



ANNO TRICESIMO OCTAVO

GEORGI II. REGIS.

Cap. 68.

An Act for the better Government and Regulation of the Free Grammar School of King *Edward* the Sixth, at *Shrewsbury*, in the County of *Salop*.

[28th June 1798.]

WHEREAS His Majesty King *Edward* the Sixth, by Letters Patent under the Great Seal of *England*, bearing Date at *Westminster* the Tenth Day of *February*, in the Sixth Year of His Reign, did will, grant, and ordain, that there should be One Grammar School in the Town of *Shrewsbury*, which should be called *The Free Grammar School of King Edward the Sixth*, and did thereby create, found, and ordain, in the same School to be One Master and One Under Master; and did, by the same Letters Patent, give and grant to the then Bailiffs and Burgesses, and their Successors, of the same Town of *Shrewsbury*, certain Revenues and Hereditaments arising out of certain Districts near to the said Town, for the Support of the said School, and did by the same authorize and empower the said Bailiffs and Burgesses, and their Successors, to make fit and wholesome Laws, with the Advice of the Bishop of *Lichfield* and *Coventry*, for the good Order, Government, and Direction of the said School: And whereas Her Majesty Queen *Elizabeth*, by Indenture bearing Date the Twenty-second Day of *May*, in the Thirteenth Year of Her Reign, did give and grant unto the said Bailiffs and Burgesses of the said Town of *Shrewsbury*, the Reversion of the Rectory of *Chirbury*, in the said County, expectant upon the Determination of certain Estates long since expired; and also the Reversion of certain Tythes of Corn and Hay,

Preamble.
Letters Patent
of *Edward VI.*

Indenture of
Queen *Elizabeth.*

[*Loc. & Per.*]

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Hay,

Hay, arising from certain other Districts near to the said Town, belonging to the said Rectory, also expectant upon certain Estates long heretofore expired; and also the Advowson and Right of Patronage to the Vicarage of *Chirbury*; and also the Reversion of certain Tythes of Corn, Grain, and Hay, arising from certain other Districts near the said Town, and belonging and appertaining to the College of *Saint Mary*, lately dissolved, and expectant also as aforesaid; and which Estates have also long since expired, together with certain other Tythes, Lands, Tenements, Hereditaments, and Premises, in Trust for the Advancement and Maintenance of the said School; and the said Bailiffs and Burgesses did, by the same Indenture, for them and their Successors, covenant on their Part to and with the said Queen, that they would employ the Residue of the Revenues and Profits of such Revenues thereby granted, after certain Payments (therein directed to be made), according to such Orders and Constitutions as should be made in that Behalf by *Thomas Ashton* Clerk, then Head School Master of the said School; and likewise that they would obey such Rules and Orders as he the said *Thomas Ashton* should make, touching the placing and ordering of such as should serve in the Ministry of *Saint Mary's*, and concerning the Stipend and Salary as should be paid to him for that Purpose: And whereas the said *Thomas Ashton* did, in pursuance of such Indenture, on the Eleventh Day of *February*, in the Twentieth Year of the Reign of the said Queen *Elizabeth*, make such Rules and Ordinances as aforesaid, in Writing, touching the Revenues of the said School: And whereas the said Bailiffs and Burgesses did also, at the same Time, make certain other Rules and Ordinances, in Writing, by and with the Advice of the Lord Bishop of *Lichfield* and *Coventry*, according to the Direction of the said Charter of King *Edward* the Sixth, touching the Government of the said School, and the Appointment of the Masters thereof: And whereas the said Bailiffs and Burgesses, by a certain Charter of King *Charles* the First, are now called *The Mayor, Aldermen, and Burgesses of the Town of Shrewsbury*: And whereas many of the above Rules and Ordinances are now found, from Experience and Usage, to be inexpedient and ineffectual; and it would tend essentially to the Advancement and Good of the said School that other Rules and Ordinances, better adapted to the present Situation of the said School, and more calculated for the due Management and Application of the Revenues belonging thereto, should be made and established; may it therefore please Your Majesty that it may be enacted; and be it 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, That all the Rules, Bye Laws, and Ordinances, before mentioned of the said *Thomas Ashton*, and also all the before-mentioned Rules, Bye Laws, and Ordinances of the said Bailiffs and Burgesses, shall be and are hereby repealed, annulled, and declared to be of no Effect whatsoever, except such of them by or under which the Scholarships and Exhibitions which are at present at the College of *Saint John* in the University of *Cambridge*, from the said School, and herein-after mentioned, are founded and maintained.

Ashton's Ordinances.

Bailiffs and Burgesses Ordinances.

The Rules and Ordinances found to be detrimental to the School,

repealed:

New Governors and Trustees.

