



CHAPTER v.

An Act to confirm a Scheme of the Charity Commissioners for the application or management of the Charity called Sutton's Hospital in Charterhouse in the county of London. [24th March 1948.]

WHEREAS the Charity Commissioners in their Report to His Majesty of their proceedings during the year one thousand nine hundred and forty-six reported that they had approved and certified a Scheme for the application or management of the Charity called Sutton's Hospital in Charterhouse in the county of London regulated by a Scheme of the Charity Commissioners of the 5th March 1929 as varied by Schemes of the said Commissioners of the 29th August 1939 and the 4th September 1942 :

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 Provided always Confirmation that nothing in this Act or in the said Scheme shall be held to of Scheme. 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 Sutton's Hospital in Charterhouse Charity Scheme Confirmation Act 1948.

SCHEDULE.

SUTTON'S HOSPITAL IN CHARTERHOUSE.

Scheme for the application or management of the Charity called Sutton's Hospital in Charterhouse in the County of London regulated by a Scheme of the Charity Commissioners of the 5th March 1929 as varied by Schemes of the said Commissioners of the 29th August 1939 and the 4th September 1942.

1. In this Scheme unless the context otherwise requires the following expressions shall have the following meanings:—

The expression "the Charity" shall mean the above-mentioned Charity originally incorporated under the name of the Hospital of King James founded in Charterhouse within the County of Middlesex at the humble petition and only costs and charges of Thomas Sutton Esquire by Letters Patent granted on the 22nd June 9 Jac. I. as confirmed by an Act of Parliament of 3 Car. I. and comprised in the said Act and Act of Parliament of 8 Geo. I. c. xxix and section 29 of the Public Schools Act 1868 (exclusive of the educational endowment called the Charterhouse School being the part of the original foundation determined by an Order of the Charity Commissioners of the 14th November 1905 to be held for solely educational purposes) which Charity (exclusive as aforesaid) is now commonly called Sutton's Hospital in Charterhouse;

The expression "the Governors" shall mean the body corporate called the Governors of Sutton's Hospital in Charterhouse.

2. Notwithstanding the provisions relating to a Preacher contained in the above-mentioned Letters Patent in the above-mentioned Act of Parliament of 3 Car. I. and in the above-mentioned Schemes of the Charity Commissioners the establishment of the Hospital of the Charity shall cease to include a Preacher.

3. The Master of the said Hospital shall cease to be required to assist in the performance of Divine Service in the Chapel of the said Hospital by preaching and otherwise but in addition to acting subject to the superior authority and control of the Governors in the supervision of the Charity and its estates and property and the officers and establishment he shall also perform the duties heretofore prescribed for the Preacher of the Hospital, that is to say he shall preach and teach the word of God to the Poor Brothers and officers and servants of the establishment he shall perform the duties of a Chaplain and he shall perform Divine Service in the Chapel of the said Hospital under the direction of the Governors whenever they may think fit to give such direction and shall under the like direction have the spiritual charge of the Poor Brothers and officers and servants of the establishment.

4. The Governors may pay to the Master a yearly sum not exceeding £50 out of the income of the Charity for the purpose of providing an efficient and proper person to perform during the absence of the Master from the Hospital for any proper cause the said duties heretofore prescribed for the Preacher of the Hospital.

5. The Charity Commissioners in the exercise of their ordinary jurisdiction may establish Schemes from time to time 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.

6. 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.

Sealed by Order of the Board this 20th day of December 1946.

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Sutton's Hospital in Charterhouse. II & 12 GEO. 6.
Charity Scheme Confirmation Act, 1948.

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