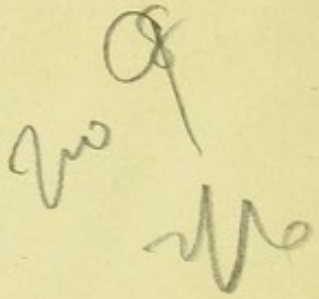
SCHEME

FOR THE REGULATION OF SUTTON'S HOSPITAL IN CHARTERHOUSE.

1872.



SCHEME

FOR THE REGULATION OF

Sutton's Hospital in Charterhouse.

APPROVED BY THE CHARITY COMMISSIONERS,

3RD DEC., 1872.

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Seal.

CHARITY COMMISSION.

In the matter of the Charity called SUTTON'S HOSPITAL IN CHARTERHOUSE, *in the County of Middlesex.*

THE Board of Charity Commissioners for England and Wales having considered an application in writing made to them under the Corporate Seal of the Governors of the above-mentioned Charity, dated the twenty-second day of April, One thousand eight hundred and seventy-two, and being of opinion that it is desirable that a Scheme should be established for the future regulation of the said Charity, in manner hereinafter mentioned, And upon public notice of the intention of the said Board to make an Order, establishing such a Scheme having been given, by the affixing of the same according to the direction of the said Board, to or near a principal outer door of the Hospital Chapel in Charterhouse, on the thirty-first day of August, One thousand eight hundred and seventy-two, being more than one calendar month previously to the date hereof, and having been

also advertised in the *Times* and *Standard* newspapers respectively, on the second, ninth, and sixteenth days of September, One thousand eight hundred and seventy two, do hereby order that the Scheme annexed hereto be approved and established as the Scheme for the future regulation and management of the said Charity.

SCHEME.

1. The Charity and its endowments shall be managed and administered by the Incorporated Body of Governors in exercise of their present powers, but subject to and in conformity with the provisions of this Scheme. General Management.

2. The Master of the Hospital shall be appointed and be removable by the Governors as heretofore. He shall be a Clergyman in priest's orders of the Church of England. He shall, subject to the superior authority and control of the Governors, act in the supervision of the Charity and its estates and property, and the Officers and establishment. He shall, for the more effective performance of those duties, visit and make a personal inspection of the estates and property of the Charity at such times as he or the Governors shall think expedient, and once at least in the course of every period of two years. He shall also assist in the performance of Divine Service Master of the Hospital.

in the Hospital Chapel by preaching and otherwise.

The Master shall, in consideration of the performance by him of the duties attached to the office, be entitled to receive a clear annual salary of £800, to be paid to him in quarterly instalments out of the income of the Charity. The annual sum of £50 shall also be paid to the present Master, the Reverend George Currey, D.D., during his tenure of office, in addition to the said salary, as a compensation to him for the loss of the privilege of the table in Brook Hall, and the discontinuance of the other allowances heretofore enjoyed by the Master. The said salary shall be in lieu and satisfaction of the stipend and all allowances and advantages whatsoever heretofore received and enjoyed by the Master in right of his office other than the use and occupation of his official residence free of rent, rates, and taxes.

Registrar and Receiver.

3. There shall be a Registrar and Receiver, who shall be appointed by the Governors, and shall be also removable by them at their discretion. He shall be a person duly qualified to perform the duties of the office of Registrar and Receiver as regulated by this Scheme.

Duties of Registrar.

