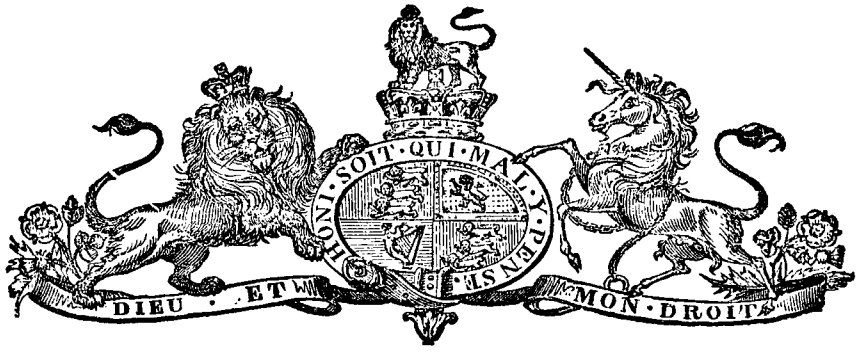


ANNO VICESIMO PRIMO & VICESIMO SECUNDO

VICTORIÆ REGINÆ.

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CAP. XXXI.

An Act for confirming a Scheme of the Charity Commissioners for certain Charities in the Parishes of *Saint Nicholas* and *Saint Leonard* in the City of *Bristol*. [28th *June* 1858.]

5th Report, dated 26th Feb. 1858, approving Schemes for certain Charities in St. Nicholas and St. Leonard, Bristol.

WHEREAS the Charity Commissioners for *England* and *Wales*, in their Report to Her Majesty of their Proceedings during the Year One thousand eight hundred and fifty-seven, have reported that they have provisionally approved and certified (among other Schemes for the Application and Management of Charities) a Scheme for certain Charities in the Parishes of *Saint Nicholas* and *Saint Leonard* in the City of *Bristol*, and such Scheme is set out in the Appendix to their said Report, and is also set out in the Schedule to this Act: And whereas it is expedient that the said Scheme should be confirmed: 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:

Scheme confirmed.

I. The said Scheme shall be confirmed and take effect.

SCHEDULE.

SCHEME

For the ADMINISTRATION and MANAGEMENT of the several CHARITIES in the Parishes of SAINT NICHOLAS and SAINT LEONARD, in the City of Bristol, herein-after mentioned or referred to.

1. The almshouse in the parish of Saint Nicholas, Bristol, founded in or about the year 1652, now under the management of the vestry of the said parish, and its site shall be legally vested in fee simple in the vicar and churchwardens of the same parish, and their successors, as a corporation for this purpose, upon trust that the same may be perpetually used and occupied by fifteen poor aged women of the said parish who shall possess the qualifications, and shall be admitted thereto, as herein-after provided. And the said almshouse and its inmates shall be under the management and direction of a governing body, to be called the Almshouse Committee, to consist of the said vicar and churchwardens and eight other persons to be appointed from time to time as may be necessary for constituting or keeping up their number by the vestry of the said parish, and to be removable in like manner.

2. The inmates shall be appointed by such Committee, and shall be respectable poor women of irreproachable character of not less than fifty years of age, who shall have been resident in the said parish for not less than five years immediately preceding their admission, and shall not have been in the receipt of parochial relief during any part of the last of such years; and that as between applicants whose claims or merits shall be considered by the Committee to be in other respects equal, a preference shall be given to persons in decayed circumstances or condition reduced by unavoidable misfortune or calamity.

3. The vestry of the said parish, or the trustees or others having the disposal of the income arising from the several charitable endowments mentioned in the first schedule hereto heretofore distributable in pecuniary doles or bread or other articles in kind among the poor of the said parish, and of the proportion which is equal to 84*l.* 10*s.* 1*d.* out of every 100*l.* heretofore applicable in like manner of the net rents and profits arising from the property called the Forlorn Hope estate, in the present parish of Saint Paul, Bristol, shall from time to time pay out of such income of each kind, to or for the disposal of the said Almshouse Committee, the clear yearly sum of 200*l.*, or such less yearly sum as shall be equal to one-third part of the net amount of such income, to be applied by the said Committee to the repair and maintenance, and, if occasion shall be, to the improvement or extension of the said almshouse, and to the support and benefit of the inmates thereof appointed under this scheme. And the said Committee shall have a discretionary power to apply any proportions of the monies applicable to the support and benefit of the said inmates in providing for them fuel, clothing, food, attendance in sickness or infirmity, medical aid, or other necessaries, and in direct pecuniary allowances to them, or in any of the said modes, as the said Committee shall think fit. The said Committee shall also have power to make any such payments or allowances which, under the circumstances of the case, they may consider expedient, to any persons who shall be inmates of the said almshouse when this scheme shall come into operation, and to permit also

such

such persons to remain therein for such respective periods as in the judgment of the said Committee shall be convenient.

All payments directed to be made to or for the disposal of the said Committee may be made to such treasurer, bankers, or other persons as shall from time to time be appointed by them for the purpose of receiving the same.

