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1898

County—NORFOLK.

Parish—WELLS-NEXT-THE-SEA.

Charities—Reverend Mungo Moray
and others.

C.
42,197.

*Scheme varying Scheme of Charity
Commissioners.*



CHARITY COMMISSION.

In the Matter of the following Charities in the Parish
of WELLS-NEXT-THE-SEA, in the County of
NORFOLK, regulated by a Scheme of the
Charity Commissioners of 18th July 1876 :—

1. The Reverend MUNGO MORAY'S
CHARITY,
2. CHRISTOPHER RINGAR'S CHARITY,
3. ANN TIDD'S CHARITY,
4. WILLIAM BRANCH ELLIOTT'S
CHARITY, and
5. The FUEL ALLOTMENT; and

In the Matter of "The Charitable Trusts Act, 1853
to 1894."

The Board of Charity Commissioners for England
and Wales, upon an application made to them on the 17th
December 1896, in writing, signed by

The Reverend GEORGE HENRY NATHANIEL
INGLE, Rector of the above-mentioned Parish of
Wells-next-the-Sea;

JOHN MACK, Draper ;
GEORGE EVERITT, Merchant ;
HERBERT AUGUSTINE DEWING, Miller ;
ARTHUR JAMES RAMM, Butcher ;
JOHN LOYNES, Gentleman ; and
EDWARD BUNTING LOYNES, all of Wells-next-
the-Sea ;

a majority of the Trustees of the above-mentioned Charities :

And after due notice of the intention to make this Order published according to the direction of the Board by being affixed to or near a principal outer door of the Parish Church of Wells-next-the-Sea on the 13th November 1897, and by advertisement in the newspaper called "The Lynn Advertiser" on the 26th November 1897, and in the newspaper called "The Norwich Mercury" on the 27th November 1897 (being in each case more than one calendar month previously to the date hereof) ; and also sent through the Post to

The present CHURCHWARDENS of the Parish of
Wells-next-the-Sea ;

The CHAIRMAN of the School Board of Wells-next-
the-Sea ;

The Reverend RICHARD KNILL CHAPMAN,
Congregational Minister ; and

WILLIAM CORNISH, Ironfounder, all of Wells-next-
the-Sea ;

being those of the Trustees of the Charities who were not privy to the said application, at their respective last known places of abode in Great Britain or Ireland, on the 20th April 1898 :

And having received no notice of any objection to the proposed Order, or suggestion for the variation thereof :

Do hereby Order as follows :—

The subjoined Scheme is approved and established as a Scheme varying the above-mentioned Scheme of the 18th July 1876.

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SCHEME.

1. The above-mentioned Scheme of the 18th July 1876 (herein-after called the principal Scheme) is varied to the extent requisite to give effect to the provisions herein-after contained.

Variation of
Scheme of 18th
July 1876.

2. The following words are added to Clause 17 of the principal Scheme:—

The Trustees may set apart and let in allotments in the manner prescribed by and subject to the provisions of the Allotments Extension Act, 1882, any portions of the land belonging to the Charities other than buildings and the appurtenances of buildings.

Allotments Extension
Act, 1882.

3. The following Clause is substituted for the provisions in Clause 19 of the principal Scheme relating to the expenditure and application of one-third part of the clear yearly income of the Charities for purposes of education and advancement in life:—

One third of the clear yearly income of the Charities after the payment thereof of all necessary and proper outgoings and expenses of management shall be expended and applied by the said Trustees for the benefit of (so far as practicable) deserving and necessitous persons bona fide resident in the Parish of Wells-next-the-Sea, in such manner and subject to such reasonable regulations as the Trustees may from time to time prescribe, in one or more of the following ways:—

Application of
income.

(1.) In granting Prizes or Rewards not exceeding in value 1*l.* in any one case to children resident as aforesaid, who are and have, for not less than two years been Scholars in some Public Elementary School or Schools,—and who have received from the Managers of the School or Schools such a certificate or certificates in writing of their good conduct, regularity in attendance, and progress in learning, as may be satisfactory to the Trustees. Provided that not more than 20*l.* shall be expended in this way in any one year.

