

At the Court at *Buckingham Palace*, the 4th day of *November*, 1938.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS the Ecclesiastical Commissioners for England have, in pursuance of the Union of Benefices Measures, 1923 to 1936, duly prepared, and laid before His Majesty in Council, a Scheme bearing date the 7th day of July, 1938, in the words and figures following, that is to say:—

" We, the Ecclesiastical Commissioners for England, acting in pursuance of the Union of Benefices Measures, 1923 to 1936, have prepared, and now humbly lay before Your Majesty in Council, the following Scheme for the taking down and the sale of the site and materials of the Church of Saint Saviour, situate in the New Parish of Saint Mary, Walkley, in the County of York and in the Diocese of Sheffield:—

" Whereas the said Church of Saint Saviour was consecrated on the 13th day of March, 1913:

" And whereas the said Church of Saint Saviour is a Chapel of Ease to the Parish Church of the said New Parish of Saint Mary, Walkley:

" And whereas the said Church of Saint Saviour has ceased to be used and is no longer required for the purposes of Divine Services:

" Now, therefore, we, the said Ecclesiastical Commissioners for England, with the consents of the Right Reverend Leonard Hedley, Bishop of Sheffield and of the Reverend William Sorby Briggs, now Incumbent of the Benefice of the said New Parish of Saint Mary, Walkley (testified by their respectively signing this Scheme), do humbly recommend and propose to Your Majesty as follows, that is to say:—

" 1. That so soon as conveniently may be after the date of the publication in the London Gazette of any Order of Your Majesty in Council affirming this Scheme the said Church of Saint Saviour 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 the said Ecclesiastical Commissioners 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 Measures.

" 2. That the net proceeds to arise from such sale or sales after the payment of the expenses attendant upon the sale or sales, the taking down of the Church, the removal of monuments (if any) and all other expenses incidental to these matters, shall be applied by us the said Ecclesiastical Commissioners so far as may be required towards the cost of immediate repairs to the Parish Church of the said New Parish of Saint Mary, Walkley, and any balance shall be transferred to the Diocesan Board of Finance of the Diocese of Sheffield or other body willing to accept the same, to be held and applied by such Board or other body as a Repair Fund for the said Parish Church of Saint Mary, Walkley.

" 3. That the font, communion table, and plate used for the purpose of the Holy Communion in the said Church of Saint Saviour shall in accordance with the provisions of the

said Measures and as the Bishop of the Diocese may direct be transferred to the Parish Church of the said New Parish of Saint Mary, Walkley, or to some other Church or Churches within the said Diocese of Sheffield and the bells, organ and other furniture and fittings of the said Church of Saint Saviour or such of them as the Bishop of Sheffield shall select, shall be removed to the same Parish Church or to any other Church or Chapel or Churches or Chapels within the Diocese of Sheffield which the Bishop may select or shall 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 Saviour as aforesaid.

" Provided always that the provisions herein contained relating to the sale and disposal of the said Church of Saint Saviour shall not take effect until the consents and approval which by the said Measures are made requisite to the sale under the powers conferred by those Measures of the site of any Church shall be obtained to the sale and disposal hereby proposed of the said Church of Saint Saviour and of the site thereof together with any ground annexed or belonging thereto.

" And provided further that nothing herein contained shall prevent us from making any other recommendations and proposals relating to the matters aforesaid, or any of them, in accordance with the provisions of the said Measures, or of any other Measure of the National Assembly of the Church of England, or of any Act of Parliament."

And whereas drafts of the said Scheme have been duly published in accordance with the provisions of the said Measures and Notices have been transmitted to the persons or bodies entitled under the same Measures to receive Notice requiring any objections to such draft Scheme to be stated or transmitted in writing to the said Ecclesiastical Commissioners within the time prescribed in the Statutory Rules applicable to proceedings under the said Measures:

And whereas the prescribed time has elapsed and no such objections have been so stated or transmitted to the said Ecclesiastical Commissioners:

And whereas public notice of the certification to His Majesty in Council of the said Scheme and the consent thereto in writing of the Bishop of Sheffield has been duly given in the manner and within the time prescribed in the Statutory Rules aforesaid:

And whereas the said Scheme has been laid before both Houses of Parliament for the space of two calendar months:

And whereas the said Scheme has been approved by His Majesty in Council:

Now, therefore, His Majesty, by and with the advice of his said Council, is pleased hereby to affirm the said Scheme and to order and direct that the said Scheme and every part thereof shall be effectual in law immediately from and after the date when this Order shall have been duly published in the London Gazette pursuant to the said Measures.

And His 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 Sheffield.

*Rupert B. Howorth.*