



# Saint James and Saint Paul, Plumstead Act 1968

## CHAPTER xxi

### ARRANGEMENT OF SECTIONS

#### Section

1. Short title.
2. Interpretation.
3. Vesting of scheduled lands.
4. Disposal of scheduled lands and application of proceeds.
5. Application of proceeds.
6. Discharge of trusts and saving for private rights.
7. Power to use scheduled lands for other purposes.
8. Saving for town and country planning.
9. Costs of Act.

SCHEDULE.—Description of lands referred to in this Act:

Part I—Site of the church of Saint James, Plumstead,  
and land adjoining.

Part II—Site of the church of Saint Paul, Plumstead,  
and land adjoining.

**ELIZABETH II**



**1968 CHAPTER xxi**

An Act to provide for the disposal of the churches of Saint James, Plumstead and Saint Paul, Plumstead; the use for other purposes of the sites of the said churches and adjacent lands; and for purposes incidental thereto. [3rd July 1968]

WHEREAS the area known as Plumstead in the London borough of Greenwich now includes the contiguous parishes of Saint James with Saint John the Baptist, Plumstead and Saint Paul, Plumstead, which were formed during the nineteenth century out of the ancient parish of Saint Nicholas, Plumstead:

And whereas the united parish of Saint James with Saint John the Baptist, Plumstead was constituted by scheme under the Organisation Areas Measure, 1944, confirmed by Order of the Church Commissioners for England dated the 27th November, 1944 No. 1, 1944, and the church of Saint James, Plumstead is the parish church of the united parish and the church of Saint John the Baptist, Plumstead is appropriated for certain parochial purposes within the united parish:

And whereas the church of Saint Paul, Plumstead is the parish church of the parish of Saint Paul, Plumstead but the church is no longer used for public worship and the benefice of that parish is vacant:

And whereas the church of Saint James, Plumstead and land adjacent thereto (together comprising the land described in Part I of the schedule to this Act) are vested in fee simple in the incumbent for the time being of the benefice of Saint James with Saint John the Baptist, Plumstead, the present incumbent being the Reverend Roger Brumby Jackson, who is also the priest in charge of the benefice of Saint Paul, Plumstead:

And whereas since the benefice of Saint Paul, Plumstead is vacant the freehold of the church of Saint Paul, Plumstead and adjacent land (together comprising the land described in Part II of the schedule to this Act) is in abeyance:

1924 No. 2.  
1949 No. 3.

And whereas it is proposed that, by schemes under the Union of Benefices Measure, 1923, and the Pastoral Reorganisation Measure, 1949, the benefices and parishes of Saint James with Saint John the Baptist, Plumstead and Saint Paul, Plumstead, should be permanently united together and form a new benefice and parish:

And whereas it is intended that such schemes should provide for the church of Saint John the Baptist, Plumstead to become the parish church of the said united parish into which the parish of Saint James with Saint John the Baptist, Plumstead is proposed to be merged:

And whereas it is expedient that the freeholds of the lands described in Parts I and II of the schedule to this Act should be vested in the Rochester and Southwark Diocesan Church Trust (hereafter called "the trust") and that such provisions as are contained in this Act with respect to the sale, leasing, use and disposal of the said lands should be enacted:

And whereas no part of the said lands described in Parts I and II of the said schedule has been used for the interment of human remains:

And whereas it is expedient that the other provisions contained in this Act should be enacted:

And whereas the Right Reverend Father in God, Mervyn Williams, by divine permission Lord Bishop of Southwark, has consented to the provisions of this Act:

And whereas the objects of this Act cannot be effected without the authority of Parliament:



May it therefore please Your Majesty that it may be enacted, be it enacted, by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

This Act may be cited as the Saint James and Saint Paul, Short title, Plumstead Act 1968.

(1) In this Act, unless there be something in the subject or Interpretation. Next repugnant to such construction—

“the bishop” means the bishop of Southwark for the time being and during a vacancy in the see of Southwark includes the guardian of the spiritualities thereof;

“the diocese” means the diocese of Southwark;

“the scheduled lands” means the lands described in the schedule to this Act;

“the specified date” has the meaning assigned thereto by subsection (2) of section 3 (Vesting of scheduled lands) of this Act;

“the trust” means the Rochester and Southwark Diocesan Church Trust.

2. Any reference in this Act to any enactment shall be construed as a reference to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment, including this Act.

(1) (a) The scheduled lands shall on the specified date vest in the trust for an estate in fee simple subject to the provisions of section 3 of this Act but otherwise in like manner as if that land had been required by the parochial church council with the consent of the diocesan authority pursuant to section 6 of the Parochial Church Councils (Powers) Measure, 1956; and the provisions of section 3 of the Measure, 1956 No. 3. shall (subject as aforesaid) apply accordingly.

In this subsection “parochial church council” means the parochial church council of the parish into which the existing parishes of Saint James with Saint John the Baptist, Plumstead and Saint Paul, Plumstead are permanently united together in the manner referred to in subsection (2) of this section.

(2) In this Act “the specified date” means such date as may be appointed in writing for the purposes of this Act by the bishop, but he shall not appoint a date which is earlier than the date upon which the benefices and parishes of Saint James with Saint John

1924 No. 2.  
1949 No. 3.

Disposal of  
scheduled  
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application of  
proceeds.