II. And be it further enacted, That in future the Mayor of the Town of *Shrewsbury* aforesaid for the Time being, *Sir Charles Osakeley* Baronet, *Joseph Phymley* Archdeacon of *Salop*, *Henry Bevan*, *Edward Burton*, *William Cludde*, *Thomas Eyton*, and *Joseph Loxdale* Esquires; *Hugh Owen* Clerk,

Clerk, *Thomas Pemberton* Esquire, *John Rocke*, *Thomas Stedman*, and *Richard Wilding*, Clerks, shall be henceforth Governors and Trustees of the said School, and of the Possessions, Rents, Revenues, Monies, and Goods belonging thereto; and that henceforth the said Governors and Trustees above-named, and their Successors, shall from Time to Time and at all Times for ever hereafter remain, continue, and be a Body Corporate and Politick, and shall be called and stiled by the Name of *The Governors and Trustees of the Free Grammar School of King Edward the Sixth at Shrewsbury*, and by that Name shall have perpetual Succession, and shall and may have a Common Seal, and implead and be impleaded, defend and be defended, answer and be answered, before all Manner of Judges and Justices, in all Courts and Places, and in all Actions and Suits whatsoever.

III. And be it further enacted, That no Person other than and except the said Mayor for the Time being, shall be nominated or elected a Governor and Trustee of the said School, or be capable of acting as such, unless he shall be in his own Right, or in Right of his Wife, in the actual Possession or Enjoyment, and in the Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, of the clear yearly Value of Two hundred Pounds above Reprizes, or of a clear Income of the same Amount arising from a Personal Estate, nor unless he shall be a Member of the Church of *England* as by Law established.

Qualification
of Governors
and Trustees.

IV. And be it further enacted, That every Governor and Trustee, before he shall presume to act in the Execution of any of the Powers and Authorities hereby given, shall take and subscribe, at a Meeting of the said Governors and Trustees, the Oath following; that is to say,

Governors to
take an Oath.

‘ I *A. B.* do swear, That I will truly, faithfully, and impartially, according to the best of my Judgement, execute and perform all and every the Trusts, Powers, and Authorities vested in me as a Governor and Trustee, by virtue of an Act of Parliament, passed in the Thirtieth Year of the Reign of His Majesty King *George* the Third, intituled, [*Set forth the Title of this Act*]. So help me GOD.’

Which Oath any Two of the said Governors and Trustees are hereby empowered and required to administer to the others.

V. And be it further enacted, That whenever any One or more of the Governors and Trustees of the said School shall die or resign, or shall leave, and with his Family reside out of the said County of *Salop*, for Twelve Calendar Months successively, or for the Space of Twelve Calendar Months shall refuse or neglect to act as a Governor and Trustee of the said School (unless rendered incapable by Sickneis, or some other reasonable Cause, to be allowed by the other Governors and Trustees, or any Five of them), that then some other Person (residing within the County of *Salop* aforesaid) shall be appointed to fill the Room or Place of him or them so dying or resigning, or leaving the said County, or refusing or neglecting to act as a Governor and Trustee, or Governors and Trustees as aforesaid, in the Manner following; that is to say, that the said remaining Governors and Trustees, or any Five or more of them, present

Election of
Governors on
Death or Re-
moval.

at

at a Meeting duly convened as herein-after mentioned, shall, within the Space of One Month after such Vacancy, nominate Three Persons eligible to fill such Place, and shall send the Names of the Persons so nominated immediately to the Mayor, Aldermen, and Assistants, of the said Town, by transmitting the same, with a Paper signifying such Nomination, to the Mayor of the said Town, or to the Town Clerk of the said Town, at his or their usual Place of Abode; and the said Mayor, Aldermen, and Assistants, shall, within the Space of Two Months after the Receipt of such Names, elect One Person out of the said Three to fill up such vacant Place; and in case the said Mayor, Aldermen, and Assistants, shall neglect, within the Space of Two Months, to make such Election, then the said remaining Governors and Trustees, or any Five of them, may make such Election out of the said Three Persons so nominated as aforesaid.

Governor not to occupy School Premises.

VI. And be it further enacted, That no Governor and Trustee of the said School shall, on any Account or Pretence whatsoever, either directly or indirectly, rent or occupy any Part of the said Estates, Tythes, Lands, Tenements, or Hereditaments, now or hereafter belonging thereto, neither shall any Governor and Trustee be elected a Master or Usher of the said School, nor shall any Governor and Trustee, either directly or indirectly, hold any Place of Profit under this Act, and no Master or Usher of the said School shall, on any Account or Pretence whatever, be nominated or elected a Governor thereof, nor shall any Master or Usher, either directly or indirectly, rent any Part of, or purchase any Lease or Leases of the Estates now or hereafter belonging to the said School; and also that no Person whatever, being a Tenant of the said Estates, shall at any Time hereafter be nominated or elected a Governor, Master, or Usher of the said School.

Governor becoming possessed of a Lease to relinquish his Office.

VII. And be it further enacted, That in case any Governor and Trustee of the said School, in his own Name or in the Name of any Person or Persons whomsoever, shall purchase, or shall by Descent, Devise, Bequest, or any other Ways or Means, become possessed of or entitled to any Lease or Leases of the said Estates, or any Part thereof, now or hereafter belonging to the said School, then and in such Case he and they shall be incapable of acting as a Governor and Trustee of the said School; and also in such Case it shall and may be lawful for the other Governors and Trustees thereof for the Time being, or any Five of them, and also for the said Mayor, Aldermen, and Assistants, to proceed to a new Election, and to nominate and elect another fit Person to be a Governor and Trustee of the said School, in the Manner and Form prescribed as last aforesaid, in the Room of such Governor and Trustee so rendered incapable of acting.

