

Sealed 22nd April 1982

178(S)  
82.

County - Norfolk.  
Ancient) - Yaxham.  
Parish)  
Charity - Land allotted to the  
former Surveyors of  
the Highways in Yaxham.

L5.  
152,985.

Stamp 50p

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

C H A R I T Y   C O M M I S S I O N .

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In the matter of the Charity known as the Land  
allotted to the former Surveyors of the  
Highways in Yaxham, in the Ancient Parish of  
Yaxham, in the County of Norfolk, comprised  
in an inclosure award dated the 29th September  
1812 made in pursuance of the Acts of Parliament  
of the year 1810, 50 Geo. III c.3;

In the matter of the Commons Act, 1899; and  
In the matter of the Charities Act, 1960.

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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 under the  
title of Yaxham Parish Charity by the Trustee hereinafter  
appointed.

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. - Subject to any further direction of the Charity Commissioners all sums of cash at any time belonging to the Charity, other than sums of cash needed for immediate working purposes, shall be invested in the name of the said Official Custodian.

4. Trustee. - The Parish Council of Yaxham shall be the Trustee of the Charity.

5. Management and letting of land. - The Trustee shall let and otherwise manage the land belonging to the Charity. The Trustee 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.

6. Leases. - The Trustee shall provide that on the grant by it 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.

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

8. Proceeds of sale. - Unless the Commissioners otherwise direct the Trustee 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.

9. Discharge of restrictions. - Any land let or sold as aforesaid shall be discharged during the period of 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 1810 and any other enactment relating to inclosure.

10. Expenses of management. - The Trustee 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.

11. Application of income. - Subject to payment of the expenses aforesaid the Trustee shall apply the income of the Charity for such charitable purposes for the general benefit of the inhabitants of the Parish of Yaxham as the Trustee thinks fit.

12. 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.

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S C H E D U L E.

Land containing 2 roods 13 perches or thereabouts situate in the Parish of Yaxham in the County of Norfolk having a frontage on the south-east to Station Road of 297 feet or thereabouts and now let to Gordon Blanchflower at the yearly rent of £52.

This schedule is made up to the 28th October 1981.

Sealed by Order of the Commissioners this 22nd day  
of April 1982.

L.S.

1555x(1)

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