

"(11) any part of the benefice income diverted to the diocesan stipends fund pursuant to an Order under Section 12 of the Pastoral Reorganisation Measure, 1949."

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 19th day of October 1959.

#### 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 1st day of October 1959, in the words and figures following, that is to say:

"We, the Church Commissioners, acting in pursuance of the Archdeacons and Rural Deaneries Act, 1874, and of the Acts mentioned therein, have prepared and now humbly lay before Your Majesty in Council the following Scheme which we have prepared with the consent of the Right Reverend William, Bishop of Salisbury (in witness whereof he has signed and sealed the same), in respect of four of the rural deaneries within the Archdeacons of Wilts and Sarum and the diocese of Salisbury.

#### "SCHEME

"As from the day on which any Order of Your Majesty in Council ratifying this Scheme shall be published in the *London Gazette* and without any assurance in the law other than such duly gazetted Order:

"1. There shall be transferred to the Rural Deanery of Pewsey in the Archdeaconry of Wilts the parish of Saint Katharine, Savernake Forest, now in the Rural Deanery of Marlborough within the same Archdeaconry.

"2. There shall be transferred to the Rural Deanery of Chalke in the Archdeaconry of Sarum the parish of Sutton Mandeville now in the Rural Deanery of Tisbury within the same Archdeaconry."

And whereas the provisions of the said Acts 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 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 Salisbury.

W. G. Agnew.

At the Court at Buckingham Palace, the 19th day of October 1959.

#### 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 1st day of October 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 Honourable and Most Reverend Geoffrey, Archbishop of Canterbury, acting in the

vacancy of the See of Norwich (in witness whereof he has signed this Scheme), for effecting the union of the benefice of Horstead and the benefice of Frettenham with Stanninghall, both situate in the diocese of Norwich.

#### "SCHEME

"1. *Union of Benefices.* The benefice of Horstead and the benefice of Frettenham with Stanninghall shall be permanently united together and form one benefice with cure of souls under the style of 'The United Benefice of Horstead with Frettenham with Stanninghall' but the parishes of the said benefices shall continue in all respects distinct.

"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 Alfred John Hatch if he is then incumbent of the said benefice of Horstead shall with his consent (testified by his signature hereto) be the first incumbent of the united benefice.

"3. *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 Horstead shall, if at that date it so belongs, 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 Frettenham with Stanninghall having the first presentation to the united benefice to be made after the union.

"5. *Diversion of Endowment Income.*

"(1) Subject as hereinafter provided, any surplus, calculated by us for the twelve months ending on the 31st March in each year, of the endowment income (calculated in accordance with the Schedule hereto) of the united benefice over and above an annual sum of £750 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; Provided that if after the date upon which the union shall take effect any additional capital endowment shall accrue to or be acquired by the united benefice (not being capital endowment derived from the sale of any property of the united benefice) the income from such subsequently acquired capital endowment shall not be taken into account for the purpose of calculating such surplus as aforesaid.

"(2) The said endowment income and the said surplus and the said annual sum of £750 shall be deemed to accrue from day to day and shall when we deem that circumstances so require be apportionable accordingly.

"(3) Any moneys due to us from the incumbent of the united benefice, or, during any vacancy in the united benefice, from the sequestrators thereof, as the case may be (hereinafter called 'the incumbent or sequestrators') upon the calculation of the said surplus shall be paid by the incumbent or sequestrators to us not later than the 30th June in each year and shall be recoverable as a debt due to us.

"(4) For the purpose of ascertaining the amounts of the said endowment income and of the said surplus, we shall have power to require production by the incumbent or sequestrators of accounts and other documents in relation thereto, and the said accounts for the twelve months to 31st March in each year (or where applicable for a part of the year ending on that date) shall be rendered annually to us within six weeks of that date in such form as we shall prescribe; and in the event of failure by the incumbent or sequestrators to produce such accounts or documents we shall have all legal remedies for enforcing production thereof.

#### "SCHEDULE

"For the purpose of this Scheme and subject to the proviso contained in clause 5 (1) thereof the endowment income of the united benefice shall, without prejudice to the power of decision vested in us by virtue of Section 18 of the Pastoral Reorganisation Measure, 1949, if any question shall arise, be computed in accordance with our Central Register of Benefice Income, that is to say, by including:

"(1) all gross secured income payable by us and any other person or body,  
 "and (2) all gross income received from ground rents, chief rents or other fixed charges, or glebe rents