4. The Registrar and Receiver, in consideration of his salary and emoluments, will be required to perform the following duties. He shall give

notices of all meetings or assemblies, and shall attend the Governors or any Committees of their body, and enter the minutes of the proceedings at such meetings and assemblies. He shall keep lists or registers of the nominations and admissions to the foundation, and make all necessary inquiries with relation thereto. He shall keep the accounts of the Charity, and prepare and send such statements thereof as the Governors are bound to furnish under the Charitable Trusts Acts or otherwise. He shall accompany the Master of the Hospital in his periodical visitations of the estates and property of the Charity. He shall act as the Steward of the several Manors, and hold the Manorial Courts. He shall prepare the Leases from time to time, and collect and receive the rents, fines, and other profits and income of the Charity. He shall also make, with the assistance of the Assistant-Receiver, all necessary payments and disbursements thereout, and he shall perform all such other duties in respect of the Charity, and the management of its estates and property, as usually devolve upon a Solicitor and Receiver, and as the Governors shall direct. The Governors shall require the Registrar to give adequate security for the due payment of all monies coming to his hands, and for the performance of his other duties before entering on his office. The Governors, with the sanction of the Commissioners, may grant a suitable retiring

allowance to the Registrar and Receiver in the event of his relinquishing his office from age or disability after a long period of service. The Governors may assign and pay to the Registrar and Receiver out of the annual income of the Charity a yearly salary not exceeding £700, as a remuneration for his services, and they may also pay to Mr. Archibald Keightley, the present Registrar and Receiver, during his tenure of office an additional yearly sum of £50, as a compensation to him for the loss of the privilege of the Brook Hall Table, and the discontinuance of the other suppressed allowances heretofore attached to his office.

Master's and Registrar's Residences.

5. The Master and the Registrar and Receiver shall have the use and occupation, free of rent, rates, and taxes, of their respective present official residences in Charterhouse, which shall be insured against fire and kept in substantial repair by the Governors out of the general income of the Charity, and they shall respectively reside in the said residences, and shall not be at liberty to let or part with the possession of the same or any portion thereof.

Assistant-Receiver.

6. The Governors may appoint as heretofore an Assistant-Receiver, at the annual salary of £300. The Assistant-Receiver shall be a person well qualified to discharge the functions of an Ac-

countant. It shall be the duty of the Assistant-Receiver to examine and check the accounts of the Charity, and to assist the Registrar and Receiver in keeping such accounts and in making the payments and disbursements, and also in the performance of his other duties during his absence or under his direction, and he shall discharge such other duties connected with the business and affairs of the Charity as the Governors shall from time to time reasonably require or direct. The Assistant-Receiver shall be required to give adequate security for the due performance of his duties before entering upon the office.

Bankers and Cheques.

7. All rents, dividends, and monies becoming payable for the benefit of the Charity shall be paid to the Bankers to be appointed by the Governors for the account of "The Governors of Sutton's Hospital in Charterhouse," and the payments for the purposes of the Charity shall be made by cheques on such bankers, drawn and signed by the Registrar and Receiver, and after the avoidance of office by Mr. Archibald Keightley, the present Registrar and Receiver, countersigned also by the Master, or, in the event of his absence or incapacity to act for the purpose, by the Assistant-Receiver. In case of the absence of the Registrar and Receiver, or of his being incapacitated by illness or otherwise, or of the vacancy of the office, the Governors may give directions for the tempo-

rary signature of the cheques by the Assistant-Receiver, or some other proper person in his place.

Auditor.

8. The Governors shall be at liberty to appoint, from time to time, some duly-qualified person as Auditor, by whom the accounts of the Charity shall be periodically examined, and to pay to such Auditor a reasonable salary or remuneration out of the income of the Charity.

Surveyors.

9. For the assistance of the Governors and the Master in the supervision and management of the country estates belonging to the Charity, the Governors may appoint one or more Surveyor or Surveyors of established professional reputation (who shall also be removable by them at their pleasure) at a yearly salary or salaries not exceeding in the whole £400.

It shall be the duty of the Surveyor or Surveyors to advise upon the letting and management of the Charity estates, and, when required, to attend the Master upon his periodical visitations of those estates, and to report to him periodically and upon all necessary occasions for the information of the Governors upon the condition and management of the estates and property, and also upon any improvements or alterations of the Charity estates or property that may appear to be necessary or desirable.