4. Suitable regulations shall be established by the said Committee, with the approval of the Board of Charity Commissioners for England and Wales, for the direction of their own proceedings, and for the administration, management, and government of the said almshouse, and its endowments, and the inmates thereof, in conformity to this scheme, and such regulations may from time to time be added to or varied by the Committee for the time being, with the like approval.

5. All the residue of the net income arising from the several charitable endowments enumerated in the first schedule hereto, and of the before-mentioned proportion of the net rents and profits of the Forlorn Hope estate, and the net dividends also arising from the several stocks mentioned in the second schedule hereto, with the exception of 200*l.*, part of the therein mentioned sum of 798*l.* 10*s.* 6*d.* 3*l.* per cent. consolidated annuities, the gift of Richard Aldridge, all which said dividends have been also hitherto distributable in pecuniary doles, or bread, or other articles in kind among the poor of the said parish, and also so much of the dividends of the said excepted sum of 200*l.* stock as is now eventually applicable to the like purposes; and also all the dividends arising from a sum of 466*l.* 2*s.* 9*d.* 3*l.* per cent. consolidated bank annuities, constituting a fund called the Almshouse School Fund, standing in the names of Peter Maze the younger, William Henry Terrell, John Smith, and William Hassell, Esquires, and being the investment of contributions formerly made for the support of a parochial school in the said almshouse, or in a building attached thereto, for the benefit of the poor of the said parish of Saint Nicholas, but which school has been discontinued; and, lastly, an annuity of 41*l.*, created by the will of William Pennoyre, dated in the year 1670, and distributable, as to the sum of 5*l.*, in pecuniary doles among the poor of the parish of St. Leonard, Bristol, and as to the residue to educational purposes for the benefit of the same poor, shall altogether constitute a fund, to be called, for the purposes of this scheme, "The Saint Nicholas and Saint Leonard Parochial School Fund," and shall be applicable from time to time in aid or towards the support of the parochial schools recently established, or in a course of construction and establishment by principal inhabitants of the said parishes of Saint Nicholas and Saint Leonard, with the aid of certain public grants, for the joint instruction of the children of the poor of both the same parishes, and for the benefit of the children attending the same schools, as herein-after provided, and shall be paid for such purposes by the respective vestries or trustees of the said several charitable endowments, or other persons liable to pay the same respectively to, or for the disposal, or according to the directions of the School Committee herein-after constituted, or, with the assent of such School Committee, directly to or for the use of the managers of the said parochial schools for the time being, by the hands of their treasurer or other officer authorized to receive the same.

6. The application of the said "Saint Nicholas and Saint Leonard Parochial School Fund" shall belong to or be under the supervision of a Committee, to be

be called "The Saint Nicholas and Saint Leonard School Committee," and to consist of the vicar and churchwardens for the time being of each of the said parishes of Saint Nicholas and Saint Leonard, and twelve other persons, of whom eight shall be appointed, as occasion shall be for constituting or completing their number, by the vestry of the said parish of Saint Nicholas, and shall be removable in like manner, and the remaining four shall be appointed, and shall be also removable in like manner, by the vestry of the said parish of Saint Leonard.

7. Such a proportion of the said school fund as shall be approved by the said School Committee shall from time to time be appropriated under their inspection, and to their satisfaction, to the purpose of providing, so far as the amounts appropriated to this purpose will extend, one or more daily meals, either gratuitously or at a reduced cost, for all the children attending the said schools, or for any such children to whom the distance of their residence from the schools, or the poverty of their parents or next friends, or other circumstances, shall render this provision most beneficial, or to whom this benefit may be assigned by the managers of the schools as a reward of merit, in order particularly to the exemption of such children from the difficulties and loss of time incident to their passing to and from the said schools, and to the promotion of their comfort therein, and the relief of their parents or next friends; and the residue of the said school fund shall be applicable to the general support and purposes of the said schools, either directly by the School Committee, or by means of its transfer by them for that purpose to the managers of the said schools. Provided always, and it shall be part of the terms upon which the said school fund shall be appropriated in manner aforesaid, that reasonable regulations shall be made by the managers of the said schools for exempting children, for whom this exemption shall be claimed in writing by their parents or next friends, dissenting from the Established Church, from receiving compulsorily instruction in the catechism or distinctive doctrines of the Church, and from attending its services.

8. The said School Committee, subject to the approval of the Board of Charity Commissioners for England and Wales, may make and establish, and from time to time extend, revoke, or vary, regulations not inconsistent with this scheme in relation to their proceedings, and to the administration and management of the said parochial school fund, and the discharge of the duties hereby imposed on them.

9. At all meetings of either of the Committees hereby constituted five members thereof shall be sufficient to form a quorum, and a majority of the members present shall be competent to bind by their votes a minority and all absent members, and in case of an equality of votes the chairman shall have a second or casting vote. The vicar of the said parishes, if present, shall be the chairman of every such meeting, and in his absence the chairman shall be elected by the members present.

10. This scheme shall commence and take effect from and after the first day of January next after the establishment thereof by the authority of Parliament, but the trustees or administrators of the several Charities comprised therein shall be at liberty to continue any allowances of money or in kind for a period not exceeding twelve calendar months from that date, or with the consent of the Board of Charity Commissioners for England and Wales, for any longer period

or periods to any then recipients of such allowances to whom, on account of any special circumstances, the said trustees or administrators shall consider it desirable to continue such allowances.

