

**CHAPTER liii.**

An Act to confirm a Scheme of the Charity Commissioners for the application or management of certain Charities in the Parishes of Stony Stratford East and Stony Stratford West constituting and known as the Town of Stony Stratford in the County of Buckingham. A.D. 1916.

[18th December 1916.]

WHEREAS the Charity Commissioners in their report to His Majesty of their proceedings during the year one thousand nine hundred and thirteen reported that they had approved and certified a scheme for the application or management of the following charities in the parishes of Stony Stratford East and Stony Stratford West constituting and known as the town of Stony Stratford in the county of Buckingham:—

(1) The charity called or known as the Street Charity comprised or partly comprised in an Act of Parliament 41 George III. cap. cxxx. as amended by an Act of Parliament 4 William IV. cap. lxxxiii.; and

(2) The charity called or known as the Town Close Charity:

And whereas it is expedient that the scheme as the same is fully set out and defined in the schedule to this Act should be confirmed:

Be it therefore enacted by the King'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:—

1. The said scheme is hereby confirmed Confirmation of scheme. Provided always that nothing in this Act or in the said scheme shall be held to interfere with the ordinary jurisdiction over endowed charities now exerciseable or hereafter to become exerciseable by the High Court of Justice and the Charity Commissioners.

2. This Act may be cited as the Stony Stratford Charities Short title. Scheme Confirmation Act 1916.

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SCHEDULE.

Scheme for the application or management of the following Charities in the Parishes of Stony Stratford East and Stony Stratford West constituting and known as the Town of Stony Stratford in the County of Buckingham:—

1. *The Charity called or known as the Street Charity;*
2. *The Charity called or known as the Town Close Charity.*

1. *Administration by Parish Council.*—From and after the date of this scheme the above-mentioned charities and the endowments thereof specified in the schedule hereto shall be administered and managed by the parish council of Stony Stratford as the Trustees of the charities subject to and in conformity with the provisions of this scheme.

2. *Repeal.*—The above-mentioned Act of Parliament 41 Geo. III. cap. cxxx. is repealed.

3. *Vesting.*—All the estate interest rights and powers belonging to the charities in or over or in respect of the properties specified in the said schedule are hereby vested in the said Trustees in trust for the charities.

4. *As to Market Square Silver Street and Horse Fair Green.*—The Trustees shall exercise the same rights and powers of management and control over and in respect of the properties known as the Market Square Silver Street and Horse Fair Green as far as practicable as were exercised by the body known as the Stony Stratford Street Commissioners immediately before the date of this scheme and shall be responsible and liable for the repair of the said properties (save and except the roads footways and passages thereof) in the same manner and to the same extent (but not further or otherwise) as the said street commissioners have heretofore been responsible and liable.

5. *Appropriation of Town Close.*—The property numbered 5 in the said schedule shall be appropriated by the Trustees as a recreation ground for the benefit of the inhabitants of the parishes of Stony Stratford East and Stony Stratford West and the neighbourhood thereof provided that the portion of the said property which adjoins the River Ouse may be utilised by the Trustees for the purpose of affording accommodation to bathers.

6. *Allotments Extension Act 1882.*—Subject as aforesaid 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 portion of the lands of the charities other than buildings and the appurtenances of buildings.

7. *Management and Letting of Property.*—Subject as aforesaid all the property of the charities not required to be retained or occupied for the purposes thereof shall be let and otherwise managed by the Trustees. In every case public notice of the intention to let any land or other property shall be given by the Trustees in such manner as they consider most effectual for ensuring full publicity. The Trustees shall not create any tendency in reversion after more than three years of any existing term or for more than twenty-one years certain or for less than the approved annual value at rackrent without the sanction of the Charity Commissioners or a competent court.

8. *Leases.*—The Trustees shall provide that on the grant by them of any lease the lessee shall execute a counterpart thereof and every lease shall contain covenants on the part of the lessee for the payment of rent and the proper cultivation of the land and all other usual and proper covenants applicable to the property comprised therein and a proviso for re-entry on non-payment of the rent or non-performance of the covenants.

