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FRIDAY, 1 NOVEMBER, 1957

At the Court at *Buckingham Palace*, the 8th day of *October*, 1957.

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 26th day of September, 1957, 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 Salisbury, (in witness whereof he has signed this Scheme), for effecting the union of the benefice of Wylve with Fisherton Delamere and the benefice of Stockton, both situate in the diocese of Salisbury.

" SCHEME.

"1. *Union of Benefices.* The benefice of Wylve with Fisherton Delamere and the benefice of Stockton shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Wylve, Stockton and Fisherton Delamere' 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. *Parsonage House.*

"(a) Without prejudice to the exercise before the date when the union takes effect of any of the powers conferred by the Parsonages Measures, 1938 and 1947, and pending the provision of a new house at Wylve approved by us as suitable to be the house of residence of the incumbent of the united benefice, the parsonage house at present belonging to the benefice of Wylve with Fisherton Delamere shall be the house of residence of the incumbent of the united benefice and the parsonage house at present belonging to the benefice of Stockton, if at that date it so belongs, together with the site and appurtenances thereof and the grounds 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.

"(b) So much of the net proceeds of such sale or sales as we, after consulting with the Bishop for the time being of the diocese of Salisbury shall deem necessary, shall be applied by us towards the cost of providing a house of residence at Wylve as aforesaid, and any balance of the said net proceeds shall be held by us on behalf of the united benefice as endowment capital and subject to the provisions of the Benefices (Stabilisation of Incomes) Measure, 1951.

"4. *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 patrons of the benefice of Stockton having the first presentation to the united benefice to be made after the union.

"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 £640 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 said diocese.

"(2) The said endowment income and the said surplus and the said annual sum of £640 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,