

Sealed 3 May 1956.

No. 3881 P.

Stamp 10s.

County—OXFORD.

Parish—STEEPLE ASTON.

Foundation—RADCLIFFE'S SCHOOL.

*Scheme altering Scheme.*

SCHEME MADE BY THE MINISTER OF EDUCATION UNDER THE CHARITABLE TRUSTS ACTS, 1853 TO 1925, FOR THE ALTERATION OF THE SCHEME REGULATING RADCLIFFE'S SCHOOL FOUNDATION.

*The Foundation*

1. In this Scheme the expression "the Foundation" means Radcliffe's School Foundation, in the Parish of Steeple Aston, in the County of Oxford, now regulated by a Scheme made under the Endowed Schools Acts on 12 February 1876, as altered by a Scheme made under the said Acts on 30 April 1894.

*Repeal and Substitution*

2. The provisions of the said Scheme of 12 February 1876, as altered as aforesaid, are hereby repealed and the provisions of this Scheme are substituted therefor.

*Administration and Title*

3. The Foundation and its endowment (including the particulars specified in the Schedule to this Scheme) shall be administered in conformity with the provisions of this Scheme under the title of DR. RADCLIFFE'S SCHOOL FOUNDATION.

*Trustees*

4. The body of Trustees of the Foundation shall, when complete, consist of twelve persons, that is to say :—

ONE Ex-officio Trustee, being the Rector for the time being of Steeple Aston ; and  
ELEVEN Representative Trustees, to be appointed—

- Two by the Principal and Fellows of Brasenose College, Oxford ;
- Two by the Rector and Churchwardens of Steeple Aston ;
- Two by the Steeple Aston Parochial Church Council ;
- Two by the Steeple Aston Parish Council ;
- Two by the Oxfordshire County Council as Local Education Authority ; and
- One by the Oxford Diocesan Council of Education.

A Representative Trustee need not be a member of the appointing body.

Every Trustee to be appointed by the County Council shall be appointed for a term of office ending on the date of the appointment of his successor, which may be made at any time after the ordinary day of retirement of County Councillors next after his appointment. The other Representative Trustees shall be appointed each for a term of three years.

*First Trustees and Meeting*

5. (1) The first Representative Trustees shall be appointed as soon as possible after the date of this Scheme, and their names shall be notified to the Clerk to the former Trustees on behalf of the Trustees.

(2) The first meeting of the Trustees under this Scheme shall be summoned by the said Clerk as soon as conveniently may be after the date of this Scheme or, if he fails to summon a meeting for two months after that date, by any two Trustees.

*Declaration by Trustees*

6. No person shall be entitled to act as a Trustee, whether on a first or any subsequent entry into office, until he has signed a declaration of acceptance and of willingness to act in the trusts of this Scheme.

*Trustees not to be personally interested in the Foundation*

7. Except in special circumstances, with the approval in writing of the Minister of Education, no Trustee shall take or hold any interest in any property belonging to the Foundation, otherwise than as a trustee for the purposes thereof, or receive any remuneration, or be interested in the supply of work or goods, at the cost of the Foundation.

*Determination of Trusteeship*

8. Any Representative Trustee who is absent from all meetings of the Trustees during a period of one year, and any Trustee who is adjudicated a bankrupt, or who is incapacitated from acting, or who communicates in writing to the Trustees a wish to resign, shall thereupon cease to be a Trustee.

*Vacancies*

9. (1) Every vacancy in the office of Representative Trustee shall as soon as possible be notified to the proper appointing body. Any competent Trustee may be re-appointed.

(2) A Representative Trustee appointed to fill a casual vacancy shall hold office only for the unexpired term of office of the Trustee in whose place he is appointed.

*Meetings of Trustees*

10. The Trustees shall hold ordinary meetings at least twice in each year. A special meeting may at any time be summoned by any two Trustees upon four clear days' notice being given to the other Trustees of the matters to be discussed.

