

And whereas the Saint Marie College of Winchester, otherwise called the College of Saint Mary of Winchester, near Winchester, otherwise Winchester College, is a School to which the said Acts apply :

And whereas in the exercise of their powers the Governing Body have determined to amend the existing Statutes, and to consolidate with the amendments to be so made all such parts of the existing Statutes as are not deemed by them to have become obsolete or to be repugnant to the said amendments, and to repeal all the other parts of the said Statutes which, being so deemed to be obsolete or repugnant, it is not thought fit to retain in force :

Be it enacted as follows :—

I.

INTERPRETATION.

In these Statutes the following terms shall have the meanings hereinafter respectively assigned to them, that is to say :—

“The Governing Body” shall mean the Members for the time being of the Governing Body of Winchester School, elected under the Statute dated the 28th of July, 1871, and made in pursuance of “The Public Schools Act, 1868.”

“Masters” shall mean all those who take part in the teaching of any of those subjects of instruction which are required for the ordinary examinations of the School.

“Commoners” shall mean the boys in the School not Scholars.

“Month” shall mean a Calendar Month.

II.

VISITOR.

The Visitor of the College shall be the Bishop of Winchester.

III.

CONSTITUTION.

The Foundation of the College shall consist of—

- (1) A Warden and such persons as under the provisions hereinafter contained shall for the time being be the Fellows of the College ;
- (2) A Head Master ;
- (3) Such number of Scholars and Exhibitioners as the Governing Body shall from time to time determine ; but the number of Scholars shall be not less than seventy.

IV.

WARDEN.

Appointment.

1. The appointment of the Warden shall be vested in the Warden and Fellows of the College of Saint Mary of Winchester (otherwise and hereinafter called New College), in the University of Oxford.

2. Immediately on the occurrence of a vacancy in the office of Warden, the Sub-Warden shall notify the same to the Warden and Fellows of New College.

3. If the Warden and Fellows of New College shall not duly elect a Warden within a month and two days from the day on which the occurrence of a vacancy in the office of Warden shall have been notified to them as aforesaid, the appointment of a Warden shall for that time only lapse to the Visitor.

4. The Warden Elect shall be forthwith presented to the Visitor, who shall confirm him as Warden ; but if the Visitor do not so confirm him, the Warden Elect shall, at the expiration of five days after the day on which such presentation shall have been so made, become Warden as effectually as if he had been so confirmed.

Qualification, Duties, and Emoluments.

5. The Warden shall be a member of the Church of England, and a person distinguished in literature or science, or eminent for other public services.

6. He shall discharge such duties in respect of the property and affairs of the College as the Governing Body shall by their Regulations from time to time determine.

7. He shall reside eight months at least in the year, and attend all meetings of the Warden and Fellows, unless prevented by illness or other urgent cause.

8. He shall have a stipend of £1,700 per annum, but no other allowances.

9. The Warden's House shall be rent free. It shall be kept for him in substantial repair, and all rates and taxes thereon shall be paid out of the income of the College.

Incapacity.

10. If the Warden shall at any time become incapable of performing the duties of his office, the Governing Body, on being satisfied thereof, shall, at a meeting convened after due notice of the purpose of such meeting, and with the consent of two-thirds at least of the members there present, have power to appoint some person to act in the Warden's place during such his incapacity, and to assign to the person so appointed such a residence, and such portion, not exceeding one-third, of the Warden's stipend, as they shall think fit.

11. The person who shall be appointed to act in the Warden's place shall be called “Pro-Warden.” He shall retain his office and residence, and shall receive the portion of the Warden's stipend which shall have been assigned to him until the Warden shall be reinstated in his office, or shall cease to be Warden ; and so long as he shall continue in office, he shall exercise and perform all the functions and duties, and have all the powers and authorities of the Warden, and shall be bound to residence in the same manner, and be liable to deprivation from the same causes and in the same manner as the Warden ; provided that the office of Pro-Warden shall not constitute a right of membership of the Governing Body.

12. If the Pro-Warden die, or resign his office, or become incapable of discharging his duties, the Governing Body shall have the like power of appointing another person to be Pro-Warden in his room, and of assigning a salary to such Pro-Warden.

13. If the Warden shall, at any time after the appointment of a Pro-Warden, again become capable of performing the duties of his office, the Governing Body, on being satisfied thereof, shall have power at a meeting convened, after due notice of the purpose of such meeting, and with the consent of two-thirds at least of the members there present, to reinstate him in his powers and functions, and in the receipt of his whole emoluments.

Power of Removal.

14. If the Warden shall secede from the Church of England, the Visitor shall proceed to inquire into the fact, and if, after due inquiry, of