Application of  
proceeds.

the Baptist, Plumstead and Saint Paul, Plumstead are permanently united together by scheme; and for the purposes of this section "scheme" means a scheme or schemes under the Union of Benefices Measure, 1923, or the Pastoral Reorganisation Measure, 1949, confirmed by order in council, or under any other measure for the time being in force conferring power to make schemes in relation to the union of benefices and parishes.

4. On and after the specified date the trust may sell, lease or otherwise dispose of the scheduled lands, or any part thereof, such price or consideration, in such manner, and upon and subject to such terms and provisions, as the trust may think fit, and the bishop may approve:

Provided that before exercising the powers conferred by this section in relation to the church of Saint James, Plumstead or the church of Saint Paul, Plumstead the trust shall arrange for the removal of all memorial stones or plaques therein or thereon, respectively, which shall be preserved and dealt with in such manner as the incumbent of any united parish into which the parish of Saint James with Saint John the Baptist, Plumstead and the parish of Saint Paul, Plumstead are merged, and the parsonage church council of that united parish, with the approval of the bishop, may direct.

5. All moneys received by the trust under the last foregoing section shall be applied by them—

- (a) in or towards the cost of preparing, applying for, obtaining and passing of this Act or otherwise in relation thereto incurred by the trust under section 9 (9 of Act) of this Act;
- (b) as to twenty thousand pounds thereof, or such greater sum (not exceeding twenty-five thousand pounds) may represent 40 per cent. of the total of the other moneys so received by the trust under the last foregoing section, in establishing a fund to be held upon trust to apply the same as to both capital and income in or towards the restoration of the church of Saint John the Baptist, Plumstead, or the improvement or repair of that church or the church hall adjacent thereto, or the parsonage house of the benefice in which that church is for the time being situate, or in or towards such ecclesiastical purposes within the united parish into which the parish of Saint James with Saint John the Baptist, Plumstead is merged, as may be charitable and as the bishop, at the request of the incumbent of the benefice of that parish, may approve;

any balance of such moneys shall be applied by the trust to ecclesiastical purposes within the diocese as may be charitable as the bishop may approve.

As from the specified date (which date shall be recorded in register of the united parish into which the parish of Saint with Saint John the Baptist, Plumstead is merged) the scheduled lands shall be freed and discharged from all trusts, obligations, disabilities and restrictions whatsoever (including effects of consecration) which immediately before the specified date attached thereto under ecclesiastical law or otherwise, and all other trusts, uses, obligations, disabilities and restrictions whatsoever which attached thereto immediately before the specified date by reason of the said land or any part thereof having formed the site of a church or the enclosure of a church:

Discharge of trusts and saving for private rights.

Provided that nothing in this Act shall operate to affect pre- judicially any private right or easement over the said land or any part thereof which attached thereto immediately before the passing of this Act.

Notwithstanding anything contained in any enactment, but subject to the provisions of this Act, it shall be lawful at any time after the specified date to use, deal with or dispose of the scheduled lands or any part thereof, for any purpose in like manner as if that part thereof had ever been or formed the site of a church or the enclosure of a church.

Power to use scheduled lands for other purposes.

The provisions of the Town and Country Planning Act, 1962, and any restrictions or powers thereby imposed or conferred in relation to land, shall apply and may be exercised in relation to any land notwithstanding that the development thereof is or may be authorised or regulated by or under this Act.

Saving for town and country planning. 1962 c. 38.

All the costs, charges and expenses preliminary to and incidental to the preparing, applying for, obtaining and carrying out of this Act or otherwise in relation thereto shall be paid out of the trust.

Costs of Act.



## SCHEDULE

Section 2.

DESCRIPTION OF LANDS REFERRED TO IN THIS ACT

## PART I

SITE OF THE CHURCH OF SAINT JAMES, PLUMSTEAD,  
AND LAND ADJOINING

All that piece of land in the London borough of Greenwich containing 20,350 square feet or thereabouts and now forming the sites of existing church of Saint James and the church hall and land appurtenant thereto, comprising a corner site fronted on the west side by Burrage Road and on the north side by St. James's Villas (formerly known as Church Terrace), and bounded by a line commencing on the Burrage Road side immediately adjoining No. 193 Burrage Road and extending in a northerly direction for a distance of 100 feet or thereabouts, then proceeding in an easterly direction for a distance of 203 feet or thereabouts along St. James's Villas, and thence proceeding in a southerly direction for a distance of 101 feet or thereabouts, and thence proceeding in a westerly direction for a distance of 201 feet or thereabouts to the point of commencement, together with the existing church and existing church hall thereon or on some part thereof.

## PART II

SITE OF THE CHURCH OF SAINT PAUL, PLUMSTEAD,  
AND LAND ADJOINING

All that piece of land in the London borough of Greenwich containing 11,450 square feet or thereabouts and now forming sites of the existing church of Saint Paul and the church hall and land appurtenant thereto, comprising a site fronted on the north side by Hector Street and by No. 27 Hector Street, and bounded by a line commencing on the Hector Street side immediately adjoining No. 27 Hector Street and extending in an easterly direction for a distance of 126 feet or thereabouts, thence proceeding in a southerly direction for a distance of 89 feet or thereabouts, and thence proceeding in a westerly direction for a distance of 130 feet or thereabouts, and thence proceeding in a northerly direction for a distance of 90 feet or thereabouts to the point of commencement, together with the existing church and the existing church hall thereon or on some part thereof.

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