*Quorum and Voting*

11. There shall be a quorum when five Trustees are present at a meeting. Every matter shall be determined by the majority of the Trustees present and voting on the question. In case of equality of votes the Chairman of the meeting shall have a second or casting vote.

*The School*

12. The School of the Foundation shall be conducted as a voluntary school within the meaning of the Education Acts, 1944 to 1953.

*Application of Income.*

13. After payment of any expenses of administration, the net income of the Foundation shall be applied by the Trustees in the manner and to the objects prescribed by the following provisions of this Scheme.

*Maintenance of School*

14. (1) The Trustees shall pay such yearly sum as may be required to the Managers or Governors of the School of the Foundation to be applied by them towards the cost of alterations of and repair to the premises of the said School so that such premises may conform to the requirements of the Education Acts, 1944-1953, and the Regulation made thereunder.

(2) The Trustees may pay such yearly sums as they think fit in the provision at the School of the Foundation of special benefits that would not otherwise be provided by the Local Education Authority

*Other Educational Benefits*

~~15. The remaining net income of the Foundation (if any) shall be applied by the Trustees in one or more of the following ways for the benefit of boys and girls who, in the opinion of the Trustees, are in need of financial assistance and who either :—~~

~~(i) are resident in the Parish of Steeple Aston, or~~

~~(ii) have attended at the School of the Foundation for at least two years at any time.~~

~~(a) Exhibitions tenable at any secondary school, training college for teachers, university, or other institution of further (including professional and technical) education, approved by the Trustees, to be awarded under rules to be made by the Trustees, including rules as to the value and period of tenure of the exhibitions, and the qualifications, and method of ascertainment and selection, of candidates;~~

~~(b) Financial assistance, outfits, clothing, tools, instruments or books to enable beneficiaries on leaving school, university or any other educational establishment, to prepare for, or to assist their entry into, a profession, trade or calling;~~

~~(c) In otherwise promoting the education (including social and physical training) of beneficiaries.~~

*Religious Instruction*

16. Subject to the provisions of this Scheme, religious instruction in accordance with the principles of the Christian Faith shall be given in the School of the Foundation under regulations to be made by the Trustees.

No alteration in any such regulations shall take effect until the expiration of not less than one year after notice of the making of the alteration has been given by the Trustees in such manner as they think best calculated to bring the matter within the knowledge of persons interested in the School.

*Statutory Provisions*

17. This Scheme shall be carried into effect in such a manner as to comply with the following provisions, being provisions which, by virtue of the Endowed Schools Acts, 1869 to 1948, are (subject as in those Acts provided) to be inserted in every Scheme relating to an endowed school:—

(a) The parent or guardian of, or person liable to maintain or having the actual custody of, any boy or girl attending the School of the Foundation as a day pupil may claim by notice in writing addressed to the Head Master the exemption of such boy or girl from attending prayer or religious worship, or from any lesson or series of lessons on a religious subject, and such boy or girl shall be exempted accordingly.

(b) No boy or girl shall, by reason of any exemption from attending prayer or religious worship, or from any lesson or series of lessons on a religious subject, be deprived of any advantage or emolument in the School or out of the endowment of the Foundation to which he or she would otherwise have been entitled.

(c) If any teacher, in the course of other lessons at which any boy or girl exempted under this clause is in accordance with the ordinary rules of the School present, teaches systematically and persistently any particular religious doctrine from the teaching of which any exemption has been claimed as in this clause before provided, the Trustees shall, on complaint made in writing to them by the parent, guardian or person liable to maintain or having the actual custody of such boy or girl, hear the complaint and enquire into the circumstances and, if the complaint is judged to be reasonable, make all proper provision for remedying the matter complained of.

(d) Religious opinions or attendance or non-attendance at any particular form of religious worship shall not in any way affect the qualification of any person for being a Trustee under this Scheme.

(e) A person shall not be disqualified for being a master or mistress in the School by reason only of not being, or not intending to be, in Holy Orders.

Amended  
by Scheme  
of 1982

*Saving of Interests*

18. Any Scholarship, Exhibition or other like emolument awarded on or before the date of this Scheme, shall be maintained and held, as nearly as maybe, as if this Scheme had not been made.

