

Changes to legislation: There are currently no known outstanding effects for the Chevening Estate Act 1959, IV. Trusts of the Chevening Estate and of the Contents. (See end of Document for details)

SCHEDULE

THE TRUST INSTRUMENT

IV. TRUSTS OF THE CHEVENING ESTATE AND OF THE CONTENTS

- 4 [F1The Board shall stand possessed of the Chevening Estate and of the Contents upon the trusts in this and the next five following Clauses set forth]that is to say:—
- (i) F2
 - (ii) Upon trust to permit the Nominated Person to occupy use and enjoy the same as a furnished country residence and estate for such period or periods continuous or discontinuous as the Nominated Person may in his absolute discretion think fit

Textual Amendments

- F1 Words substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\), s. 3\(1\), Sch. 2 para. 1\(3\)](#)
F2 Clause 4(i) repealed by [Chevening Estate Act 1987 \(c. 20, SIF 57\), s. 3\(1\), Sch. 2 para. 6\(c\)](#)

- 5 If at any time [F3after the death of the Settlor]either (a) there shall have been no Nominated Person during a continuous period of six years (such period beginning at a date [F3after the death of the Settlor]) or (b) during any continuous period of six years (such period beginning as aforesaid) no Nominated Person shall have occupied Chevening House or (c) the Prime Minister and the Leader of the Opposition notify the [F4Board]in writing that they desire to determine the trusts declared by Clause 4 (ii) hereof then and in any such event the trusts and provisions of Clause 4 (ii) hereof shall absolutely determine [F5(but without prejudice to Clauses 5A and 6A hereof)]and the Chevening Estate and the Contents shall be held upon trust to permit the Canadian High Commissioner to occupy use and enjoy the same as a furnished country residence and estate for such period or periods continuous or discontinuous as he may think fit.

Textual Amendments

- F3 Words substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\), s. 3\(1\), Sch. 2 para. 6\(2\)\(a\)](#)
F4 Word substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\), s. 3\(1\), Sch. 2 para. 1\(1\)](#)
F5 Words inserted by [Chevening Estate Act 1987 \(c. 20, SIF 57\), s. 3\(1\), Sch. 2 para. 2\(1\)](#)

- F65A If at any time after the Canadian High Commissioner has become entitled to occupy use and enjoy the Chevening Estate under the provisions of Clause 5 hereof either (a) during any continuous period of twelve calendar months (such period beginning at a date after the Canadian High Commissioner has become entitled as aforesaid) no Canadian High Commissioner shall have occupied Chevening House or (b) the Canadian High Commissioner notifies the [F7Board]in writing that the Government of Canada desires to determine the trusts herein declared in favour of the Canadian High Commissioner then and in any such event the trusts declared by Clause 5 hereof in favour of the Canadian High Commissioner shall absolutely determine and the Chevening Estate and the Contents shall be held upon trust to permit the [F8Nominated Person]to occupy use and enjoy the same as a furnished country

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residence and estate for such period or periods continuous or discontinuous as the [F8Nominated Person]may think fit

Textual Amendments

- F6** Clause 6 is re-numbered as clause 5A by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 2(2)**
- F7** Word substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 1(1)**
- F8** Words substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 2(2)**

- [F96 If at any time after the Nominated Person has become entitled to occupy use and enjoy the Chevening Estate under the provisions of Clause 5A hereof either—
- (a) there shall have been no Nominated Person during a continuous period of six years (such period beginning at a date after the determination of the trusts declared by Clause 5 hereof) or
 - (b) during any continuous period of six years (such period beginning as aforesaid) no Nominated Person shall have occupied Chevening House or
 - (c) the Prime Minister and the Leader of the Opposition notify the Board in writing that they desire to determine the trusts declared by Clause 5A hereof
- then and in any such event the trusts and provisions of Clause 5A hereof shall absolutely determine (but without prejudice to Clause 6A hereof) and the Chevening Estate and the Contents shall be held upon trust to permit the United States Ambassador to occupy use and enjoy the same as a furnished country residence and estate for such period or periods continuous or discontinuous as the United States Ambassador may think fit.]

Textual Amendments

- F9** Clause 6 inserted by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 2(3)**

- [F106A.. If at any time after the United States Ambassador has become entitled to occupy use and enjoy the Chevening Estate under the provisions of Clause 6 hereof either
- (a) during a continuous period of twelve calendar months (such period beginning at a date after the United States Ambassador has become entitled as aforesaid) no United States Ambassador has occupied Chevening House or
 - (b) the United States Ambassador notifies the [F11Board]in writing that the Government of the United States of America desires to determine the trusts herein declared in favour of the United States Ambassador then and in any such event the trusts declared by Clause 6 hereof in favour of the United States Ambassador shall absolutely determine and the Chevening Estate and the Contents [F12shall be held upon trust to permit the Nominated Person to occupy use and enjoy the same as a furnished country residence and estate for such period or periods continuous or discontinuous as the Nominated Person may think fit.]

Textual Amendments

- F10** Clause 7 is re-numbered as clause 6A by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 2(4)**
- F11** Word substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 1(1)**
- F12** Words substituted by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), **Sch. 2 para. 2(4)**

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- [^{F137} If at any time after the Nominated Person has become entitled to occupy use and enjoy the Chevening Estate under the provisions of Clause 6A hereof either—
- (a) there shall have been no Nominated Person during a continuous period of six years (such period beginning at a date after the determination of the trusts declared by Clause 6 hereof) or
 - (b) during any continuous period of six years (such period beginning as aforesaid) no Nominated Person shall have occupied Chevening House or
 - (c) the Prime Minister and the Leader of the Opposition notify the Board in writing that they desire to determine the trusts declared by Clause 6A hereof
- then and in any such event the trusts and provisions of Clause 6A hereof shall absolutely determine and the Chevening Estate and the Contents and the Chevening Trust Fund shall be held upon trust for the National Trust absolutely.]

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Textual Amendments

F13 Clause 7 inserted by [Chevening Estate Act 1987 \(c. 20, SIF 57\)](#), s. 3(1), [Sch. 2 para. 2\(5\)](#)

- 8 The net rents and profits of the Chevening Estate shall (notwithstanding anything hereinbefore contained) be deemed to form part of the income of the Chevening Trust Fund and shall be held upon trust accordingly

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