
WELSH STATUTORY INSTRUMENTS

2013 No. 2155

The Diocese of Swansea and Brecon (Education Endowments) (Llanfihangel Nant Brân) (Wales) Order 2013

Title, commencement and application

1.—(1) The title of this Order is the Diocese of Swansea and Brecon (Educational Endowments) (Llanfihangel Nant Brân) (Wales) Order 2013 and it comes into force on 1 October 2013.

(2) This Order applies in relation to Wales.

Interpretation

2. In this Order unless the context otherwise requires—

“the Diocese” (“*yr Esgobaeth*”) means the Diocese of Swansea and Brecon, and “the Diocesan Trust” (“*yr Ymddiriedolaeth Esgobaethol*”) is to be construed accordingly;

“the Endowment” (“*y Gwaddol*”) means the endowment comprised in the Founding deed;

“the Foundation” (“*y Sefydliad*”) means the educational foundation known as the Llanfihangel Nant Brân School (more recently known as Llanfihangel Nant Brân Village Hall) Foundation established by the Founding deed;

“the Foundation assets” (“*asedau'r Sefydliad*”) means the assets currently representing the Endowment;

“foundation school” (“*ysgol sefydledig*”) has the same meaning as in the School Standards and Framework Act 1998(1);

“the Founding deed” (“*y weithred Sefydlu*”) means the deed made on 12 August 1862 between (1) John Iestyn Williams Fredericks, Cecil Parsons and Thomas de Winton (2) The Venerable Richard William Payne Davies and the Reverend William Winston;

“the Schedule” (“*yr Atodlen*”) means the schedule to this Order; and

“voluntary school” (“*ysgol wirfoddol*”) has the same meaning as in the School Standards and Framework Act 1998.

Extinguishment of rights under a Reverter of Sites Act Trust

3. The rights of any person who is or may become entitled as a beneficiary under the trust which has or may have arisen by virtue of section 1 of the Reverter of Sites Act 1987 in respect of the land comprised in the Endowment are extinguished by this Order.

Trustee and vesting

4.—(1) This Order appoints the Diocesan Trust to be Trustee of—

- (a) the Foundation; and
- (b) the Foundation assets.

(2) All funds which immediately before the date of this Order belong to or are held in trust for the Foundation, or for any person entitled as a beneficiary under a trust that has arisen under section 1 of the Reverter of Sites Act 1987, (other than any funds already held by the Diocesan Trust) are to be transferred to the Diocesan Trust, and all acts necessary for that purpose are to be done by any person holding such funds.

Administration of Foundation

5.—(1) The Diocesan Trust is authorised to sell any of the freehold or leasehold property comprised in the Foundation assets and must, until sale, let and otherwise manage such property according to the general law applicable to the management of property held on trust for charitable purposes.

(2) The Diocesan Trust is to hold the Foundation assets on the uniform statutory trusts for the benefit of Church in Wales voluntary or foundation schools within the Diocese.

(3) In this article “uniform statutory trusts” (“*ymddiriedolaethau statudol unffurf*”) means the trusts set out in the Schedule (being the uniform statutory trusts set out in Schedule 36 to the Education Act 1996 as they apply in relation to the Foundation assets).

Consolidation

6. The Foundation assets may be consolidated with any existing endowment held of the purposes specified in the Schedule.

22 August 2013

Huw Lewis
Minister for Education and Skills, one of the
Welsh Ministers