

made under Decree of the Court of Chancery and in accordance with the purposes of Trust contained in the last Will and Testament of David Hendrie, dated 14th April 1781.

Preamble.

1, 2. Future Administration; Transference of Property.

3. Constitution and Election of Governing Body.—The governing body, hereinafter called the governors, shall consist of five persons, of whom

Two shall be elected by the School Board of Kirriemuir;

One shall be elected by the Kirk-Session of Kirriemuir;

One shall be elected by the Police Commissioners of Kirriemuir; and

One shall be appointed by the Proprietor of the estate of Kinnordy, or by his tutors or curators if he be a minor or incapable of acting.

4-11. Vacancies; Meetings; Chairman; Quorum and Execution of Deeds; and Minutes and Committees.

12-17. Accounts; Business Arrangements; Casual Profits; Powers of Sale and Investment; Audit.

18-21. Clauses relating to Transference of Administration.

22. Discontinuance of School.—The governors shall, within twelve months after the date of this Scheme, discontinue the schools presently maintained by Webster's Trust, and shall either transfer and convey the school buildings, with their sites, pertinents, and furnishings, to the School Board of Kirriemuir for the price of £1000, or shall let them to the School Board for the annual rent of £40, but in the latter case the School Board shall undertake to pay all burdens and taxes affecting the buildings, and to make all necessary repairs. If the School Board refuse to accept the buildings on these terms, they shall be sold or let at a fair rent.

23. Vested Interests.

Application of Income.

24. Application of Income.—The governors, after paying the necessary expenses of management, and the burdens and taxes affecting the Endowment, shall apply the free income of the Endowment in the manner hereinafter provided.

25. Free Scholarships.—The governors shall expend a sum not exceeding £25 yearly in paying the fees of poor and deserving children, with books and stationery, at public or State-aided schools in the parish of Kirriemuir, who have passed in the third or higher standards of the Scotch Code, and whose parents or guardians, not being in receipt of parochial relief, are in such circumstances as to require aid in providing elementary education, and are persons who, in the opinion of the governing body, should not be required to apply to the Parochial Board for aid in paying school fees. These Free Scholarships, which shall be called the Hendrie free scholarships, shall be awarded on the result of a competitive examination, or as a reward for regularity of attendance, industry, general merit, and good conduct, all to be ascertained by the report of the teachers and otherwise as the governors may determine. Any payment under this clause shall be withdrawn in the case of children who fail to give regular attendance or make satisfactory progress at school.

26. School Bursaries.—The governors shall apply an annual sum of £60 in establishing school bursaries, to be called the Webster School Bursaries, each of the yearly value of not less than £5 nor more than £10. These bursaries shall be awarded by competitive examination among pupils attending public or State-aided schools in the parish of Kirriemuir, who have passed the fifth standard of the present Scotch Code, or such standard as may from time to time be fixed by the Scotch Education Department, pursuant to the Education (Scotland) Acts, as that entitling children to total exemption from the obligation to attend school, and whose parents or guardians are in such circumstances as to require aid for giving them higher education; these bursaries shall be tenable for such period, not exceeding three years, as the governors may determine, at public or State-aided schools in which efficient instruction is given in the higher branches.

27. Grant to Bursars to continue Higher Education.—The governors may, if they think fit, apply the annual sum of £20 in making a grant to any bursar under the previous section to enable him to take an additional year of higher instruction, either at a school for higher or technical instruction or at a Scottish University.

28. Grant to School Board for promoting Higher Instruction.—The governors shall pay the remainder of the free annual income to the School Board of Kirriemuir, to be applied by them for the promotion of higher instruction by increasing the efficiency of the staff for the higher classes in the school to be acquired by them under this Scheme, or in such other school as they may select in its place for giving higher instruction, either by adding to their number or otherwise as may be determined. The governors shall satisfy themselves from time to time that the funds are being efficiently applied for higher instruction in the manner prescribed, and not in relief of any expenditure which the School Board might reasonably be expected to incur out of the school fund; and if it appear to the governors that the funds are not being applied in manner foresaid, they shall cease to make such annual payment to the School Board, and shall apply the said sum to the purposes of the following section, provided always that the School Board shall have the right to appeal to the Scotch Education Department against any such decision of the governors; and provided further that the Scotch Education Department, either on the application of any governor or member of the School Board, or on such information and after such inquiry as they themselves may deem necessary, shall have the power to intimate to the governors that the said payment is not being efficiently applied in manner foresaid, and the governors shall thereupon cease to make such payment, and shall apply the sum to the purposes of the immediately succeeding section, until the School Board have satisfied the Department that they are prepared to comply with the conditions of said payment.

29. Bursaries for Higher or Technical Education in the Event of Stoppage of Payment to School Board.—In the event of the governors ceasing for any period to make the payment to the School Board under the provisions of the immediately preceding section, they shall, during such period, apply the remaining free income of the Endowment in establishing bursaries for higher education, to be called the Webster bursaries, each of the yearly