Lands, &c. to be vested in Governors.

VIII. And be it further enacted, That all and singular the Messuages, Lands, Tenements, Tythes, School and School Houses, Mines, Minerals, Rents, Revenues, Hereditaments, and all Monies, Securities, Books, Goods, Matters, and Things, and all Real and Personal Estates whatsoever now belonging to the said School (whether originally granted by the said Letters Patent, or by the said Indenture, or otherwise), yielding at present an annual Rent or Income of Nine hundred Pounds, or thereabouts, shall be and remain vested in, and settled upon and in the said

said **Governors** and Trustees of the said School, and their Successors, in Trust for the Benefit, Maintenance, and Support thereof; and that the said **Governors** and Trustees, and their Successors, shall and may hold the same, and also all other the Messuages, Lands, Rectories, Vicarages, Tythes, and other Hereditaments whatsoever, hereafter to be granted, released, or conveyed, to the said **Governors** and Trustees, and their Successors, in like Trust for the Benefit and Maintenance of the said School, except the Right of Presentation, Nomination, and Appointment, to those Ecclesiastical Benefices which are herein-after mentioned, and declared to be in the Mayor, Aldermen, and Assistants, of the said Town of *Sbrowsbury*.

IX. And be it further enacted, That it shall be lawful for the **Governors** and Trustees of the said School for the Time being, or any Five of them, present at a Meeting as herein-after mentioned, by Indenture or Indentures under their Common Seal, to grant, demise, or lease, any Part or Parts of the said Trust Estates, unto any Person or Persons who shall from Time to Time be willing to take and rent the same, provided in every such Lease there be reserved and made payable the best and most improved Rent or Rents that (at the Time of granting thereof, considering the Nature of the Case) can be reasonably had or got for the same, without taking any Thing by way of Fine, Premium, or Foregift; and provided also that the said respective Lessees to whom such Leases shall be so made, do immediately (upon or after the Execution of the original Lease by the said **Governors** and Trustees) seal, deliver, and duly execute Counterparts of such Leases respectively, and thereby enter into Covenants to keep the said Trust Estates in good and sufficient tenantable Repair and Condition, and to surrender and deliver up to the **Governors** and Trustees of the said School for the Time being, or any Five of them as aforesaid, peaceable and quiet Possession of the Premises to be comprized therein respectively, in such Condition as aforesaid, at the Expiration, or upon the Determination of the Term or Terms in and by such Lease or Leases to be so demised, and such other Covenants as the said **Governors** and Trustees, or any Five of them as aforesaid, shall judge fit and require: And provided also, That in every such Lease there be contained a Condition of Re-entry for Non-payment of the Rent or Rents thereby reserved; but it shall not be lawful to or for the said **Governors** and Trustees of the said School to make any Demise or Lease, and they are hereby restrained from making any Demise or Lease of any Part or Parts of the said Trust Estates, which now or shall from Time to Time hereafter be vested in them by virtue of the said Letters Patent, Indenture, or this Act, or otherwise howsoever, for any Term or Terms whatsoever exceeding Twenty-one Years, to take place in Possession and not in Reversion.

Governors may demise Lands.

X. And be it further enacted, That no Business in anywise relating to the said School shall be transacted or done, except at a Meeting, at which Five **Governors** and Trustees at the least shall be present, which Meeting shall be held in the Library of the said School, or other fit Place to be fixed upon by the said **Governors** and Trustees; and that Four General Quarterly Meetings of the **Governors** and Trustees shall be held in pursuance of this Act, in every Year, at the Times following; (that is to say), on the Fifth of *January*, the Fifth of *April*, the Fifth

No Business to be done but at Meetings.

Quarterly Meetings.

Special Meetings.

Majority to bind Minority.

Mayor to be Chairman, and have casting Vote.

of *July*, and the Tenth of *October*, at the Hour of Eleven in the Forenoon of each of the said Days respectively; and that the First Meeting of the said Governors and Trustees shall be held within One Month next after the Commencement of this Act; and that the said Governors and Trustees, or any Three or more of them, shall and may, and are hereby empowered, at any Time or Times as to them shall seem proper, to summon a Special Meeting of the said Governors and Trustees, of which Six Days Notice shall be given under the Hands of the Governors and Trustees requiring such Special Meeting, specifying the Time for holding the same, such Notice to be given to or left at the House or Place of Abode of every Governor or Trustee; and that at all Meetings the Acts and Assents of the major Part of the Governors and Trustees present, not being less in Number than Five, shall bind the Whole, and be as good and valid as if all the Governors and Trustees had joined therein; and that at all Meetings the Mayor of the said Town of *Sbrewsbury* for the Time being, if present, shall be Chairman, but if absent, a Chairman for the Day shall be elected out of the Governors and Trustees present; and in case of an Equality of Votes, the Chairman shall, besides his Vote as Governor and Trustee, have the casting or decisive Vote.

Appointment of Masters on a Vacancy.

