

At the Court at Buckingham Palace the 8th day of February 1960.

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 18th day of December 1959, 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 ownership of the interest hereinafter mentioned in the advowson or perpetual right of patronage of and presentation to the churches and cure (hereinafter called 'the said benefice') of Sudbury with Somersal Herbert in the County and diocese of Derby.

"SCHEME

"Whereas we are satisfied that the Right Honourable Francis Lawrance William, Baron Vernon, of Sudbury Hall in the County of Derby (hereinafter called 'Lord Vernon') is entitled to exercise the alternate right of patronage of and presentation to the said benefice:

"And whereas the said Lord Vernon desires to transfer his interest in the advowson of the said benefice to the Bishop of Derby for the time being and consents to this Scheme (in testimony whereof he 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 Geoffrey, Bishop of Derby (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 interest of the said Lord Vernon in the ownership of the advowson or perpetual right of patronage of and presentation to the said benefice shall be transferred to the said Geoffrey, Bishop of Derby, 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 Derby 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 Derby.

W. G. Agnew.

At the Court at Buckingham Palace the 8th day of February 1960.

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 18th day of September, 1959, 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 Maurice, Bishop of Durham, (in witness whereof he has signed this Scheme), for effecting the union of the benefice of Stockton-upon-Tees and the benefice of Saint James, Stockton-upon-Tees, both situate in the diocese of Durham.

"SCHEME

"1. *Union of Benefices and Parishes.* The benefice of Stockton-upon-Tees and the benefice of Saint James, Stockton-upon-Tees shall be permanently united together and form one benefice with cure of

souls under the style of 'The United Benefice of Stockton-on-Tees' and the parishes of the said benefices shall also be united into one parish for ecclesiastical purposes.

"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 Charles Noel Wardle-Harpur if he is then incumbent of the said benefice of Stockton-upon-Tees shall, with his consent (which has been given to us in writing), be the first incumbent of the united benefice.

"3. *Parish Church.* The parish church of the parish of Stockton-upon-Tees shall be the parish church of the united parish.

"4. *Registers.* After the union has taken effect the marriage registers current at the church of Saint James, Stockton-on-Tees 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 deposited in the said church shall be transferred to the parish church of Stockton-upon-Tees.

"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, upon the union taking effect the parsonage house at present belonging to the benefice of Stockton-upon-Tees 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 Saint James, Stockton-upon-Tees, 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 established pursuant to the 32nd Section of the Union of Benefices Measure, 1923.

"6. *Patronage.* With the consent (which has been given to us in writing) of the Right Honourable Harold Macmillan, now First Lord of Your Majesty's Treasury on behalf of Your Majesty, as the patron of the benefice of Saint James, Stockton-upon-Tees, and with the consent, (testified as aforesaid) of the Right Reverend Maurice, Bishop of Durham, being the patron of the benefice of Stockton-upon-Tees, upon the union taking effect, the patronage of the benefice of Saint James, Stockton-upon-Tees, shall, without any conveyance or assurance other than this scheme, be surrendered in favour of the said Maurice, Bishop of Durham, and his successors in the same Bishopric and the patronage of the united benefice shall belong wholly to the said Bishop of Durham for the time being.

"7. *Taking down of church*

"(1) As soon as conveniently may be after the union has taken effect the church of Saint James, Stockton-upon-Tees, shall be taken down and the materials and site thereof, together with any ground annexed thereto and necessary for the use and enjoyment thereof, shall 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 subject to the conditions and restrictions imposed by the said Union of Benefices Measures.

"(2) The net proceeds to arise from such sale or sales, after payment of the expenses attendant thereon and upon the taking down of the church and all other expenses incidental to these matters, shall be placed to the credit of the said Expenses Fund of the said diocese.

"(3) The furnishings, that is to say, the font, communion table, plate used for the purpose of the Holy Communion, bells, organ and other furniture and fittings of the said church of Saint James, Stockton-upon-Tees, or such of them as the bishop of the said diocese may select, shall be transferred to the church of Stockton-upon-Tees or to such other church or chapel, churches or chapels within the said diocese as the said bishop may select, and any such furnishings not so transferred may, with the exception of the font, communion table and plate used for the purpose of the Holy Communion, be sold and in such case the proceeds shall be added to the fund arising from the sale of the site and materials of the said church of Saint James, Stockton-upon-Tees.