

EPITOME OF TITLE

Relating to Wickham Bishops Library, School Road, Wickham Bishops, Essex

DATED	NATURE OF DOCUMENT OR EVENT	PARTIES	ABSTRACT OR COPY	DOCUMENT NUMBER	WHETHER ORIGINAL DOCUMENT TO BE HANDED OVER ON COMPLETION
12 th April 1972	Scheme	Minister of Education (1) The Chelmsford Diocesan Board of Finance Limited (2)	copy	1	No
5 th July 1972	Application for Official Search	The Chelmsford Diocesan Board of Finance Limited	copy	2	No
7 th July 1972	Register of Local Land Charges		copy	3	No
3 rd August 1972	Conveyance	The Chelmsford Diocesan Board of Finance Limited (1) The County Council of Essex (2)	copy	4	No
29 th January 1985	Appropriation of Property	Letter Re: Wickham Bishops Branch Library, School Road	copy	5	No

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DEPARTMENT OF
EDUCATION AND SCIENCE

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Your reference: 28/BLT/DB

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12 APR 1972

14 APR 1972

TELETYPE COUNCIL RECORD
C/TR
Misc. 397

- 1. Essex
- 2. Wickham
- 3. Bishops Church of
England School

Dear Sirs

With reference to your letter of 18 February 1972, the Secretary of State for Education and Science hereby approves, pursuant to Clause 4 of the Scheme of 28 April 1951 (ESA No 246G), the sale by the Chelmsford Diocesan Board of Finance of the premises known as Bishops Church of England School for the sum of not less than £8,000 (eight thousand pounds).

The Department should be notified of the completion of the sale.

Yours faithfully

P Willis

P Willis
Legal Branch
Authorised under

This paper is suitable for Dyeline Photocopying Section 3(2) of the
Education Act 1944.

Certified a True Copy
Angela Hetherington
Director for Essex Legal Services

28/10/16

APPROVED BY HIS MAJESTY IN COUNCIL ON 28 APRIL 1951.

E.S.A. No. 246 G.

Administrative County—ESSEX.

County Boroughs—EAST HAM, WEST HAM
and SOUTHEND-ON-SEA.

Diocese—Chelmsford.

Foundations—Certain Church of England
Educational Foundations.

Scheme.

SCHEME FRAMED BY THE MINISTER OF EDUCATION UNDER THE ENDOWED SCHOOLS ACTS, 1869 TO 1874, AS APPLIED BY AN ORDER OF THE MINISTER DATED 24 AUGUST 1950, MADE UNDER SECTION 86(1) OF THE EDUCATION ACT, 1944, AS AMENDED BY THE EDUCATION ACT, 1946.

Foundations to which Scheme Relates

1. This Scheme relates to the Church of England Educational Foundations specified in the Schedule to this Scheme (hereinafter referred to as "the Foundations") in the Administrative County of Essex and the County Boroughs of East Ham, West Ham and Southend-on-Sea in the Diocese of Chelmsford (hereinafter referred to as "the beneficial area").

Repeal and Substitution

2. Every Act of Parliament, Letters Patent, Statute, Deed, instrument or trust affecting the Foundations is hereby repealed and the provisions of this Scheme are substituted therefor:

Provided that until the premises of a Foundation regulated by this Scheme are sold or let, as hereinafter provided, that Foundation shall be administered by the Governing Body hereinafter appointed in accordance with the trusts subsisting immediately before the coming into operation of this Scheme.

Appointment of Governing Body

3. The Chelmsford Diocesan Board of Finance is hereby appointed to be the Governing Body of the Foundations, and all land held in trust for the Foundations except such land as is at the date of this Scheme vested in the Official Trustee of Charity Lands is hereby vested in the Governing Body; and the former Trustees of the Foundations and all other persons capable of being bound by this Scheme shall do all such acts as may be necessary to transfer to the Governing Body any stocks, shares, funds and securities belonging to the Foundations which are not at the date of this Scheme invested in the name of the Official Trustees of Charitable Funds.

Sale or Letting of Premises

4. The Governing Body is hereby authorised to sell any of the premises of the Foundations subject in each case to the approval of the purchase price by the Minister of Education or to let the same according to the general law applicable to the letting of property by Trustees of charitable foundations.

Application of Capital Assets and Income

5.—(1) After payment of any expenses of the Governing Body in connection with any sales as aforesaid, the Governing Body may, subject to the provisions of sub-clause (3) of this clause, apply the net proceeds of the sales in or towards the erection, improvement or enlargement of any school which is, or is to be, maintained as a voluntary aided school in the beneficial area, in which instruction is, or is to be, given in accordance with the doctrines of the Church of England.

(2) After payment of any expenses incurred in the administration of the Foundations, the Governing Body may apply the net proceeds of any lettings as aforesaid in or towards the maintenance of the premises of any such school as aforesaid or for the purposes specified in sub-clause (1) of this clause.