XI. And be it further enacted, That when and as often as any Vacancy or Vacancies shall happen, either by Death, Resignation, Forfeiture, or otherwise, in the Place or Places of the First or Second Master of the said Free Grammar School, that then the Mayor of the said Town of *Sbrewsbury* for the Time being, shall notify the same by Letter or otherwise, within Fourteen Days, to the Master and Fellows of *Saint John's College*, in the University of *Cambridge*, which said Master and Fellows shall, within the Space of Two Calendar Months after such Vacancy being so notified to them, proceed to the Election of One other fit and apt Person, being a Graduate of the Degree of Bachelor of Arts at least in the Universities of *Cambridge* or *Oxford*, and a Member of the Church of *England*, and the best qualified in respect of Morals, Learning, and Discretion, to fill and occupy such Place of First or Second Schoolmaster as aforesaid, and the said Master and Fellows shall, previous to such Election, take each and severally an Oath to vote for such Person only to fill the said Place of First or Second Master of the said School as in his Judgement shall seem the best qualified for such Station; which said First Master shall be also Catechist and Reader to the said School.

Masters to be approved of by the Bishop.

XII. Provided always, That no Head Master or Second Master of the said School shall enter upon the Duties of such Office of Head Master or Second Master, until he shall have been approved of and licensed by the Lord Bishop of *Lichfield* and *Coventry* for the Time being, and shall have received such Approbation and Licence under the Hand and Seal of the said Bishop, which said Approbation and Licence the said Mayor is hereby authorized and empowered to demand of the said Master for Inspection, before he shall be permitted to enter into such Office; and if upon Examination or Enquiry the said Bishop shall disapprove of such Person so elected as aforesaid, either for Want of Morals, Learning, or Discretion, then and in such Case the said Bishop may reject such Person so nominated, appointed, and elected by the said College

College as aforesaid, which Rejection the said Bishop shall notify in Writing to the Master and Fellows of the said College, who shall, upon such Rejection, proceed again in the same Manner and Form as aforesaid to a new Election, in the Room and Place of such Person so rejected; and it is hereby declared, that no Person shall be capable of serving any such Office of Head Master or Second Master without such Approbation and Licence of the said Bishop as aforesaid.

XIII. Provided also, and be it further enacted and declared, That every such Person so admitted in Manner and Form aforesaid to the Place of Head Master or Second Master of the said School, shall, within Twelve Calendar Months after his being so admitted to such Place, vacate any Fellowship which he or they may hold or possess in either of the said Universities, and also shall vacate any other Office, Place, or Preferment, which he or they shall hold or be possessed of in either of the said Universities, or elsewhere, which shall require Celibacy in the Person who holds any such Place, Office, or Preferment: Provided likewise, That the Nomination and Appointment of such Ushers of the said Free Grammar School as may hereafter be thought necessary, shall be, and are hereby declared to be in the Head Master.

Place of Head Master and Under Master to vacate Fellowship, &c.

Appointment of Usher to be in the Head Master.

XIV. And be it further enacted, That it shall be lawful for the Governors and Trustees of the said School for the Time being, or any Five of them, from Time to Time, (by and out of the Rents and Revenues arising from the said Trust Estates and Possessions of the said School), to pay and allow to such Head Master, Second Master, and Ushers respectively, such Annual Salaries or Stipends as the said Governors and Trustees, or any Five of them, shall in their Discretion think meet, and from Time to Time to augment or increase the same, as they shall judge necessary, the Salary of the Head Master of the said School for the Time being, not to be less than One hundred Pounds *per Annum* as Master, and Twenty Pounds *per Annum* as Catechist and Reader, (clear of all Deductions), over and besides the Use and Occupation of a School House for such Head Master to reside in, (free of all Taxes whatsoever which shall or may be payable to Government), and Repairs, and the Salary of the said Second Master not to be less than Eighty Pounds *per Annum*, (clear of all Deductions), over and besides the Use and Occupation of a School House to reside in, free of such Government Taxes and Repairs as last aforesaid; provided that the said Masters shall, and they are hereby required to teach and instruct in the said School, such Boys as are the legitimate Sons of Burgesses of the said Town of *Sbrewsbury*, *gratis*, and without any Fee or Reward whatsoever: And provided also, That no Increase of Salaries or Stipends, beyond those above specified, shall be made by the said Governors and Trustees to the said First or Second Master; and that no Increase be made to the said Ushers, or any or either of them, without the previous Consent and Approbation of the Lord Bishop of *Lichfield* and *Coventry* for the Time being, signified under his Hand.

Allowance of Salaries.

XV. And be it further enacted, That in case any of the present Masters of the said School, or in case any of the Masters and Ushers to be appointed after the passing of this Act, shall resign, or be removed or discharged for Incapacity, or on Account of Age or Infirmity of Body

Allowances to dismissed or disabled Masters.

or

or Mind, or any other Cause, then it shall be lawful for the Governours and Trustees of the said School for the Time being, or any Five of them, with the Consent of the Lord Bishop of *Lichfield* and *Coventry*, and his Successors, signified by Writing under his or their Hand or Hands, from Time to Time at their Discretion, to allow out of the said Trust Estates to such Masters and Ushers respectively, such Yearly or other Sums of Money as to the said Governours and Trustees, or any Five of them, and the said Lord Bishop, shall seem reasonable.

Head Master to have the Management of School.