Prizes for children
attending Public
Elementary
Schools.

(2.) In the award of Payments, at the rate of not more than 6*l.* a year each, for the benefit of children qualified as aforesaid, who in every case have attended school for not less than five years, and have reached the standard for total exemption from school attendance fixed by the byelaws in force for the time being in the School District in which such children are respectively resident. Every payment so awarded shall be made only so long as the child continues to attend a Public Elementary School, and to satisfy the Trustees as to his or her continued good conduct, regularity in attendance and progress in learning.

Payments to
encourage
continuance at
School.

(3.) In the maintenance of Exhibitions, each of a yearly value not exceeding 15*l.*, tenable at any institution of education higher than elementary, or of technical, professional, or industrial

Exhibitions for
higher Education.

instruction approved by the Trustees, and to be awarded to children qualified as aforesaid, who in every case have attended School for not less than six years, and have been advanced to a standard higher than the standard for total exemption from school attendance fixed as aforesaid.

Period.

Each Exhibition shall be awarded for such period not being more than two years from the date of the award, as the Trustees think fit; but such period may, whenever the Trustees think fit, be from time to time extended, provided that no Exhibition shall in any event be tenable for a period exceeding four years.

Conditions.

The Exhibitions shall be awarded and held under such regulations and conditions, and on the result of such examination as the Trustees think fit. Every Exhibition shall be given as the reward of merit, and shall, except as herein provided, be freely and openly competed for and shall be tenable only for the purposes of education. Any Exhibition for which there is no candidate, qualified for the same as aforesaid, who on examination is adjudged worthy to take it, shall for that turn not be awarded.

Deprivation.

If the holder of an Exhibition is, in the judgment of the Trustees, guilty of serious misconduct or idleness, or fails to maintain a reasonable standard of proficiency, or wilfully ceases to pursue his or her education, the Trustees may deprive him or her of the Exhibition, and for this purpose may act on the report of the proper authorities of the institution at which the Exhibition is held, or on such other evidence as the Trustees think sufficient, and for this purpose the decision of the Trustees shall be final in each case.

Mode of application.

The Trustees shall, at their discretion, apply every sum awarded under the foregoing provisions (1), (2), and (3) in or towards paying the tuition fees (if any) of the child, or otherwise for his or her maintenance or benefit, or they shall deposit the same in a Savings Bank, or otherwise accumulate the same for his or her benefit.

Evening Classes or Lectures.

(4) In or towards the maintenance of Evening Classes or Lectures in the Parish of Wells-next-the-Sea.

Fees of children attending classes.

(5) In or towards paying the fees of children resident as aforesaid attending such Classes or Lectures, or any Evening Continuation School.

Augmenting County Council Scholarship.

(6) In augmenting the value of any Scholarship or Exhibition awarded by the Norfolk County Council or other Local Authority, and held at any institution of higher, technical, professional, or industrial education by children resident as aforesaid.

Variation of payments.

4. The amount and conditions of any payment prescribed by this Scheme may be varied from time to time by the Trustees, with the sanction of the Charity Commissioners.

5. The appropriation of the benefits of the Charities shall be made by the Trustees from time to time at meetings of their body, and not separately by any individual Trustee or Trustees. Appropriation of benefits.

6. No Trustee shall take or hold any interest in any property belonging to the Charities otherwise than as a Trustee for the purposes thereof, and no Trustee shall receive any remuneration, or be interested in the supply of work or goods, at the cost of the Charities. Trustees not to be personally interested in the Charities.

7. The funds or income of the Charities shall not in any case be applied directly or indirectly in aid of any rates for the relief of the poor or other purposes in the Parish. Charities not to relieve rates.

8. Any question as to the construction of this Scheme, or as to the regularity or the validity of any acts done or about to be done under this Scheme, shall be determined conclusively by the Charity Commissioners, upon such application made to them for the purpose, as they think sufficient. Questions under Scheme.

Sealed by Order of the Board this 17th day of
May 1898.

L.S.