10. The several buildings in Charterhouse retained and occupied for the purposes of the Charity shall be repaired and kept insured against fire by the Governors, and the annual amount to be expended for those purposes shall be placed to a separate account to be entitled "The Hospital Repairs Account," and one-fourth of such annual amount shall be entered and charged in the general accounts as part of the expenses of management, and the remaining three-fourths of the same annual amount shall be charged and debited to the account of "The Hospital Branch" of the Charity hereinafter mentioned.

Apportionment of cost of repairs of Charterhouse buildings.

11. The Governors, with the sanction of the Charity Commissioners, may take all requisite measures for causing the detached and outlying estates belonging to the Charity to be sold, with the intent that the amount to be thereby realized may be invested as part of the principal endowments of the Charity. The Governors may also cause the houses hitherto used for the residence of any officer of the Charity whose appointment may be suppressed under this Scheme to be let for the benefit of the Charity, subject to the rights of the present occupants, and they may also take the requisite measures for letting on building leases a suitable portion of the land belonging to the Charity abutting on Wilderness Row, and not required to be retained and occupied for the purposes of the Hospital.

Sale of outlying estates.

Apportionment of Income between the School and Hospital Branches of the Charity.

12. The annual accounts of the Charity shall, as heretofore, be made up and the balance struck on the 24th day of March in each year, and the amount of the clear annual income (as ascertained upon the striking of such balance after the aforesaid several salaries and payments, and all other proper outgoings and expenses attending the management of the Charity estates and property, shall have been fully paid or provided for thereout) shall be divided into two moieties, or equal half parts, which shall be disposed of and applied by the Governors in manner following, viz. :—

One moiety, or equal half part, of such income (to be distinguished as "The School Moiety") shall be paid over by the Governors unto, or according to the direction of, the New Governing body of Charterhouse School appointed under the provisions of the "Public Schools' Act, 1868," with the intent that the same may be applied by such Governing body to the purposes of such School; and the other moiety of such income (to be distinguished as "The Hospital Moiety") shall be expended and applied by the said Governors for the purposes of "The Hospital Branch" of the Charity, subject to, and in conformity with, the provisions of this Scheme.

The division of the said income directed by this Clause shall commence with respect to the income for the year beginning on the 24th day of March, 1873.

13. The School-buildings and premises, and the land adjacent thereto, situate at or near Godalming, in the county of Surrey, which have been recently acquired by the Governors for the purposes of the Charterhouse School, shall be held by the Governors and their successors in trust to permit the same premises to be managed and disposed of by the said New Governing body of Charterhouse School for the purposes of the said School.

School-buildings and premises at Godalming.

14. The cost of the purchase of the said land and of the erection of the said School-buildings thereon (so far as such cost shall not be provided for out of the purchase-money produced by the sale of the former School-buildings and premises in Charterhouse), and also the cost of maintaining the same School-buildings and their appurtenances, and of erecting and maintaining any additional buildings that may be required for the said School, shall form a charge upon, and shall be defrayed and paid wholly out of, the School moiety of the income, and the Governors, upon any request of the Governing body of the said School, shall take such measures as shall be requisite or proper for

Cost of new School charged in School moiety of income.

borrowing and raising, subject to the approval and sanction of the Charity Commissioners, any sum or sums of money which may be required to be expended by the said Governing body for all or any of the purposes aforesaid, and for providing for the payment of the principal money to be so borrowed, and the interest thereon, by or out of the said School moiety of the said income.

As to the Hospital Branch of the Charity.

Future Establishment of Hospital.

15. The following shall, in future, be the full Establishment of the Hospital (exclusively of the Master and Registrar and Receiver and Assistant-Receiver), viz. :—

A Preacher, who shall perform the duties of a Chaplain, and an Organist, and any necessary Attendant or Attendants for the purposes of the Chapel.

Eighty Poor Brothers.

A Medical Officer.

