



The London Gazette

Published by Authority

Registered as a newspaper

••

For Table of Contents see last page

FRIDAY, 24 JANUARY, 1947

Privy Council Office, 24th January, 1947.

THE PUBLIC SCHOOLS ACT, 1868.

THE GOVERNING BODY OF RUGBY SCHOOL having, on the 21st day of November, 1946, in virtue of the powers conferred upon them by the above-named Act, made a Statute in the terms appended hereto amending the existing Statutes of the said School, the said Statute is hereby published in the London Gazette in accordance with the provisions in that behalf contained in the said Act.

And Notice is hereby given that any person, body of persons, or body corporate, authorized in that behalf by the said Act, may, within two months after the publication of this notification, petition His Majesty in Council to withhold His approval from the whole or any part of the said Statute.

STATUTE made by the Governing Body of Rugby School on the 21st day of November, 1946.

That the following alterations be made to the Statutes, namely:—

1. In paragraph 2 of Statute XLI (Provision for Deficient or Surplus Income) in place of the words "in any investments from time to time authorised by law for the investment of trust money" there shall be substituted the words "in accordance with the provisions of Statute XLII."

2. The Statute now numbered XLII shall be re-numbered XLIII.

3. The following new Statute shall be inserted and numbered XLII:—

(1) The Governing Body may invest the proceeds of the sale of any property or any other capital moneys for the time being comprised in any trust or other fund held by them and any other capital moneys for the time being in their hands in any of the following investments (that is to say):—

(a) In any investments from time to time authorised by law for the investment of trust funds;

(b) in any investments which would be authorised investments under section 1 of the Trustee Act, 1925, if:—

(i) in sub-section (1) of that section after paragraph (v) there were included the following paragraph:—

"(s) in any stock or security of any company, local authorised or public body incorporated by or acting under the authority of an Act of Parliament or Royal Charter or in any stock or security of any public company registered in Great Britain or Northern Ireland under the Companies Act 1929, or any statutory modification thereof."

(ii) in the proviso to sub-section (1) of section 2 of that Act "twenty" were substituted for "fifteen" in paragraph (a) and "ten" were substituted for "fifteen" in paragraph (b);

(c) in the purchase of any freehold land in England or any leasehold land in England held upon a lease or under-lease having not less than fifty years unexpired.

(2) The Governing Body may from time to time vary any such investments as aforesaid for the time being held by them and for the purpose of providing capital money for investment in accordance with the provisions of this Statute or for application to any of the purposes to which they are for the time being authorised to apply such money may in their absolute and uncontrolled discretion sell, convert, call in, or mortgage any property or investments for the time being held by them or to which they are for the time being entitled.

(3) Provided that—

(a) nothing in this Statute shall operate so as to affect in any way the jurisdiction of the Minister of Education under the Charitable Trusts Acts, 1853 to 1925, in respect of any property or money held by the Governing Body or so as to authorise anything which conflicts with any specific restriction or any specific method of application or investment of any property or money provided for in any will or trust deed or other instrument or any provision of any Statutes, Regulation or Minute of the Governing Body for the time being in force or any provision of the Rugby School Act, 1922, or so as to cancel, defeat or affect any right, power, interest or obligation of the Charity Commissioners or the official Trustees of Charitable Funds under the Rugby School Act, 1922; and

(b) nothing in this Statute shall have any application to any of the following properties funds or moneys:—

(i) The freehold property at Rugby referred to in the Scheme made in 1873 under the provisions of the Public Schools Act, 1872.

(ii) The lands and premises in London referred to in paragraph A of the First Part of the Schedule to the Rugby School Act, 1922.

(iii) The lands and premises at Brownsover referred to in paragraph B of the same part of the same Schedule.

(iv) The Capital Fund referred to in paragraph 5 of the instrument of arrangement following the Preamble to the said Scheme, which fund now stands in the name of the Official Trustees of Charitable Funds.

Sealed with the Corporate Seal of The Governing Body of Rugby School and delivered in the presence of:

C. Fred Harris,
Clerk to the Governing Body, Rugby.

Witness to the Seal:

Will Spens,
Chairman of The Governing Body.

L. S.