XVI. And be it further enacted, That the Second Master and Ushers of the said School for the Time being, shall from Time to Time be under the Direction and Controul of the Head Master thereof, in the Ways and Methods of teaching, instructing, and ordering of all such Children and Youth as shall be from Time to Time put under the Care, Instruction, and Management of the said Second Master or Ushers respectively, for the Time being, and such Head Master is hereby declared to have full Power and Authority to order, direct, and act in such Matters as he may think fit.

Directing how the Head Master and Second Master, etc. are to be discharged in case of Immorality, Neglect of Duty, or any other Cause of Complaint.

XVII. And be it further enacted, That when and as often as, in the Judgement of the Governours and Trustees of the said School for the Time being, it shall be thought proper and necessary to remove or discharge the Head Master or Second Master of the said School, by reason of Immorality, Neglect of Duty, Incapacity, or other reasonable Cause of Complaint, then the said Governours and Trustees, or the major Part of them, shall exhibit a Complaint in Writing to the Lord Bishop of *Lichfield* and *Coventry* for the Time being, who is hereby authorized and required to cite as well the said Complainants, as the Head or Second Master against whom such Complaint shall be made, to appear before him personally at such Time and Place as to him shall seem meet, and by Examination of Witnesses upon Oath (which Oath the said Lord Bishop is hereby empowered to administer) and otherwise to enquire into the Truth of the Complaint; and the said Lord Bishop is hereby further empowered, after such Enquiry by him made, summarily to decide upon the Matter, and to decree the Avoidance of the Office and Place of the said Head or Second Master, if there shall seem to him sufficient Cause for his Removal, and to revoke, by Instrument under his Episcopal Seal, any Licence held by the said Head or Second Master; and the said Lord Bishop shall cause the said Avoidance and Revocation to be forthwith sent to the Mayor of the said Town of *Shrewsbury* for the Time being, who shall notify the same, by Letter or otherwise, within Fourteen Days, to the Matter and Fellows of *Saint John's College* aforesaid, who shall, within Two Calendar Months after the said Notification, proceed to the Election of a new Head Master or Second Master to fill up such Vacancy, in the Manner herein-before directed: Provided, That it shall and may be lawful for the said Head Master to displace, remove, or discharge, any or either of the said Ushers, on Account of Immorality, Neglect of Duty, Incapacity, or other reasonable Cause; and no Licence which such Ushers might have before obtained to teach in such School, shall be of any Avail whatever after such Removal to authorize him to teach in the said School.

XVIII. And

XVIII. And be it further enacted, That in case the Head Master, Second Master, or Ushers of the said School, shall at any Time or Times hereafter be discharged for any of the Causes, and in Manner herein-before prescribed and mentioned, and at the Time of such Discharge he or they or any Person or Persons whomsoever by his or their Authority, Privity, or Permission, shall be in the Possession of, or inhabit, or occupy, any of the School Houses or School Rooms, or any other Room or Rooms now or hereafter to be erected or used as an Addition or Additions to the said School, or which is, are, or shall be occupied therewith, or shall be in the Possession of, inhabit, or occupy any of the Messuages or Dwelling Houses, Buildings, and Premises, now or hereafter belonging to the said School, and which shall be the Property of the Governors and Trustees thereof for the Time being, and such Head Master, Second Master, or Ushers, or any One or more of them, shall refuse or neglect to deliver up Possession of the said Premises respectively to the said Governors and Trustees, or to such Person or Persons as they, or any Five of them, shall appoint and direct to receive the same, (Three Calendar Months Notice to quit the same Premises having been first given to the said Head Master, Second Master, or Ushers, so discharged or removed as aforesaid, or left at his or their then or last Place of Abode, under the Hands of the said Governors and Trustees for the Time being, or any Five of them, or under the Hand of their Bailiff for the Time being), then it shall be lawful for any Justice of the Peace for the Town and Liberties of *Shrewsbury* aforesaid, or County of *Salop*, upon the Complaint and at the Request of the said Governors and Trustees, or any Five of them, or their Bailiff for the Time being, by Warrant under his Hand and Seal, to order a Constable or other Peace Officer, with such Assistance as shall be necessary, to enter into and upon such Messuages, Dwelling Houses, Buildings, School Houses, and School Rooms and Premises, (of which Possession shall be withheld), in the Day Time, and to remove the Person and Persons who shall be found therein, together with his, her, or their Goods out of the same, and to put the Governors and Trustees of the said School for the Time being into the Possession thereof.

For obtaining Possession of Premises from displaced Masters.

XIX. And be it further enacted, That no Head Master, Second Master, or Usher, shall, at any Time during their Continuance in their said Office, set, let, or otherwise dispose of the said School Houses or School Rooms which he or they shall be put in Possession of by the said Governors and Trustees, as such Master or Usher as aforesaid, to any Person or Persons whomsoever, for any Length of Time whatsoever; and if such Head Master, Second Master, or Usher, or any or either of them, shall cease to reside in such School Houses belonging to the said School, and of which he shall have Possession as aforesaid, by quitting the same for the Space of Three Calendar Months at any One Time together, in any One Year, without the previous Consent of the said Governors and Trustees for the Time being, or any Five of them, signified under their Hands respectively, that then and in every such Case such Head Master, Second Master, or Usher, shall lose, forfeit, and vacate his said Office of such Master or Usher respectively, and all Rights, Profits, and Emoluments, whatsoever belonging to the same.

