



CHAPTER cvii.

An Act to confirm a Scheme approved and certified by the Board of Education under the Charitable Trusts Acts 1853 to 1925 relating to the Crediton Exhibition Foundation in the Ancient Parish of Crediton in the County of Devon. A.D. 1930.

[10th July 1930.]

WHEREAS in pursuance of sections fifty-four to fifty-nine of the Charitable Trusts Act 1853 section sixty of that Act (as amended by section two of the Charitable Trusts Act 1925) the Board of Education Act 1899 and the Board of Education (Powers) Orders in Council 1900 to 1902 the Board of Education have approved and certified the Scheme set out in the Schedule to this Act and have set forth that Scheme in a report made to His Majesty on the fifth day of March nineteen hundred and thirty and laid before both Houses of Parliament :

And whereas that Scheme requires the confirmation of Parliament :

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.—(1) The Scheme set out in the schedule to this Act is hereby confirmed.

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— (2) Nothing in this Act or in that Scheme shall save as in that Scheme expressly provided take away abridge or affect any power or jurisdiction now exerciseable or hereafter to become exerciseable by the High Court or by the Charity Commissioners or the Board of Education as the case requires with respect to the Foundation or the Charity referred to in that Scheme or with respect to any Scheme affecting that Foundation or that Charity.

Short title.

2. This Act may be cited as the Board of Education Scheme (Devon Crediton Exhibition Foundation) Confirmation Act 1930.

SCHEDULE.

A.D. 1930.

Scheme approved and certified by the Board of Education under the Charitable Trusts Acts 1853 to 1925 in the matter of the Crediton Exhibition Foundation.

The Foundation.

1. In this Scheme :—

- (a) The expression “ the Foundation ” means the Crediton Exhibition Foundation in the ancient parish of Crediton in the county of Devon formerly regulated by a Scheme made under the Endowed Schools Acts and now regulated by an altering Scheme made by the Board of Education on 29th July 1927 (in this Scheme called “ the Scheme of 1927 ”) which Foundation includes the educational endowment as determined by an Order made by the Charity Commissioners on 12th August 1904 of the Charity called the Church Corporation Trust ;
- (b) The expression “ the Charity ” means the said Charity.

Re-apportionment of Endowment.

2.—(1) The educational endowment of the Charity shall be as from 25th March 1930 seven equal twentieths of the net yearly income instead of one equal fourth part of the gross yearly income of the Charity.

(2) The net yearly income of the Charity means the sum which remains after paying out of the gross yearly income the fee farm rents payable by the Governors of the Charity the rates and taxes payable in respect of the property of the Charity and a sum of not more than £130 a year for the expenses of administration of the Charity.

Exhibitions for Queen Elizabeth's Grammar School at Crediton.

3. Clause 15 of the Scheme of 1927 which provides among other things for a fund for the maintenance of exhibitions for the Grammar School shall have effect with the substitution of the following paragraph for paragraph (a) :—

“ (a) Not less than one-half or a yearly sum of £450 whichever shall be the greater shall be appropriated to a fund to be applied in the maintenance of exhibitions for the Grammar School as hereinafter provided.”

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Questions under Scheme.

4. 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 Board of Education upon such application made to them for the purpose as they think sufficient provided that any such question as respects clause 2 shall be so determined by the Charity Commissioners.

Interpretation.

5. The Interpretation Act 1889 applies to the interpretation of this Scheme as it applies to an Act of Parliament.

Date of Scheme.

6. The date of the Scheme shall be the day on which the Royal Assent is given to any Act of Parliament by which this Scheme is confirmed.

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