notwithstanding, we your most humble chaplains and beadsmen, considering your high wisdom, great learning, and infinite goodness towards us and the church, and having special trust in the same, and not minding to fall in contention, or in disputes with your highness in any manner of matter, what we may do; we be contented to make promise unto your highness, that in all such acts, laws, and ordinances, as upon  
your

your lay subjects, we by the reason of our spiritual jurisdiction and judicial power shall hereafter make, we shall not publish nor put them forth, except first we require your highness to give your consent and authority unto them, and so shall from time to time suspend all such our acts, ordinances, and laws hereafter to be made, unto such time as your highness by your consent and authority shall have authorized the same, except they be such, as shall concern the maintenance of the faith and good manners in Christ's church, and such as shall be for the reformation and correction of sin, after the commandments of almighty God, according unto such laws of the church, and laudable customs, as hath been heretofore made, and hitherto received, and used within your realm.

In which points our trust is, and in our most humble manner we desire your grace, that it may so be, that upon the refusal of your consent, which we reckon that we need not fear, yet if any such thing should fall, your

highness will be then contented that we may exercise our jurisdiction as far as it shall be thought necessary unto us, for the maintenance of Christ's faith, and for the reformation of sin, according unto our offices, and the vocation that God hath called us unto.

As for the second point concerning laws, which in time past hath been made by us, or by our predecessors, contrary to the laws of this your realm, and to your prerogative, as it is pretended; to this point we your highness most humble chaplains answer and say, that such our laws by our predecessors within this realm made, as contain any matter contrary to your laws or prerogatives, and be not now in use, and do not concern the faith nor reformation of sin, when we shall be advertised of them, we shall right gladly in that part revoke them, and declare them to be void and of none effect; so that your said right honourable commons shall now dare execute your laws without any fear, dread, or danger of our said laws, if any such there be.

Papae Rom.  
CLEMENT. VII. 9.

Archiep. Cant.  
GUILIEL. WARHAM 29.

Anno Christi  
1532.

Reg. Angliae  
HENRIC. VIII. 24.

*Instrumentum super submissione cleri coram domino rege quoad celebrationem conciliorum provincialium, exhibitum ab archiepiscopo Cant. 16. Maii, M. D. XXXII.*

Ex reg. Warham in ann.

**I**N Dei nomine, Amen. Per praesentis publici instrumenti seriem cunctis appareat evidenter et sit notum, quod anno Domini millesimo quingentesimo tricesimo secundo, indictione quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis, div. prov. illius nominis papae septimi, anno nono, mensis vero Maii die 16. in quodam ambulatorio infra aedes excellentissimi et invictissimi principis et domini nostri, domini Henrici VIII. Dei gratia Angliae et Franciae regis, fidei defensoris, et domini Hiberniae illustrissimi, prope Westm. situat. constitutus personaliter reverendissimus in Christo pater et dominus, dom. Willielmus, permissione divina Cant. archiepiscopus, totius Angliae primas, et apostolicae sedis legatus, quandam schedulam per ipsum et alios episcopos, abbates, et priores domus superioris convocationis praelatorum, et cleri provinciae Cant. in domo capitulari infra monasterium Westm. hesternae die, viz. quintadecima die hujus mensis Maii, tent. inactitatum, concordatam, et conclusam eidem excellentissimo et invictissimo domino regi praesentavit, tradidit, et liberavit. Quam quidem schedulam illustris dominus Thomas dux Norf. thesaurarius Angliae, tunc et ibidem coram dicto excellentissimo domino nostro rege, reverendissimoque patre archiepiscopo praedicto, necnon reverendis patribus dominis Johanne Lincoln. Johanne Bath. et Wellen. et Henrico Assaphen. episcopis, religiosisque viris monasteriorum sancti Albani, de Bury, de Uigh Waltham, ac Merton abbatibus et prior. in nostrorum notariorum publicorum subscri-

ptorum, et testium inferius nominatorum praesentis, de mandato ejusdem excellentissimi et invictissimi domini nostri regis publice perlegebat; cujus quidem schedulae verus tenor sequitur verborum sequentium sub tenore:

We your most humble subjects, daily orators and beadsmen of your clergy of England, having one special trust and confidence in your most excellent wisdom, your princely goodness, and fervent zeal to the promotion of God's honour and christian religion, and also in your learning, far exceeding, in our judgment, the learning of all other kings and princes that we have reed of; and doughting nothing, but that the same shall still continew and dailey increase in your majesty, first do offer and promise "in verbo sacerdotii" here unto your highness, submitting our selfs most humbly to the same, that we will never from henceforthe enact, put in ure, promulge, or execute any newe canons or constitution provinciall, or any other newe ordinance, provinciall or synodall, in our convocations or synode, in time commyng, which convocation is, alway hath byn, and must be assembled onely by your high commandment of writte; only your highness by your royall assent shall lycence us to assemble our convocation, and to make, promulge, and execute such constitutions and ordinaments, as shall be made in the same, and thereto give your royall assent and autorite. Secundarily, that whereas diverse of the constitutions, ordinaments, and canons provinciall or synodall, which have been heretofore enacted, but thought to be not only muche prejudiciall

diciall to your prerogative royall, but also over muche onerous to your highnesſes ſubjects; your clergie aforeſaid is contented, if it may ſtand ſo with your highnesſes pleaſure, that it be committed to the examination and judgment of your grace, and of thirty two perſones, whereof ſixteen to be of the upper and nether houſe of the temporalte, and other ſixteen of the clergie, all to be choſen and appointed by your moſt noble grace. So that fynally whichſoever of the ſaid conſtitutions, ordinaments, or canons provincially or ſynodall ſhall be thought and determynd by your grace, and by the moſt part of the ſaid xxxii. perſons not to ſtand with God's laws, and the laws of your realme, the ſame to be abrogated and taken away by your grace, and the clergie. And ſuch of them as ſhall be ſeen by your grace, and by the moſt part of the ſaid thirty two perſones to ſtand with Goddes lawes, and the lawes of your realme, to ſtand in full ſtrength and power, your grace's moſt

royall aſſent and authorite ones impetrate fully given to the ſame.

Super quibus omnibus et ſingulis tam dictus invictiſſimus princeps Henricus, rex Angliae et Francia, dominus noſter ſupremus, quam idem reverendiſſimus pater archiepiſcopus Cant. nos notarios publicos ſubſcriptos unum vel plura, publicum ſeu publica instrumentum ſive instrumenta exinde conficere inſtanter requiſiverunt, et eorum uterque requiſivit. Acta fuerunt haec omnia et ſingula, prout ſuperſcribuntur et recitantur, ſub anno Domini, indiſtione, pontificatu, menſe, die et loco praedict. praefentibus tunc ibidem nobilibus viris dominis Georgio Bergoveny, Johanne Huſt, Johanne Mordaunt, baronibus; Willielmo Fitzwilliam, milite; et Thoma Cromwell, armigero, teſtibus ad praemiſſa rogatis et ſpecialiter requiſitis.

Hoc instrumentum retro ſcriptum erat ſubſcriptum manibus trium notariorum, viz. M. Willielmi Potkyn, M. Johannis Hering, et Thomae Argall.

Papae Rom.  
CLEMENT. VII. 9.

Archiep. Cant.  
GUILIEL. WARHAM 29.

Anno Chriſti  
1532.

Reg. Angliae  
HENRIC. VIII. 24.

*The king's proclamation that nothing ſhall be hereafter purchaſed from Rome.*  
Vol. II. Fox Martyr. p. 329.

**T**HE king's highneſs ſtraitly chargeth and commandeth, that no manner of perſon, what eſtate, degree, or condition ſoever he or they be of, do purchaſe, or attempt to purchaſe from the court of Rome, or elſewhere, nor uſe and put in execution, divulge or publiſh any thing heretofore within this year paſſed, purchaſed, or to be purchaſed hereafter, containing matter prejudiciall to the high

authority, juriſdiction, and prerogative royall of this his ſaid realm, or to the let, hindrance, or impeachment of his grace's noble and virtuous intended purpoſes in the premiſſes, upon pain of incurring his highneſs indignation, and imprifonment, and further puniſhment of their bodies, for their ſo doing, at his grace's pleaſure, to the dreadfull examples of all other.

*The oath of the clergy to the king.* Ibid. p. 332.

**I** JOHN, biſhop of A. utterly renounce, and clearly forſake all ſuch claules, words, ſentences, and grants, which I have, or ſhall have hereafter of the pope's holyness of and for the biſhoprick of A. that in any wiſe hath been, is, or hereafter may be hurtfull or prejudiciall to your highneſs, your heirs, ſucceſſors, dignity, privilege, or eſtate royall; and alſo I do ſwear, that I ſhall be faithfull and true, I ſhall bear to you my ſoveraign lord, and to your heirs, kings of the ſame, of life and limbs, and earthly worſhip, above all creatures, to live and die with you, and yours, againſt all people, and diligently I ſhall be

attendant to all your needs and buſineſs, after my wit and power. And your council I ſhall keep and hold; knowledging my ſelf to hold my biſhoprick of you only, beſeeching you of reſtitution of the temporalties of the ſame, promiſing (as before) that I ſhall be faithfull, true, and obediently ſubject unto your ſaid highneſs, heirs, and ſucceſſors, during my life, and the ſervices and other things due to your highneſs, for the reſtitution of the temporalties of the ſame biſhoprick, I ſhall truly do, and obediently perform.

So God me help, and all ſaints.