A Manciple, who, subject to the authority and direction of the Master, shall have the immediate charge, supervision, and control of the kitchen department and of the supply of provisions, coals, furniture, and other stores for the use of the Hospital and of the servants employed in the establishment.

A Cook and a Kitchen-Maid.

A Matron, who shall have the general supervision of the rooms of the Poor Brothers and the household linen, and Nurses.

Such Attendants as the Governors shall think necessary for attending upon the Poor Brothers in their rooms, and at dinner and meals in the hall, and for cleansing and keeping in order the several rooms.

A Head Porter and Under Porter, who shall attend to the Gates and perform such other duties as may conveniently be assigned to them.

And a Gardener, who shall take care of and keep in order the garden and all the courts, walks, and grounds of the Hospital.

The said Preacher, Organist, Poor Brothers' Medical Officer, and Manciple, shall be appointed and be removable by the Governors. The said several other persons shall be appointed and be removable by the Master.

The Governors shall make arrangements for the reduction of the present establishment of the Hospital by the discontinuance and removal as soon as practicable of so many of the present officers, attendants, and servants as are not authorized to be retained by the former part of this

Clause, but such reduction shall be effected upon such terms, and subject to the grant of such retiring allowances or pensions (if any), as the Governors may consider reasonable and proper.

The declaration heretofore required from the Poor Brothers and Officers on admission shall be dispensed with.

16. The Chapel of the Hospital shall continue to be appropriated and used for the purposes of religious worship according to the rites and ordinances of the Church of England for the benefit of the Poor Brothers and the officers of the Hospital and their families, and the servants and other persons permanently attached to the Hospital, and subject thereto the privilege of attending the service may be conceded by the Governors or the Master to any residents in the locality upon such terms as to the payment of pew-rents or otherwise and subject to such regulations as they shall from time to time prescribe. The Chapel shall be supplied with all proper fittings, furniture, books, and other requisites out of the income of the Hospital Branch of the Charity. The amounts of the rents, if any, to be received for sittings in the Chapel shall be carried to the account of the Hospital Branch of the Charity. Chapel.

17. Subject and without prejudice to the respec- Preacher.

tive position and rights of the present Preacher and Reader, those offices shall in future be combined in one person, who shall be called the Preacher, and shall perform the duties of a Chaplain.

18. The Preacher shall be a Clergyman of the Church of England in priest's orders. He shall be appointed by the Governors, and shall also be removable by them for misconduct, neglect of duty, or other good cause, the sufficiency of which shall be judged of and determined exclusively by the Governors.

Duties of Preacher.

19. The Preacher shall perform Divine Service in the Hospital Chapel under the direction of the Master, or of the Governors whenever they may think fit to give such direction; and he shall, under the like direction, have the spiritual charge of the Poor Brothers and officers and servants of the establishment. He shall have the use and occupation free of rent, rates, and taxes of the house to be assigned to him by the Governors, which shall be insured against fire and maintained in substantial repair at the cost of the Charity; and he shall reside constantly in his said official residence, except during such reasonable periods of absence as may be allowed by the Governors, subject to the condition of his providing an efficient and proper substitute for the performance of his

duties during such absence. The Preacher shall be entitled to receive a clear annual salary of £350, payable in quarterly instalments, out of the income of the Hospital Branch of the Charity, in lieu of the stipend and all allowances, emoluments, and advantages whatsoever heretofore received or enjoyed by him.

Salaries and Allowances to present Preacher and Reader.

20. During the continuance in office of both the present Preacher and Reader the yearly salary of the Preacher shall remain as at present, but an additional yearly sum of £50 shall be payable to the present Preacher as a compensation to him for the loss of the privilege of Brook Hall Table and the discontinuance of the other suppressed advantages hitherto attached to the office.

In case the present Preacher shall vacate his appointment during the continuance in office of the present Reader, the latter shall succeed to the appointment of Preacher as the same is constituted and regulated by this Scheme.