Head Master, &c. not to let his House.

XX. And be it further enacted, That it shall and may be lawful to and for the said Governors and Trustees of the said School for the Time being, or any Five of them, from Time to Time, by Writing under their Com-

Appointment of Bailiff and Receiver.

mon Seal, to appoint a proper Person to be and act as their Bailiff, Receiver, and Treasurer, and such Bailiff, Receiver, and Treasurer, shall be and is hereby required, from Time to Time, to enter all the Proceedings of the said Governors and Trustees, or any of them, in Meetings assembled, in a Book or Books to be kept for that Purpose, and (out of the Rents and Revenues arising from the said Trust Estates), the said Governors and Trustees shall pay or cause to be paid to such Bailiff, Receiver, and Treasurer, such an Yearly Salary or other Allowance for and in Consideration of his Employment, as the Governors and Trustees for the Time being shall judge reasonable, not exceeding the Sum of One Shilling in the Pound of the clear Yearly Rents and Interest of the said Trust Estate and Monies which such Bailiff, Receiver, and Treasurer shall receive, and so as the Salaries of the Head Master or Second Master of the said School be not thereby reduced to less than as before mentioned; and that it shall and may be lawful for the Governors and Trustees of the said School for the Time being, or any Five of them, to take such Security as they shall think proper from such Bailiff, Receiver, and Treasurer, for the due and faithful Execution of his Office, and also from Time to Time, at their free Will and Pleasure, to displace and remove such Bailiff, Receiver, and Treasurer, and appoint another in the Room and Stead of such Bailiff, Receiver, and Treasurer, as shall be so displaced or removed, or who shall die, or may discontinue any such Office or Offices, when the said Governors and Trustees, or their Successors for the Time being, shall think proper.

Empowering
the Govern-
ors to apply
the Revenues
of the Schools.

XXI. And be it further enacted, That it shall and may be lawful to and for the said Governors and Trustees of the said School for the Time being, or any Five of them, to lay out, expend, and employ so much and such Part of the Rents and Profits of the said Trust Estates, Monies, and Revenues, as they shall from Time to Time deem necessary or expedient for the Support and Improvement of the said School, School Houses, and the Estate and Revenues thereof: Provided always, That after the Payment of all Taxes, Salaries, Scholarships, Exhibitions, Charges, and Repairs of the said School, School Houses, Library, and of the Lodgings of the School Masters, and of all other Things belonging to the said School, and of all Expences in riding and travelling about the necessary Business of the said School, and of all Charges to be sustained by reason of any Suits in Law which shall happen for and concerning any of the Possessions and other the Premises given and assured to and for the Maintenance of the said School, and also after the Payment of all such other Charges and Expences as shall be from Time to Time thought necessary or convenient by the said Governors and Trustees, and after such a Sum as the said Governors and Trustees shall deem necessary, shall have been retained in the Hands of the Treasurer for the Discharge of the current Expences of the Trust, then and in such Case the Whole of the Surplus of the said Revenues shall be employed in founding, creating, and maintaining Exhibitions in the Universities of *Cambridge* and *Oxford*, or either of them, in Manner herein-after mentioned.

Accounts to
be laid before
the Bishop
Quarterly.

XXII. And be it further enacted, That Four Times in every Year, that is to say, on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October*, there shall be made out and printed an Account of the Whole of the Receipts, Arrears, Debts,

Debts, Bills outstanding, and also of all the Expences, and of the Surplus of the Whole of the said Revenues, and Twelve printed Copies thereof shall be lodged with the Corporation, and shall at all Times be open to the Inspection of the Mayor, Aldermen, and Assistants of the said Town of *Skrewsbury*, and Six printed Copies thereof shall be transmitted to the Master and Fellows of *Saint John* aforesaid for their Information.

XXIII. And be it further enacted, That it shall and may be lawful to and for the Governors and Trustees of the said School, and their Successors, or any Five of them, by and with the Consent and Approbation of the Lord Bishop of *Lichfield* and *Coventry* for the Time being, from Time to Time to make fit and wholesome Statutes and Ordinances, in Writing, touching and concerning the ordering and directing of the Head Master, Second Master, Ushers, and Scholars of the said School for the Time being, and also touching and concerning the Stipends and Salaries of the said Head Master, Second Master, and Ushers, to be appointed to the same School, and the ordering and governing, Preservation and Disposition of the Estates, Rents, Monies, and Revenues, and sustaining of the same School, and touching and concerning all other Matters whatsoever relating thereto, not otherwise regulated and provided for by this Act; all which Statutes and Ordinances shall be binding to and upon, and observed by all Persons: Provided always, That the said Governors and Trustees shall not make or enact any Statutes or Ordinances which may in anyway tend to alter or defeat the original Institution of the said School as a Free Grammar School as aforesaid.

Governors
empowered to
make Bye
Laws, etc.