*General Power to make Rules*

19. Within the limits prescribed by this Scheme the Trustees shall have full power to make rules for the management of the Foundation, and for the conduct of their business, including the summoning and chairmanship of meetings, the deposit of money at a proper bank, the custody of documents, and ~~the appointment as Clerk or Secretary (to hold office at their pleasure) of one of themselves without salary or some other fit person at such salary, if any, as may be approved by the Minister of Education.~~

19A [Clause added by scheme of 1982]

*Further Endowments*

20. The Trustees may receive any additional donations or endowments for the general purposes of the Foundation. They may also receive donations or endowments for any special objects connected with the Foundation not inconsistent with or calculated to impede the due working of the provisions of this Scheme. Any question arising upon this last point shall be referred to the Minister of Education for decision.

*Minutes and Accounts*

21. The Trustees shall provide and keep a minute book and books of account. All proper accounts in relation to the Foundation shall in each year be made out and certified in such form as the Minister of Education may require, and copies sent to the Minister.

*Vesting Property*

22. The Trustees and all other persons capable of being bound by this Scheme shall, unless the Minister of Education otherwise in writing directs, do all such acts as may be necessary in order to vest in the Official Trustee of Charity Lands and to transfer to the Official Trustees of Charitable Funds respectively, all freehold and leasehold lands and hereditaments and all stocks, shares, funds, and securities at any time belonging to the Foundation.

*Surplus Cash*

23. Any sum of cash at any time belonging to the Foundation and not needed as a balance for working purposes shall (unless otherwise directed by the Minister of Education) be treated as capital and invested.

*Management of Property*

24. The Trustees shall let and otherwise manage the property of the Foundation not occupied for the purposes thereof according to the general law applicable to the management of property by Trustees of charitable foundations.

*Repairs and Insurance*

25. The Trustees shall keep in repair and insure against fire all the buildings of the Foundation not required to be kept in repair and insured by the lessees or tenants thereof.

*Alteration of Scheme*

26. The Minister of Education may, in the exercise of his ordinary jurisdiction under the Charitable Trusts Acts, 1853 to 1925, frame Schemes for the alteration of any portions of the Scheme provided that such alteration shall not be contrary to anything contained in the Endowed Schools Acts, 1869 to 1874.

*Questions under Scheme*

27. Any question as to the construction of this Scheme, or as to the regularity or validity of any acts done or about to be done under this Scheme, shall be determined conclusively by the Minister of Education, upon such application made to him for the purpose as he thinks sufficient.

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Words deleted  
by Scheme of 1982

*Interpretation*

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

*Date of Scheme*

29. The date of this Scheme shall be the day on which it is established by an Order of the Minister of Education.

## SCHEDULE.

Description.	Extent or Amount.			Tenant, Person liable or Persons in whose name invested.	Gross Yearly Income.		
	A.	R.	P.		£	s.	d.
Site and buildings of the School of the Foundation	—			In hand	—		
Headmaster's House ... ..	—			J. Passant	30	0	0
School House ... ..	—			Mrs. L. M. Elmer	36	0	0
Practical Subjects Centre ... ..	—			Oxfordshire County Council		5	0
School Playing Fields ... ..	—			Do. do.		5	0
Wayleave ... ..	—					2	0
Land at Winchmore Hill, Middlesex, let under a building agreement under which leases are granted for 99 years	11	0	11		249	0	0
Rentcharge issuing out of Harrowden Estate	—			Brasenose College, Oxford	10	0	0
		£	s.				
2½ per cent. Consolidated Stock ...	250	1	7	Official Trustees of Charitable Funds	6	5	0
3½ per cent. War Stock ... ..	111	12	7	Do. do.	3	18	2
2½ per cent. Consolidated Stock ...	842	17	7	Do. do.			Accumulating

This Schedule is made up to 30 December 1955.

The Minister of Education orders that the foregoing Scheme be established.

Given under the Official Seal of the Minister of Education this 3rd day of May, 1956.

L. S.