

benefice of Llangarron shall be the house of residence of the incumbent of the united benefice.

"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 patron of the benefice of Llangarron having the first presentation to the united benefice to be made after the union."

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 21st day of November 1958.

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 13th day of November 1958, 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 Russell, Bishop of Southwell (in witness whereof he has signed this Scheme), for (1) effecting the union of the benefice of Saint Mary, Nottingham, and the benefice of Holy Trinity, Nottingham, and (2) altering the boundaries of the parishes of Saint Mary, Nottingham; Holy Trinity, Nottingham; Saint Peter and Saint James, Nottingham; and All Saints, Nottingham; all of which benefices and parishes are situate in the diocese of Southwell.

"SCHEME

"1. *Union of Benefices and Parishes.* The benefice of Saint Mary, Nottingham, and the benefice of Holy Trinity, Nottingham, shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Saint Mary, Nottingham' and, subject as hereinafter provided, the parishes of the said benefices shall also be united into one parish for ecclesiastical purposes.

"2. *Taking effect of union.* If upon the day when any Order of Your Majesty in Council affirming this Scheme is published in the *London Gazette* the benefice of Holy Trinity, Nottingham, shall be vacant, the union shall forthwith take effect and if upon that day the said benefice of Holy Trinity, Nottingham, shall be full, the union shall take effect immediately upon the next vacation thereof and the incumbent (if any) at the relevant date of the benefice of Saint Mary, Nottingham, shall be the first incumbent of the united benefice.

"3. *Parish Church.* The parish church of the parish of Saint Mary, Nottingham, shall be the parish church of the united parish.

"4. *Registers.* After the union has taken effect the current marriage registers of the church of Holy Trinity, Nottingham, shall be dealt with in accordance with Section 62 of the Marriage Act, 1949, and the register books (if any) of baptisms and burials and other the records and muniments of the said church shall be transferred to the parish church of Saint Mary, Nottingham.

"5. *Parsonage House.* 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, the parsonage house at present belonging to the benefice of Saint Mary, Nottingham, shall, if at that date it so belongs to the said benefice, be the house of residence of the incumbent of the united benefice and the parsonage house at present belonging to the benefice of Holy Trinity, Nottingham, 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 and the net proceeds of such sale or sales shall be placed to the credit of the Expenses Fund of the said diocese of Southwell established pursuant to the 32nd Section of the Union of Benefices Measure, 1923.

"6. *Patronage.* With the consents (which have been given to us in writing) of the Reverend Canon William Leonard Bertram Caley, Mervyn Gurney Talbot Rice, Esquire, John Foster Beaver, Esquire, the Reverend Francis John Taylor and the Reverend Cyril William Johnston Bowles, commonly known as the trustees of the Church Patronage Society, being the patrons of the benefice of Holy Trinity, Nottingham, and with the consent (testified as aforesaid) of the Right Reverend Russell, Bishop of Southwell, being the patron of the benefice of Saint Mary, Nottingham, upon the union taking effect the patronage of the benefice of Holy Trinity, Nottingham, shall without any conveyance or assurance other than this Scheme, be surrendered in favour of the said Russell, Bishop of Southwell, and his successors in the same Bishopric, and the patronage of the united benefice shall belong wholly to the Bishop of Southwell for the time being.

"7. *Compensation to incumbent of benefice of Holy Trinity, Nottingham.* If within the period of six calendar months immediately following the day of the date of the publication in the *London Gazette* of any Order of Your Majesty in Council affirming this Scheme the Reverend Harry Holden shall, with the consent of the Bishop of Southwell, retire from the benefice of Holy Trinity, Nottingham, in order that the union may take immediate effect, then he shall be entitled to receive by way of compensation a capital sum of £4,688 to be provided out of the Expenses Fund of the said diocese.

"8. *Alteration of boundaries.* Upon the union taking effect and with the consents (which have been given to us in writing) of the Reverend Canon Angus Inglis, being the incumbent of the benefice of Saint Peter and Saint James, Nottingham, and of the Reverend John Norman Dore Perkins, being the incumbent of the benefice of All Saints, Nottingham:

"(1) All that part of the parish of Holy Trinity, Nottingham, which is described in Part I of the Schedule hereto and delineated on the map hereto annexed shall be severed from that parish and from the parish of the united benefice and shall be annexed to the parish of Saint Peter and Saint James, Nottingham.

"(2) All those parts of the parish of Holy Trinity, Nottingham, which are described in paragraphs (1) and (2) of Part II of the Schedule hereto and delineated on the map hereto annexed shall be severed from that parish and from the parish of the united benefice and shall be annexed to the parish of All Saints, Nottingham.

"(3) All that part of the parish of Saint Mary, Nottingham, which is described in paragraph (3) of Part II of the Schedule hereto and delineated on the map hereto annexed shall be severed from that parish and from the parish of the united benefice and shall be annexed to the parish of All Saints, Nottingham.

"9. *Cancellation of curacy fund.* Upon the union taking effect clause 7 of an Order of Your Majesty in Council published in the *London Gazette* of the 10th day of August 1954, providing for the union of the benefice of Nottingham, Saint Matthew, and the benefice of Nottingham, Holy Trinity with Saint Mark, shall be rescinded and the capital sum (together with any accumulated interest thereon) referred to in the said clause shall be appropriated and annexed to the united benefice of Saint Mary, Nottingham, as part of the endowment thereof.

"10. *Diversion of Endowment Income*

"(1) An annual sum of £700, being part of the endowment income of the united benefice, 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 annual sum of £700 shall be deemed to accrue from day to day and shall when we deem that circumstances do require be apportionable accordingly.