XXIV. And be it further enacted, That the Surplus of the said Estates and Revenue of the said School, which shall remain over and above the different Payments, Charges, Expences, Matters, and Things, before directed and authorized to be made and done, shall be by the said Governors and Trustees applied and appropriated towards the founding, creating, and maintaining One or more Exhibition or Exhibitions in either of the said Universities of *Oxford* and *Cambridge*, as the said Governors and Trustees, and the said Lord Bishop of *Lichfield* and *Coventry* for the Time being, shall think fit, for such Scholars as shall have been educated and brought up in the said Free Grammar School, of the Description herein-after mentioned; and such Surplus shall, when and as often as the same shall amount to One hundred Pounds or upwards, be laid out in the Purchase of Lands, Tenements, and Hereditaments, or in the Purchase of Stock in any of the different Funds created by any Act or Acts of Parliament, or in such other Way or Manner as the said Governors and Trustees, and the said Lord Bishop of *Lichfield* and *Coventry* for the Time being, shall think best; and the Rents and Produce of the said Lands, Tenements, and Hereditaments, and the Interest of the said Stock so to be purchased as aforesaid, shall be also applied and appropriated to the aforesaid Purpose, and shall, as often as and when the same shall amount to the Sum of One hundred Pounds, be also laid out in the same Manner as before, in Addition to the said other Principal Sum or Sums of One hundred Pounds, and so *toties quoties*, until the yearly Rents, Produce, or Interest of the said different Sums so joined and added as aforesaid, shall amount to such Sum as shall be sufficient,

Application
of Surplus of
the Revenue
of the School
Estates.

in the Judgement of the said Governors and Trustees, and the said Lord Bishop of *Lichfield* and *Coventry* for the Time being, to support and maintain One Exhibitioner in either of the Universities as aforesaid, and after the founding and creating of One such Exhibition, then the said Surplus shall in like Manner be applied and appropriated towards the founding another such Exhibition, and so *toties quoties*, unless the said Governors and Trustees, and the said Lord Bishop for the Time being, shall, at any future Period, see just and meet Occasion to increase or add to the Salaries or Stipends of the then Scholars or Exhibitioners, or any or either of them; or if they shall see just and meet Occasion at any Time to add to or augment the Stipends and Salaries of the said Vicar of *Chirbury*, and Curates of *Saint Mary's*, and of *Astley* and *Clive*, or any or either of them, then and in such Case or Cases it shall and may be lawful for the said Governors and Trustees, by and with the Consent of the Lord Bishop of *Lichfield* and *Coventry* for the Time being, to apply such Surplus Money, or any Part thereof, to such Purposes, and in such Ways and Means, as to the said Governors and Trustees, and the said Lord Bishop of *Lichfield* and *Coventry* for the Time being, shall seem best: Provided always, That no such Exhibition shall endure for any greater Length of Time than Five Years, and that the same shall, at the Expiration of such Time, cease and determine, and be no longer paid to any such Exhibitioner, and a new Election shall be had of some other Exhibitioner in Manner herein-after mentioned.

Choice and
Election of
Exhibition-
ers.

XXV. And be it further enacted, That the Election and Choice of the said Exhibitioners, as often as there shall be a Vacancy, or as often as a new Exhibition shall be created as aforesaid, shall be in the said Governors and Trustees, and that every such Election shall be had as follows; first, of such Scholars of the said School as have been or shall be born in the said Town of *Shrewsbury* or in the Suburbs thereof, or in the Abbey Foregate adjoining thereto, being the legitimate Sons of Burgeffes of the same Town, if they be found by the said Governors and Trustees meet and apt for the same; and for Default of such, then of such Scholars as have been or shall be born in the Parish of *Chirbury*, within the said County of *Salop*; and for Default of such, then the Choice to be of such Scholars as have been or shall be born within the said County; but that no Person shall be eligible to such Exhibition, unless he shall have duly attended the said School for the Space of Two Years immediately preceding his going to any College in either of the said Universities, and shall have obtained from the Master of the said School a Certificate of such Attendance under his Hand, and also that such Scholar so offering himself a Candidate for such Exhibition, is duly qualified in respect to Learning, and of good Morals and Behaviour; and in case there be no such Scholars of the Description aforesaid in the said School, when any Vacancy of an Exhibition shall happen, or in case the Person offering himself a Candidate for the same shall, in the Judgement of the said Governors and Trustees, be unfit and ineligible, either for Want of Learning, or for any other Cause or Defect, to have or enjoy such Exhibition, then and in such Case the Money which would otherwise have been applied and appropriated to the Use of such Exhibitioner, shall be applied to and appropriated, in the Way and Manner herein-before directed, towards increasing the Fund for founding and creating a new Exhibition, and so

toties

toties quoties; and also towards increasing the Stipends or Salaries of the said Vicar of *Chirbury*, and Curates of *Saint Mary, Astley*, and *Clive*, as aforesaid.

