

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 Immanuel, Birmingham, as aforesaid.

(d) That in the event of the services of any Church Officers and Servants of the said Church of Immanuel, Birmingham, being dispensed with by reason of the union taking effect such Church Officers and Servants shall out of any moneys to be received by us, the said Ecclesiastical Commissioners, under the provisions of this Clause receive such reasonable compensation as having regard to age, length of service and other circumstances of the case shall seem to us and to the Bishop of Birmingham to be equitable and proper. Provided always that it shall be lawful for us if we shall see fit so to do in all or any of these cases, to advance the compensation money or any part thereof out of the Expenses Fund established pursuant to the 32nd Section of the Union of Benefices Measure, 1923.

" 7. That with the consents of the Patrons of the said Benefice of Birmingham, Immanuel, namely the Right Reverend William, Bishop of Sodor and Man, the Right Reverend Cyril, Bishop of Leicester, the Right Reverend James Theodore Inskip, Bishop Suffragan of Barking, and the Very Reverend John Harold Richards, Provost of Birmingham (which consents are testified by their respectively signing this Scheme), upon the union taking effect a part of the endowments and property of the Benefices hereinbefore recommended and proposed to be constituted an United Benefice, namely an annual sum of £100 (being a further part of the hereinbefore mentioned larger annual payment at present made by us, the said Ecclesiastical Commissioners, to the Incumbent for the time being of the said Benefice of Birmingham, Immanuel), shall be severed and diverted from the said Benefice of Birmingham, Immanuel, and from the United Benefice and shall be held and accumulated by us, the said Ecclesiastical Commissioners, for the augmentation of the new District referred to in Clause 6 (b) (2) of this Scheme. Provided always that pending the formation of such new District and if the Bishop of Birmingham shall so direct the income in respect of the endowments including any accumulations thereof so held by us in favour of such new District shall be paid subject to such conditions as we, the said Ecclesiastical Commissioners, shall deem expedient towards the stipend of a Curate serving the area or a part of the area intended to be comprised within such new District.

" Provided always that the provisions herein contained relating to the sale and disposal of the Church of Immanuel, Birmingham, 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 Immanuel, Birmingham, 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 said 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 Birmingham has been duly given in the manner and within the time prescribed in the Statutory Rules aforesaid:

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 that the Benefices therein recommended to be united shall be united to the extent and for the purposes recommended in the said Scheme and further 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 Birmingham.

*Rupert B. Howorth.*

At the Court at *Buckingham Palace*, the 5th day of *May*, 1939.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS the Ecclesiastical Commissioners for England have, in pursuance of the Act of the 33rd and 34th years of Her late Majesty Queen Victoria, Chapter 39, and of the Acts therein mentioned, that is to say, the Act of the 3rd and 4th years of Her said late Majesty, Chapter 113, the Act of the 4th and 5th years of Her said late Majesty, Chapter 39, and the Act of the 31st and 32nd years of Her said late Majesty, Chapter 114, duly prepared, and laid before His Majesty in Council, a Scheme bearing date the 26th day of January, 1939, in the words and figures following, that is to say:—

" We, the Ecclesiastical Commissioners for England, in pursuance of the Act of the 33rd and 34th years of Her late Majesty Queen