

to the churches and cure (hereinafter called 'the said benefice') of Santon with Santon Downham in the diocese of St. Edmundsbury and Ipswich.

"SCHEME.

"Whereas we are satisfied that Kathleen Helen Mackenzie of Glenkyllachy, Tomatin, in the County of Inverness, Spinster, as the sole surviving personal representative of the late William Dalziel Mackenzie is entitled to exercise the alternate right of patronage of and presentation to the said benefice:

"And whereas the said Kathleen Helen Mackenzie desires to transfer her said interest in the advowson of the said benefice to the Bishop of St. Edmundsbury and Ipswich for the time being and is consenting to this Scheme (in testimony whereof she has executed the same):

"And whereas we are satisfied that the transfer will tend to make better provision for the cure of souls:

"Now, therefore, with the consent of the Right Reverend Harold, Bishop of St. Edmundsbury and Ipswich, (in testimony whereof he has executed this Scheme), we, the said Church Commissioners humbly recommend and propose that upon and from the day of the date of the publication in the London Gazette of any Order of Your Majesty in Council ratifying this Scheme and without any conveyance or assurance in the law other than such duly gazetted Order, the said interest of the said Kathleen Helen Mackenzie in the ownership of the advowson or perpetual right of patronage of and presentation to the said benefice shall be transferred to the said Harold, Bishop of St. Edmundsbury and Ipswich, and his successors in the same Bishopric and shall thereupon and thenceforth become and be absolutely vested in and shall and may from time to time be exercised by the Bishop of St. Edmundsbury and Ipswich for the time being."

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 ratify the said Scheme, and to order and direct that the same and every part thereof shall be effectual in law immediately upon the publication of this Order in the London Gazette pursuant to the said Acts.

And Her Majesty, by and with the like advice, is pleased hereby to direct that this Order be forthwith registered by the Registrar of the said diocese of St. Edmundsbury and Ipswich.

W. G. Agnew.

At the Court at Balmoral, the 30th day of August, 1956.

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 16th day of August, 1956, 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 Robert, Bishop of Exeter (in witness whereof he has signed the Scheme), for effecting the union of the benefice of Woodleigh and the benefice of Loddiswell both situate in the diocese of Exeter.

"SCHEME.

"*Union of Benefices.* The benefice of Woodleigh and the benefice of Loddiswell shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Woodleigh and Loddiswell', 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 Wilfred Herbert George Summerell if he is then incumbent of the said benefice of Woodleigh 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 Woodleigh shall be the house of residence of the incumbent of the united benefice pending the provision of a new residence house at Loddiswell for the united benefice.

"*4. Patronage.* After the union has taken effect the right of presentation to the united benefice shall become and be vested in the patrons of the said benefice of Woodleigh and in the patrons of the said benefice of Loddiswell and every presentation or nomination to the united benefice to be made after the union shall be made by them jointly.

"*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 £648 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 Exeter.

"(2) The said endowment income and the said surplus and the said annual sum of £648 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 other documents in relation thereto, and the said accounts for the twelve months to 31st March in each year (or where applicable for a part of the year ending on that date) shall be rendered annually to us within six weeks of that date in such form as we shall prescribe; and in the event of failure by the incumbent or sequestrators to produce such accounts or documents we shall have all legal remedies for enforcing production thereof.

"SCHEDULE.

"For the purpose of this Scheme the endowment income of the united benefice shall without prejudice to the power of decision vested in us by virtue of Section 18 of the Pastoral Reorganisation Measure, 1949, if any question shall arise, be computed in accordance with our Central Register of Benefice Income, that is to say, by including:—

"(1) all gross secured income payable by us and any other person or body, and

"(2) all gross income received from ground rents, chief rents or other fixed charges, other glebe rents and any letting of the parsonage house or a formally divided portion thereof, and by deducting therefrom:—

"(1) the rates payable on the parsonage house if occupied by the incumbent,

"(2) the rent and rates payable on any house occupied by the incumbent other than the parsonage house,

"(3) the annual assessment charged upon the incumbent under the Ecclesiastical Dilapidations Measures, 1923 to 1951, in respect of the benefice,

"(4) the rates payable on the glebe,

"(5) the cost of collecting glebe rents,

"(6) any tithe annuity, rentcharge or fee farm rent charged upon the glebe,

"(7) any other outgoings in respect of the glebe,

"(8) any charge upon the benefice income in favour of another benefice or any lay person,

"(9) any payment to a curate or lay worker out of the benefice income,

"(10) the annual payments in respect of capital and interest in respect of any mortgage of the benefice income,

"(11) any pension paid to a retired incumbent out of the benefice income,

"(12) any part of the benefice income diverted to the diocesan stipends fund pursuant to an Order under Section 12 of the Pastoral Reorganisation Measure, 1949."

And whereas the provisions of the Union of Benefices Measures, 1923 to 1952, the Union of Benefices Rules, 1926 and 1930, and the Pastoral