XXVI. And be it further enacted, That all the Annual Stipends, Payments, or Sums of Money which are now paid out of the Rents and Revenues of the said School Estates for the better Maintenance and Support of Scholars or Exhibitioners from the said School, unto or for the Use and Benefit of such Scholars or Exhibitioners, at the said College of *Saint John the Evangelist* in the University of *Cambridge*, under the said Ordinances of the said *Thomas Ashton*, shall not at any Time hereafter be lessened or diminished, but shall at all Times continue to be paid by the said Governors and Trustees to the same Amount at the least as they are at present paid; and that it shall and may be lawful for the said Governors and Trustees, with the Consent of the Lord Bishop of *Lichfield and Coventry* for the Time being, from Time to Time, out of such Surplus, to augment or increase the Salary or Stipend of any such Scholar or Exhibitioner, which is now or shall be at the said College of *Saint John the Evangelist*, under the said Ordinances of the said *Thomas Ashton*.

Not to diminish the Stipends now paid out of the Rents and Revenue of said School to the Use of the Scholars or Exhibitioners at *St. John's* College.

Governors and Trustees with the Consent of the Bishop of *Lichfield and Coventry*, may augment the Exhibitioners Stipends.

XXVII. Provided always, and be it further enacted, That no Statutes or Ordinances shall be made, amended, altered, or repealed, unless a Motion for that Purpose shall be made and entered in the Books of the Governors and Trustees, and unless a subsequent Meeting shall be called for the express Purpose of considering such Motion, and Six Days Notice of the Time and Purpose for holding such Meeting, exclusive of the Day of the Delivery of such Notice, and the Day of such Meeting shall be given to or left at the House or Place of Abode of every Governor and Trustee, nor unless Five of the Governors and Trustees shall be present.

No Ordinance to be made, altered, or repealed, unless Five Governors be present.

XXVIII. And be it further enacted, That the Right of Nomination, Appointment, and Presentation to the respective Advowsons, Vicarages, Curacies, and all other Ecclesiastical Benefices, and other Ecclesiastical Offices belonging and appertaining to the said School, (except the Office of Catechist and Reader), shall be and is hereby declared to be in the Mayor, Aldermen, and Assistants of the said Town of *Skewsbury*, and their Successors for the Time being for ever, and they shall and are hereby empowered upon any future Vacancy, either in the said Vicarage of *Chirbury*, Curacies of *Saint Mary's, Astley*, or *Clive*, or any other Ecclesiastical Endowment, Benefice, or other Office belonging as aforesaid to the said School, (except that of Catechist and Reader, which is always to be holden by the Head Master of the said School as before provided), to nominate, appoint, or present, as the Case may require, a fit and proper Person (duly qualified according to Law) to hold, possess, and enjoy any or either of the said Benefices or other Offices before mentioned; and the said Advowson or Right of Presentation to the said Vicarage of *Chirbury*, and the Nomination to the respective Curacies of *Saint Mary's, Clive*, and *Astley*, and to other Ecclesiastical Offices, except as is before excepted, is and are hereby vested in the said Mayor, Aldermen, and Assistants, and their Successors for ever: Provided always, That in the Presentation, Nomination, or Appointment to the said Curacy of *Saint Mary's, Clive*, and *Astley*, such Person shall be preferred (*cæteris paribus*)

Governors to present to *Chirbury, St. Mary's, Astley, and Clive*.

who shall have been brought up at the said School, by having been there at least Two Years immediately preceding his going to either of the Universities of *Oxford* or *Cambridge*, and who shall be a Graduate of One of the said Universities, and also the Son of a Burgefs of the said Town of *Shrewsbury*; and if there be no Burgefs's Son of this Description, then a Preference shall be given in like Manner to such Person of the above Description born in the Parish of *Chirbury*, in the said County of *Salop*: And provided also, That in the Presentation, Nomination, or Appointment, to the said Cure or Vicarage of *Chirbury*, such Person shall be preferred (*ceteris paribus*) who shall have been brought up in the said School as aforesaid, and a Graduate of One or other of the said Two Universities, and born within the said Parish of *Chirbury*, except that it shall and may be lawful for the said Mayor, Aldermen, and Assittants, to give or bestow any or either of the said Livings or Benefices upon either of the Masters of the said School, after he shall have resigned or vacated the Place of Head or Second Master, notwithstanding any such Claim or Preference as last aforesaid, and such Head or Second Master shall be capable of receiving, holding, and possessing such Livings or Benefices equally the same as if he had been of the Description herein-before mentioned.

Expences of
this Act, how
to be paid.

XXIX. And be it further enacted, That all the Costs, Charges, and Expences, incidental to and attending the obtaining and passing of this Act, shall be paid and defrayed out of the Estates and Revenues belonging to the said School.

Publick Act.

XXX. And be it further enacted, That this Act shall be deemed, taken, and adjudged, a Publick Act, and be judicially taken Notice of as such, by all Judges, Justices of the Peace, and other Persons whomsoever, without specially pleading the same.

General
Saving.

XXXI. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to the Lord High Chancellor, or the Lord Keeper, or the Lords Commissioners of the Great Seal of *Great Britain* for the Time being, as Visitor of all Royal Foundations, and to all and every other Person and Persons whomsoever, (other than and except those Persons whose Interests are meant to be affected by this Act), all such Estate, Right, Title, Interest, Claim, and Demand, of, in, to, or out of the Premises hereby vested in the said Governors and Trustees hereby appointed, and their Successors, as he, they, or any of them had before the passing of this Act, or could or might have had in case this Act had not been made.