

Sealed 12th February 1974

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74.

County - Norfolk.
Parish - Wreningham (formerly
Wrenington).
Charity - Fuel Allotment.

L1.
216,331 A/1.

Stamp £1

Scheme including appointment of
Trustees and vesting in Official
Custodian for Charities.

C H A R I T Y C O M M I S S I O N .

In the matter of the Charity known as the Fuel
Allotment, in the Parish of Wreningham
(formerly Wrenington), in the County of
Norfolk, comprised in an inclosure award
dated the 24th March 1779 made in pursuance
of the Act of Parliament of the year 1777,
17 Geo.III c.69; and

In the matter of the Charities Act, 1960.

THE CHARITY COMMISSIONERS FOR ENGLAND AND WALES
HEREBY ORDER that the following Scheme be approved and
established as the Scheme for the regulation of the
above-mentioned Charity:-

S C H E M E .

1. Administration of Charity. - The above-mentioned
Charity and the property thereof specified in the schedule
hereto and all other the property (if any) of the Charity
shall be administered and managed subject to and in
conformity with the provisions of this Scheme by the body
of Trustees hereinafter constituted.

2. Vesting. - The land specified in the said schedule
is hereby vested in the Official Custodian for Charities
for all the estate and interest therein belonging to or
held in trust for the Charity.

3. Investment of cash. - Sums of cash at any time belonging to the Charity and not needed for immediate working purposes shall be invested in the name of the said Official Custodian unless the Charity Commissioners otherwise direct.

TRUSTEES.

4. Trustees. - The body of Trustees shall consist when complete of five competent persons being

One Ex-officio Trustee,
Two Nominative Trustees and
Two Co-optative Trustees.

5. Ex-officio Trustee. - The Ex-officio Trustee shall be

The Rector for the time being of
Wreningham.

6. Nominative Trustees. - The Nominative Trustees shall be appointed by the Parish Council of Wreningham. Except at first as hereinafter provided each appointment shall be made for a term of four years at a meeting convened and held according to the ordinary practice of the council. The chairman of the meeting shall cause the name of each person appointed to be notified forthwith to the Trustees or their clerk. The person appointed may be but need not be a member of the council.

7. First Nominative Trustees. - The following persons shall be the first Nominative Trustees and subject to the provisions hereinafter contained for determination of trusteeship shall be entitled to hold office as appointees of the council for the following periods respectively:

George William Ireland, of The Post Office,
Toprow, Wreningham, Agricultural Worker,
for four years from the date of this Scheme;
Kenneth Hanton, of Walnut Tree Cottage,
Toprow, Wreningham, Representative,
for two years from the said date.

8. Co-optative Trustees. - The Co-optative Trustees shall be persons who through residence, occupation or employment, or otherwise have special knowledge of the Parish of Wreningham.

9. First Co-optative Trustees. - The following persons shall be the first Co-optative Trustees and subject to the provisions hereinafter contained for determination of trusteeship shall be entitled to hold office for the following periods respectively:

Ernest Sidney Whiting, of Roberne,
Wreningham, Insurance Agent,
for five years from the date of this Scheme;
Charles Frederick Hill, of Toprow Cottage,
Wreningham, Esquire,
for three years from the said date.

10. Future Co-optative Trustees. - Every future Co-optative Trustee shall be appointed for a term of five years by a resolution of the Trustees passed at a special meeting of which not less than 21 days' notice has been given and may be so appointed not more than one month before the term of an existing Co-optative Trustee expires with effect from the date of expiry but so that the latter shall not vote on the matter.

11. Declaration by Trustees. - No person shall be entitled to act as a Trustee whether on a first or on any subsequent entry into office until after signing in the minute book of the Trustees a declaration of acceptance and of willingness to act in the trusts of this Scheme.

12. Determination of trusteeship. - Any Nominative or Co-optative Trustee who is absent from all meetings of the Trustees during a period of one year and any Trustee who is adjudged bankrupt or makes a composition or arrangement with his creditors or who is incapacitated from acting or who communicates in writing to the Trustees a wish to resign shall cease thereupon to be a Trustee.

13. Vacancies. - Upon the occurrence of a vacancy the Trustees shall cause a note thereof to be entered in their minute book at their next meeting and in the case of a vacancy in the office of Nominative Trustee shall cause notice thereof to be given as soon as possible to the council. Any competent Trustee may be re-appointed.

MEETINGS AND PROCEEDINGS OF TRUSTEES.

14. Ordinary meetings. - The Trustees shall hold at least two ordinary meetings in each year.

15. First meeting. - The first meeting of the Trustees shall be summoned by the said rector or if he fails for three calendar months after the date of this Scheme to summon a meeting by any two of the Trustees.