(3) The Governing Body may, subject to the further Order of the Minister of Education in each case, apply capital monies of the Foundations, whether representing the proceeds of the aforesaid sales or other endowments, for the purposes of sub-clause (1) of this clause.

(4) After payment of any expenses incurred in the administration of the Foundations, the Governing Body may apply the net income from any endowments, other than premises, of the Foundations for the purposes specified in sub-clauses (1) and (2) of this clause.

Consultation with Diocesan Education Committee.

6. The Governing Body shall consult the Chelmsford Diocesan Council for Religious Education with regard to the exercise of the powers conferred on the Governing Body by Clauses 4 and 5 of this Scheme.

Religious Exemptions

7. A scholar shall not by reason of any exemption from attending prayer or religious worship or from any lesson or series of lessons on a religious subject be deprived of any advantage or emolument out of the endowments of the Foundations to which he would otherwise have been entitled.

Jurisdiction of Ordinary Abolished

8. So far as relates to the Foundations, all jurisdiction of the Ordinary relating to or arising from the licensing of Masters in any endowed school is hereby abolished.

Alteration of Scheme

9. The Minister of Education may, in the exercise of his ordinary jurisdiction under the Charitable Trusts Acts, 1853 to 1925, frame Schemes for the alteration of any portion of this Scheme, provided that such alterations shall not be contrary to anything contained in the Endowed Schools Acts, 1869, 1873 and 1874.

Questions under Scheme

10. Any question as to the construction of this Scheme or as to the regularity or validity of any acts done or about to be done under this Scheme, shall be determined conclusively by the Minister of Education upon such application made to him for the purpose as he thinks sufficient.

Interpretation

11. The Interpretation Act, 1889, shall apply to the interpretation of this Scheme as it applies to an Act of Parliament.

Date of Scheme

12. The date of this Scheme shall be the day on which His Majesty by an Order in Council declares his approbation of it.

SCHEDULE.

Abberton Church of England School	...	Comprised in a Deed of 26 October 1892.
Arkesden School	Comprised in Deeds of 15 May 1843 and 10 October 1871.*
Ashdon School	Founded by Benedict Chapman in or about 1833 and comprising the site and premises of the former Girls' School.
Aveley Old National School	Comprised in a Deed of 13 October 1842 and now regulated by a Scheme dated 7 April 1914.
Aythorpe Roothing Church of England School	...	Founded by a Deed of 25 August 1898 and now represented by a sum of £695 8 5 held in the name of the St. Albans and Chelmsford Church Trust.

Ulting Church of England School.	Comprised in Deeds of 28 June 1862 and 1 August 1881.
Wakes Colne School	Comprised in a Deed of 29 September 1872 being leasehold premises held for a term of 999 years from the same date.
Walton-le-Soken Old National School ...	Comprised in Deeds of 1 November 1872 and 22 May 1885 and now regulated by a Scheme dated 4 September 1928.
West Hanningfield School	Comprised in a Deed of 25 March 1893.
Wethersfield St. Mary's School	Comprised in a Deed of 22 July 1873.
Wickham Bishops Church of England School	Comprised in a Deed of 9 March 1849.
Wickham, St. Paul's Church of England School.	Comprised in a Deed of 2 June 1853.
Widdington School	Comprised in a Deed of 15 November 1862.
Wivenhoe Old National School	Comprised in a Deed of 30 December 1848.
Woodham Mortimer Church of England School	Founded in or about 1864 and comprising the site and premises used for the purpose of the Woodham Mortimer Church of England School.
Wormingford Church of England School ...	Comprised in a Deed of 23 September 1871.
Wormingford, Educational Foundation of James Robinson.	Founded by a Deed of 9 February 1832 determined by an Order of the Charity Commissioners dated 8 November 1904 and now represented by a sum of £400 2½ per cent Consolidated Stock.†
Wrabness School	Comprised in Deeds of 26 May 1871 and 13 December 1902.

Chelmsford Borough.

St. Mary. School site held under a Deed of 14 September 1885. Regulated by a Scheme dated 3 January 1940.

Colchester Borough.

Blue Coat School	Founded by Deeds of 11 January 1861, 12 April 1861, and 8 October 1894 and now represented by a sum of £1143 2 0 2½ per cent Treasury Stock, 1975 or after.
St. Leonard's Old National School	Comprised in a Deed of 5 December 1868.
St. Mary-at-the-Walls Church of England School.	Founded by a Deed of 1 December 1865 as augmented by an Undertaking dated 28 December 1886.
St. Michael Mile End, Old National School...	Comprised in a Deed of 23 May 1870 and now regulated by a Scheme of 28 May 1908.
St. Paul's Old National School	Comprising the property received by way of exchange for the site conveyed by a Deed of 28 July 1873 ; now regulated by a Scheme dated 28 July 1932.

East Ham County Borough.

Little Ilford Old National Schools	Comprised in Deeds of 28 September 1865 and 6 January 1885.
North Woolwich, St. John's Infants' School	Comprised in a Deed of 17 August 1870 and now regulated by a Scheme dated 21 May 1909.