11. If any doubt or question shall arise between the members of either of the said Committees, or among any persons liable to make any payments under this scheme, as to the proper construction or application of any of the provisions thereof or the management of the Charity, application may be made by the said parties respectively, or any of them, to the Board of Charity Commissioners for England and Wales for their opinion and advice thereon, which, when given, shall be binding on all parties; and any provision in this scheme which may require to be explained, or more closely adapted to the circumstances for the time being of the Charity, may be explained and adapted accordingly by an order either of the Court of Chancery or of the said Board, to be made upon the application of either of the said Committees; and any provision in this scheme which shall be found inconvenient or objectionable may be modified accordingly by an order of the Court of Chancery upon the application of either of the said Committees, provided that no such alteration shall be made involving a deviation from the main objects and principles of this scheme.

FIRST SCHEDULE REFERRED TO ABOVE.

Name of Donor or Founder.	Particulars or Nature of Endowment.	Annual Income. £	s.	d.
	Fixed Annual Sums.			
William Tucker -	Annual sum charged partly on real estate, and partly on funds, both under the management of the vestry of the parish of St. Nicholas.	2	0	0
John Brown - -	Same charged on house in Red Cross Street, and due to the stated Charities, in two of every three years.	1	6	8
John Matthews - -	Same charged on real estate under the management of the same vestry.	2	0	0
George Snow - -	Same charged on house in Tucker Street, Bristol -	1	0	0
Elizabeth Tudor -	Same charged on house in Thomas Street, Bristol -	0	10	0
Abraham Birking -	Same on land at Barton Regis - - -	2	0	0
Michael Deyos - -	Same on house on the Back, Bristol - -	2	12	0
	Real Estate yielding Rent Service.			
Alice Webb - -	Houses and garden in Lewin's Mead, Bristol, present rents.	7	10	0
	Carried forward - -	18	18	8

Bristol St. Nicholas and St. Leonard's Charities.

Name of Donor or Founder.	Particulars or Nature of Endowment.	Annual Income.
		£ s. d.
	Brought forward - -	18 18 8
	Principal Monies all in the hands of the Vestry of the Parish of Saint Nicholas, and as Part of their General Stock charged on the Parish or Church Estate.	
	£	
William Pitt - -	- - - - 50 - - - -	2 12 0
Joan Mitchell - -	- - - - 10 - - - -	0 10 0
Charles Reynon - -	- - - - 20 - - - -	1 0 0
John Reed - -	- - - - 20 - - - -	1 0 0
William Evans - -	- - - - 10 - - - -	0 10 0
James Croft - -	- - - - 50 - - - -	2 10 0
William Jackson -	- - - - 50 - - - -	2 10 0
William Bailey - -	- - - - 50 - - - -	2 10 0
John Williams - -	- - - - 10 - - - -	0 10 0
Christopher Wallis -	- - - - 30 - - - -	1 10 0
Joseph Whitechurch -	- - - - 20 - - - -	1 0 0
John Britam - -	- - - - 20 - - - -	1 0 0
Alice James - -	- - - - 20 - - - -	1 0 0
Richard Leversedge -	- - - - 50 - - - -	2 10 0
John Gaskarth - -	- - - - 30 - - - -	1 10 0
John Haythorne -	- - - - 10 - - - -	0 10 0
John Stephens - -	- - - - 20 - - - -	1 0 0
Thomas Hungerford -	- - - - 50 - - - -	2 10 0
Gregory Bush - -	- - - - 50 - - - -	2 0 0
Pane Weston - -	- - - - 20 - - - -	0 16 0
Richard Willett - -	- - - - 24 - - - -	0 19 2
Nathan Drew - -	- - - - 12 - - - -	0 12 0
Thomas Hungerford, jun.	- - - - 50 - - - -	2 10 0
Walter Lougher - -	- - - - 100 - - - -	4 0 0
Mary Potter - -	- - - - 25 - - - -	1 0 0
Mary Packer - -	- - - - 100 - - - -	4 0 0
Thomas Terrett - -	- - - - 10 - - - -	0 10 0
Mary Innys - -	- - - - 200 - - - -	8 0 0
	Total income - - -	69 7 10

SECOND SCHEDULE.

A sum of 798*l.* 10*s.* 6*d.* 3*l.* per cent. consolidated bank annuities, standing in the names of Peter Maze, junior, William Henry Terrell, John Smith, and William Hassell, and arising from the several gifts of—

Henry Bright,	Abraham Wigginton,
John Help,	Benjamin Hill,
James Stevens,	Richard Aldridge, and
Mary Bannister,	—— Henderson.

A sum of 126*l.* 13*s.* 4*d.* 3*l.* per cent. reduced annuities, standing in the names of the same persons, and arising from the gifts of Elizabeth Holmes and Mary Holmes.

A sum of 105*l.* new 3*l.* per cent. annuities, standing in the names of the same persons and arising from the gift of Robert Salmon.

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