16. Chairman. - The Trustees at their first ordinary meeting in each year shall elect one of their number to be chairman of their meetings until the commencement of the first ordinary meeting in the following year. The chairman shall always be eligible for re-election. If at any meeting the chairman is not present within ten minutes after the time appointed for holding the same or there is no chairman the Trustees present shall choose one of their number to be chairman of the meeting.

17. Special meetings. - A special meeting may be summoned at any time by the chairman or any two Trustees upon four days' notice being given to the other Trustees of the matters to be discussed, but if the matters include an appointment of a Co-optative Trustee then upon not less than 21 days' notice being so given. A special meeting may be summoned to take place immediately after an ordinary meeting.

18. Quorum. - There shall be a quorum when three Trustees are present at a meeting.

19. Voting. - Every matter shall be determined by the majority of votes of the Trustees present and voting on the question. In case of equality of votes the chairman of the meeting shall have a casting vote whether he has or has not voted previously on the same question but no Trustee in any other circumstances shall give more than one vote.

20. Minutes and accounts. - A minute book and books of account shall be provided and kept by the Trustees. Statements of account in relation to the Charity shall be prepared and transmitted to the Commissioners in accordance with the provisions of the Charities Act, 1960, except if and in so far as the Charity is excepted by order or regulations.

21. 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 Charity and for the conduct of their business including the summoning of meetings, the appointment of a clerk, the deposit of money at a proper bank and the custody of documents.

MANAGEMENT OF LAND.

22. Management and letting of land. - The Trustees shall let and otherwise manage the land belonging to the Charity. Except with the approval of the Commissioners the Trustees shall give public notice of the intention to let any land in such manner as they consider most effectual for ensuring full publicity. The Trustees shall not without the sanction of the Commissioners or a competent court create any tenancy wholly or partly in consideration of a fine or for a term ending more than 22 years after it is granted or for less than the best rent obtainable.

23. Leases. - The Trustees shall provide that on the grant by them of any lease the lessee shall execute a counterpart thereof. Every lease shall contain covenants on the part of the lessee for the payment of rent, 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.

SALE.

24. Sale. - Subject to the authority of any further Order or Orders of the Commissioners the Trustees may sell the whole or part of the said land and may do and execute all proper acts and assurances for carrying any such sale into effect.

25. Proceeds of sale. - Unless the Commissioners otherwise direct the Trustees shall pay over the clear proceeds of any such sale as aforesaid for investment in trust for the Charity in the name of the said Official Custodian.

26. Discharge of restrictions. - Any land let or sold as aforesaid shall be discharged during the period of the letting or upon completion of the sale from any restrictions as to the use thereof imposed by or under the above-mentioned Act of the year 1777 and any other enactment relating to inclosure.

APPLICATION OF INCOME.

27. Expenses of management. - The Trustees shall first defray out of the income of the Charity the cost of the maintenance and upkeep of the property of the Charity and all other charges and outgoings payable in respect thereof and all the proper costs, charges and expenses of and incidental to the administration and management of the Charity.

28. Application of income. - Subject to payment of the expenses aforesaid the Trustees shall apply the income of the Charity in providing fuel for poor persons resident in the Parish of Wrenningham.

GENERAL PROVISIONS.

29. Appropriation of benefits. - The appropriation of the benefits of the Charity shall be made by the Trustees at meetings of their body and not separately by any individual Trustee or Trustees.

30. Trustees not to be personally interested. - No Trustee shall take or hold any interest in property belonging to the Charity otherwise than as a Trustee for the purposes thereof and no Trustee shall receive remuneration, or be interested in the supply of work or goods, at the cost of the Charity.

31. Charity not to relieve public funds. - The Trustees shall not apply income of the Charity directly in relief of rates, taxes or other public funds but may apply income in supplementing relief or assistance provided out of public funds.

32. 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 by the Commissioners upon such application made to them for the purpose as they think sufficient.

S C H E D U L E.

The following land situate in the Parish of Wrenningham in the County of Norfolk:

1. Land known as the Great Marsh containing 10.849 acres or thereabouts being the land numbered 339 and 340 on the Ordnance Survey map (1906 edition).
2. Land adjoining the land numbered 1 above and known as the Millpool containing 0.797 acre or thereabouts being the land numbered 344 on the said map.
3. Land containing 9.50 acres or thereabouts being the land numbered 105 on the said map now let to Messrs V. D. Long & Sons at the yearly rent of £65.

Wayleave of £2.50 payable every five years by the Eastern Electricity Board in respect of poles in the land numbered 1 above.

£185.91 cash on deposit account at the Wymondham
branch of the East Anglian Trustee Savings Bank.

This schedule is made up to the 31st March 1973.

Sealed by Order of the Commissioners this 12th day
of February 1974.

L.S.