9. *Repair and Insurance.*—The Trustees shall keep in repair and insure against fire all the buildings of the charities not required to be kept in repair and insured by the lessees or tenants thereof.

10. *Expenses of Management.*—The Trustees shall first defray—

- (1) The cost of repairs and insurance and all other charges and outgoings payable in respect of the properties of the Street Charity and the Town Close Charity out of the income of those charities respectively :
- (2) All the proper costs charges and expenses of and incidental to the joint administration and management of both the charities out of the income thereof so far as may be rateably.

11. *Application of Income.*—Subject to the payments aforesaid the Trustees shall apply the yearly income of the charities in the manner and to the objects herein-after prescribed.

12. *As to Income of Street Charity.*—The Trustees shall apply the clear yearly income of the Street Charity in one or both of the following ways and in the following order of priority :—

- (1) *Lighting.*—In or towards defraying the cost of lighting the streets lanes and other public passages and places in the parishes of Stony Stratford East and Stony Stratford West :

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—

(2) *Other Public Purposes.*—For any other public purpose or purposes for the benefit of the inhabitants of the said parishes which the Trustees may think expedient.

13. *As to Income of Town Close Charity.*—The Trustees shall apply the clear yearly income of the Town Close Charity in or towards the maintenance and improvement of the said recreation ground and the improvement of the said accommodation for bathers.

14. *Investment of Cash.*—All sums of cash now or at any time belonging to the charities and not needed for immediate working purposes shall (unless otherwise ordered) as soon as possible be invested under the authority of a further order of the Charity Commissioners in the name of "The Official Trustees of Charitable Funds."

15. *Minutes and Accounts.*—A minute book and books of account shall be provided and kept by the Trustees. All proper accounts in relation to the charities shall in each year be made out and certified in such manner as the Charity Commissioners require and copies thereof shall be transmitted to the said Commissioners and published in conformity with the provisions of the Charitable Trusts Acts.

16. *General Power to make Regulations.*—Within the limits prescribed by this scheme the Trustees shall have full power from time to time to make regulations for the management of the charities and for the conduct of their business including the summoning of meetings the deposit of money at a proper bank the custody of documents and the appointment as clerk during their pleasure of one of themselves (without salary) or of some other fit person.

17. *Alteration of Scheme.*—The Charity Commissioners may from time to time in the exercise of their ordinary jurisdiction establish schemes for the alteration of any of the provisions of this scheme as if those provisions had been made by the founder in the case of a charity having a founder.

18. *Questions under Scheme.*—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.

19. *Date of Scheme.*—The date of this scheme shall be the date of the Act of Parliament confirming the same.

SCHEDULE OF PROPERTY.

A.D. 1916.

Description.	Extent.			Gross Yearly Income.		
	A.	R.	P.	£	s.	d.
<i>The Street Charity.</i>						
1. Such of the lamps lamp irons and posts lighting apparatus and appliances in or about the streets lanes public passages and places in the parishes of Stony Stratford East and Stony Stratford West as at the date of the foregoing scheme are vested in or are under the management or control of the body known as the Stony Stratford Street Commissioners.	—			—		
2. Manorial rights (including the receipt of certain tolls) in respect of the Market Square and Silver Street in the said parishes and the Horse Fair Green in the parish of Calverton.	—			24 8 9 (in 1912)		
3. The site of a cottage which formerly stood in the Market Square aforesaid but has been pulled down.	—			—		
4. The Manor Farm at Loughton in the county of Buckingham subject to a mortgage for securing 1,400 <i>l.</i> and interest.	140	2	2	200	0	0
<i>The Town Close Charity.</i>						
5. Land known as the Town Close at Stony Stratford used as a recreation ground and bathing place.	1	2	34	6	0	0

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