

solely by the Bishop of Gloucester for the time being, being the patron of the benefice of Upleadon and of the benefice of Oxenhall with Pauntley.

**"4. Union of the benefices of Highnam with Lassington and Rudford.**

"(1) The benefice of Highnam with Lassington and the benefice of Rudford shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Highnam with Lassington and Rudford', but the parishes of the said benefices shall continue in all respects distinct.

"(2) Upon the day when any Order of Your Majesty in Council affirming this Scheme is published in the London Gazette the union shall forthwith take effect.

"(3) Upon the union taking effect the parsonage house at present belonging to the benefice of Highnam with Lassington shall be the house of residence of the incumbent of the united benefice.

"(4) After the union has taken effect the right of presentation to the united benefice shall be exercised alternately by the patron of the benefice of Highnam with Lassington and the patron of the benefice of Rudford, the patron of the benefice of Highnam with Lassington having the first presentation to the united benefice to be made after the union.

**"5. The benefice of Preston.**

"(1) The remaining part of the united benefice of Dymock with Kempley and Preston, shall be a separate benefice under the style of 'The benefice of Preston', with cure of souls within the limits of its separate parish.

"(2) The right of presentation to the said separate benefice of Preston shall be exercised by the patron (or his successor in title) who was patron of the former benefice of Preston immediately prior to its union with the benefices of Dymock and Kempley.

**"6. Endowments and Property of the benefices to be disunited.**

"(1) Upon the taking effect of the unions hereinbefore recommended and proposed the endowments and property belonging to the benefice of Dymock with Kempley and Preston shall be divided and distributed as follows, that is to say:—

"(a) A capital sum sufficient to produce an annual income of £200 being part of a larger capital sum at present held by us as part of the endowments of the said benefice of Dymock with Kempley and Preston shall be appropriated and held by us for the separate benefice of Preston.

"(b) A capital sum sufficient to produce an annual income of £325 and being a further part of the said larger capital sum shall be appropriated and held by us for the united benefice of Kempley with Oxenhall.

"(c) The glebe house at Kempley, hitherto occupied by the incumbent of the united benefice of Dymock with Kempley and Preston, shall be appropriated to and form part of the endowments and property of the united benefice of Kempley with Oxenhall.

"(d) All other the endowments and property of the said benefice shall be appropriated to and form part of the endowments and property of the united benefice of Dymock with Donnington.

"(2) Upon the taking effect of the unions hereinbefore recommended and proposed the proceeds of the sale of the parsonage house belonging to the benefice of Oxenhall with Pauntley shall be appropriated to and form part of the endowments of the united benefice of Kempley with Oxenhall and all other the endowments and property of the said benefice of Oxenhall with Pauntley shall be appropriated to and form part of the endowments and property of the united benefice of Pauntley with Upleadon."

And whereas the provisions of the Union of Benefices Measures, 1923 to 1952, the Union of Benefices Rules, 1926 and 1930, and the Pastoral Reorganisation Measure, 1949, relating to the preparation and submission of this Scheme have been duly complied with:

And whereas the said Scheme has been approved by Her Majesty in Council:

Now, therefore, Her Majesty, by and with the advice of Her said Council, is pleased hereby to affirm the said Scheme and to order that it shall be and become effectual in law immediately upon the publication of this Order in the London Gazette.

W. G. Agnew.

At the Court at *Buckingham Palace*, the 10th day of *February*, 1955.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS the Church Commissioners have duly prepared and laid before Her Majesty in Council a Scheme bearing date the 25th day of January, 1955, in the words and figures following, that is to say:

"We, the Church Commissioners, acting in pursuance of the Pastoral Reorganisation Measure, 1949, the Union of Benefices Measures, 1923 to 1952, and the Diocesan Stipends Funds Measure, 1953, now humbly lay before Your Majesty in Council the following Scheme which we have prepared with the consent of the Right Reverend William, Bishop of Bath and Wells (in witness whereof he has signed the Scheme), for effecting the union of the benefice of Old Cleeve, the benefice of Leighland and the benefice of Treborough, all situate in the diocese of Bath and Wells.

"SCHEME.

**"1. Union of Benefices.**

"The benefice of Old Cleeve, the benefice of Leighland and the benefice of Treborough shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Old Cleeve, Leighland and Treborough', but the parishes of the said benefices shall continue in all respects distinct.

**"2. Taking effect of Union.**

"Upon the day when any Order of Your Majesty in Council affirming this Scheme is published in the London Gazette the union shall forthwith take effect and the Reverend Gilbert Vernon Yonge if he is then incumbent of the benefice of Old Cleeve shall, with his consent (testified by his signature hereto), be the first incumbent of the united benefice.

**"3. Parsonage House.**

"Upon the union taking effect the parsonage house at present belonging to the benefice of Old Cleeve shall be the house of residence of the incumbent of the united benefice and the parsonage houses at present belonging to the benefices of Leighland and Treborough and the sites and appurtenances thereof and the grounds heretofore usually occupied and enjoyed therewith shall, as soon as conveniently may be, be sold and disposed of by us at such time or times and in such manner in all respects as to us shall seem expedient and the net proceeds of such sale or sales shall be placed to the credit of the Expenses Fund of the diocese of Bath and Wells established pursuant to the 32nd section of the Union of Benefices Measure, 1923.

**"4. Patronage.**

"After the union has taken effect, in every series of three successive turns of presentation or nomination to be made to the united benefice the patron of the benefice of Old Cleeve shall have the first and third turns and the patron of the benefice of Treborough shall have the second turn.

**"5. Diversion of Endowment Income.**

"(1) Subject as hereinafter provided any surplus, calculated by us for the twelve months ending on the 31st March in each year of the endowment income (calculated in accordance with the schedule hereto) of the united benefice over and above an annual sum of £650 shall, with effect from the date upon which the union shall take effect, be paid to and be held by us, for the benefit of the diocesan stipends fund of the diocese of Bath and Wells;

"(2) The said endowment income and the said surplus and the said annual sum of £650 shall be deemed to accrue from day to day and shall when we deem that circumstances so require be apportionable accordingly.

"(3) Any moneys due to us from the incumbent of the united benefice, or, during any vacancy in the united benefice, from the sequestrators thereof, as the case may be (hereinafter called 'the incumbent or sequestrators') upon the calculation of the said surplus shall be paid by the incumbent or sequestrators to us not later than the 30th June in each year and shall be recoverable as a debt due to us.

"(4) For the purpose of ascertaining the amounts of the said endowment income and of the said surplus, we shall have power to require production by the incumbent or sequestrators of accounts and