

union of the benefice of Enmore and the benefice of Goathurst both situate in the diocese of Bath and Wells.

" SCHEME

" 1. *Union of Benefices.* The benefice of Enmore and the benefice of Goathurst shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Enmore with Goathurst', 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.

" 3. *Patronage.* After the union has taken effect the right of presentation to the united benefice shall be exercised by the patrons of the two benefices alternately, the patron of the benefice of Goathurst having the first presentation to the united benefice to be made after the union.

" 4. *Parsonage house (a)* After the union has taken effect and upon the provision at Goathurst of a house approved by us as suitable to be the house of residence for the incumbent of the united benefice, such house as aforesaid shall be the house of residence of the united benefice.

" (b) Upon the union taking effect the parsonage house at present belonging to the benefice of Enmore and the site and appurtenances thereof and the grounds heretofore usually occupied and enjoyed therewith shall, so 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.

" (c) So much of the net proceeds of such sale or sales as we, after consultation with the Bishop for the time being of the said diocese, shall deem to be necessary shall be applied towards the cost of providing a house of residence at Goathurst as aforesaid and the balance (if any) of the said proceeds shall be placed by us to the credit of the Expenses Fund of the diocese of Bath and Wells established pursuant to the said Union of Benefices Measures.

" 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 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 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 29th day of November, 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 1st day of November, 1956, in the words and figures following, that is to say:—

" We, the Church Commissioners, in pursuance of the Church Patronage Act, 1870, and of the Acts therein mentioned, have prepared the following Scheme for effecting a transfer of the interests hereinafter mentioned in the advowson or perpetual right of patronage of and presentation to the churches and cure (hereinafter called 'the said benefice') of Thurlton with Thorpe in the diocese of Norwich.

" SCHEME.

" Whereas we are satisfied that the right of patronage of and presentation to the said benefice is at present exercisable in a recurring series of four turns of which one turn is exercisable by Your Majesty and Your Successors, one turn is exercisable by Richard Hamilton Anstruther-Gough-Calthorpe of Elvetham Farm House, Hartley Wintney, in the County of Hants, a Brigadier (retired) in Your Majesty's Army, and two turns are exercisable by the Trustees of the Charity known as the Great Hospital in the City of Norwich (hereinafter called 'the said Trustees'):

" And whereas the Right Honourable David Patrick Maxwell, Viscount Kilmuir, now Lord High Chancellor of Great Britain, acting on behalf of Your Majesty, the said Richard Hamilton Anstruther-Gough-Calthorpe and the said Trustees have respectively signified to us their desire that the said interests in the advowson of the said benefice may be transferred to the Bishop of Norwich for the time being and are consenting to this Scheme (in testimony whereof they have executed the same):

" And whereas by an Order made by the Board of the Charity Commissioners for England and Wales on the 25th day of May, 1956, under the Charitable Trusts Acts, 1853 to 1939, the said Trustees were