

**CHAPTER lix.**

An Act to confirm a Scheme of the Charity Commissioners for the application or management of the Charity consisting of Pisgah Chapel and Property in the Civil Parish of Tryddyn in the County of Flint. A.D. 1916.

[18th December 1916.]

**W**HEREAS the Charity Commissioners in their report to His Majesty of their proceedings during the year nineteen hundred and fourteen reported that they had approved and certified a scheme for the application or management of the charity consisting of Pisgah Chapel and trust property in the civil parish of Tryddyn in the county of Flint comprised in the following indentures or one of them :—

Indenture dated thirteenth December eighteen hundred and fifty-five ;

Indenture dated twenty-ninth July eighteen hundred and ninety-nine ;

to which charity the Charitable Trusts Acts 1853 to 1894 were extended by an Order of the Charity Commissioners of the twenty-seventh March nineteen hundred and fourteen :

And whereas it is expedient that the scheme as the same is fully set out and defined in the schedule to this Act should be confirmed :

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. The said scheme is hereby confirmed Provided always that nothing in this Act or in the said scheme shall be held Confirmation of scheme.

[Ch. lix.]

*Pisgah Chapel (Tryddyn)* [6 & 7 GEO. 5.]  
*Charity Scheme Confirmation Act, 1916.*

A.D. 1916. — to interfere with the ordinary jurisdiction over endowed charities now exerciseable or hereafter to become exerciseable by the High Court of Justice and the Charity Commissioners.

Short title.       **2.** This Act may be cited as the Pisgah Chapel (Tryddyn) Charity Scheme Confirmation Act 1916.

SCHEDULE.

A.D. 1916.

*Scheme for the application or management of the Charity consisting of Pisgah Chapel and Trust Property in the Civil Parish of Tryddyn in the County of Flint comprised in the following Indentures or one of them:—*

*Indenture dated 13th December 1855;*

*Indenture dated 29th July 1899.*

SCHEME.

1. The above-mentioned Charity and its endowment consisting of the above-mentioned chapel and trust property shall be administered and managed subject to and in conformity with the provisions of this scheme.

2. The following persons shall be the first trustees of the Charity under this scheme:—

EDWARD PRICE collier;

WILLIAM JONES of Minyffordd collier;

WILLIAM JONES of Top y rhos collier;

JOHN LLOYD of Ffynnon y maes gardener;

WILLIAM PARRY of Pant y ffordd labourer;

HUGH OWEN of Top y rhos saddler;

PHILLIP THOMAS of Twmpath labourer;

ROBERT HARRISON of Bryn Awel insurance agent;

JOHN GOODWIN of Pen Stryt farmer;

ROBERT DRURY of Cilrhos collier;

HUGH THOMAS of Twmpath collier;

JOSEPH THOMAS of Twmpath postman; and

THOMAS EVAN WILLIAMS of Llan Farm farmer all in Tryddyn;

THOMAS FRANCIS EDWARDS of Glanterrig farmer;

JOHN DRURY of Ty Coch shoemaker;

EDWARD DRURY of Ty Coch shoemaker; and

JOHN ROBERTS of Waen farmer all in Nerquis; and

The Reverend THOMAS JONES of Leeswood;

The Reverend GEORGE WHITEFIELD JONES of Gwernymynydd; and

The Reverend GRIFFITH PARRY WILLIAMS all ministers of the Gospel; and

DAVID ARTHUR tailor all in Mold all in the county of Flint.

A.D. 1916.

3. The said chapel and trust property are hereby vested in the said persons for all the estate and interest therein belonging to or held in trust for the Charity.

4. The said chapel and trust property shall be held henceforth by the trustees thereof upon trust for the Welsh Calvinistic Methodist Connexion according to the constitution and regulations thereof set forth in a certain deed poll dated the 10th August 1826 and enrolled in the Court of Chancery on the 8th December 1826 and usually known as the constitutional deed of the said Connexion but so that by way of extension of or addition to the powers and provisions of the said deed as regards the said chapel and trust property the following powers and provisions shall have effect that is to say:—

- (a) The trustees shall permit the said chapel to be used as a place of religious worship by a congregation of Protestants belonging to the said Connexion and shall permit such person and persons as shall be approved or appointed according to the regulations of the said Connexion as set forth in the said deed and no other person to preach minister and perform other acts of religious worship therein and shall permit the said chapel and trust property to be used for such other purposes as the said trustees may think fit but subject to any regulations as to such user prescribed by the county monthly meeting of Flintshire or any quarterly association of the said Connexion:
- (b) The trustees shall let the seats in the said chapel and receive and apply the income arising therefrom as the said county monthly meeting or the quarterly association shall direct:
- (c) The trustees shall have power to sell mortgage exchange or let the said chapel and trust property or any part thereof as the quarterly association may direct and to make and execute all such instruments and do and concur in all such acts as may be needful or expedient for carrying such directions into effect:
- (d) The trustees shall hold the moneys to arise from any such sale or mortgage or received by way of equality of exchange and any hereditaments to be taken in exchange upon trust for the said Connexion and to assure and dispose of the same as the quarterly association shall direct and shall hold the moneys to arise from any such letting upon trust to dispose thereof as the said county monthly meeting or the quarterly association shall direct:

- (e) It shall be lawful for the said county monthly meeting at any time to remove any person from being a trustee of the charity : A.D. 1916.
- (f) If any trustee for the time being of the charity shall remain out of England and Wales for more than twelve calendar months or shall cease to be a member in full communion with the said Connexion he shall thereupon be disqualified to act as a trustee of the charity :
- (g) Upon the removal disqualification death desire to be discharged or incapacity of any trustee of the charity the said county monthly meeting may appoint any other fit person being a member in full communion with the said Connexion to be a trustee in the place of the trustee so removed disqualified dead desiring to be discharged or becoming incapable to act and upon every such appointment the number of the trustees may be augmented or reduced :
- (h) The said county monthly meeting shall be the persons nominated for the purpose of appointing new trustees for all purposes of the Trustee Act 1893 :
- (i) A declaration under the hand of the chairman of the said county monthly meeting that any resolution has been passed by such meeting shall be sufficient evidence of such resolution having been duly passed by the meeting and of the validity and formality of the meeting :

Provided always that notwithstanding the powers and provisions aforesaid the said chapel and trust property shall (save as hereinafter provided) be held subject to the following restriction viz. that it shall not be lawful for the trustees to make or grant otherwise than with the express authority of Parliament or with the previous sanction of the Charity Commissioners or of a court of competent jurisdiction any sale mortgage or charge thereof or any lease thereof in reversion after more than three years of any existing term or for any term of life or in consideration wholly or in part of any fine or for any term of years exceeding twenty-one years but so nevertheless that so long as the said chapel is registered as a place of meeting for religious worship with the Registrar-General of Births Deaths and Marriages in England and is bonâ fide used as a place of meeting for religious worship the aforesaid restriction shall not apply so far as regards the said chapel and its appurtenances or as regards such other property (if any) of the charity as by virtue of any provision of the Charitable Trusts (Places of Religious Worship) Amendment Act 1894 may for the

[Ch. lix.] *Pisgah Chapel (Tryddyn)* [6 & 7 GEO. 5.]  
*Charity Scheme Confirmation Act, 1916.*

A.D. 1916. time being be exempted from the jurisdiction conferred by the Charitable  
Trusts Acts 1853 to 1914.

5. The Charity Commissioners may from time to time in the exercise of their ordinary jurisdiction establish schemes for the alteration of any of the provisions of this scheme as if those provisions had been made by the founder in the case of a charity having a founder.

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