Medical Officer.

21. The Governors shall be at liberty to continue the appointments of the present Reader, Consulting Physician and Resident Medical Officer respectively, but they shall make arrangements for the discontinuance of those appointments after the avoidance of them by the present holders. And they may appoint in future one or more Medical Officer or Officers without any residence attached

to the office, who shall be required to attend the Poor Brothers in illness and to supply them with all necessary and proper medicines and medical appliances at such yearly salary or salaries as shall be fixed by the Governors from time to time with the sanction of the Commissioners, such salary or salaries to include the cost of all such appliances and medicine.

Other Officers and Attendants.

22. The salaries and stipends of the other Officers, and of the Attendants and Servants included in the Establishment, shall be fixed from time to time by the Governors at such reasonable amounts as they shall consider just and proper; and the duties of the same persons shall also be defined and regulated from time to time by the Governors.

Brook Hall.

23. The maintenance of the common room in the Hospital known as Brook Hall and its appliances at the cost of the Charity shall henceforth be discontinued, but subject to the direction of the Governors any of the Officers of the Charity may have the privilege of using the room and its appliances for dinner or other meals therein at their own expense.

The Governors shall be at liberty to grant to the present Reader and Resident Medical Officer respectively such a reasonable addition to their present respective annual salaries as a compensa-

tion to them for the loss of the privilege of the Brook Hall table and other incidental advantages hitherto enjoyed by them as the Governors shall think just and expedient.

Poor Brothers, their appointment and removal.

24. There shall be such a number of Poor Brothers not exceeding eighty at one time as shall be fixed and determined by the Governors, having regard to the available resources and other circumstances of the Charity.

The Poor Brothers shall be nominated and appointed from time to time by the Governors at a meeting of their body, and shall also be removable by a resolution of the Governors passed at a like meeting for misconduct, breach of rules, disqualification, or any other cause, the sufficiency of which shall in every case be judged of and determined conclusively by the Governors in their absolute discretion.

Their qualifications.

25. The Poor Brothers shall be deserving men of good character, widowers or unmarried, in decayed circumstances, being or having been Officers in the Army or Navy, Clergymen, Merchants, or persons engaged in trading, professional, agricultural, or other similar occupations, who have become reduced by misfortune or accident without their own wilful default, and who shall not be less than sixty years of age at the time of appointment, unless in any special case the Governors shall see fit to relax the restriction as to age

in favour of a candidate otherwise duly qualified, who may have become incapacitated by illness, accident, or infirmity, from exerting himself for his own maintenance. *Provided* that no person who shall be blind or helpless from infirmity of mind or body shall be eligible for appointment.

No person shall be eligible for appointment as a Poor Brother, or shall be capable of retaining such appointment, who shall be or become possessed of or entitled to the clear yearly income of £60, or property of that annual value.

26. Each Poor Brother shall have the use and occupation, rent free, of a room or set of rooms in the Hospital, to be assigned to him by the Master, which shall be kept in repair and painted and papered when necessary at the cost of the Hospital Branch. The Governors may also cause any suitable articles of furniture to be provided at the like cost for the use of the Poor Brothers in their rooms. Rooms.

27. Each Poor Brother shall have as at present an annual pecuniary allowance of £36, and also the daily allowance of bread and butter heretofore supplied to each at the cost of the Charity, unless the Governors shall see fit to commute such allowance for a payment of the annual sum of £6. The Governors shall however be at liberty to increase the amount of the said pecuniary allowance to any sum not exceeding £40 per annum, in Allowances.

case such increase shall in their judgment be proper and desirable, having regard to the amount of the available income of the Charity and the other circumstances. The time and mode of payment of the pecuniary allowances shall be fixed and regulated from time to time by the Governors as they may think expedient, and the Governors or the Master with their authority shall be at liberty to assume the expenditure of any part of the pecuniary allowance of any Poor Brother for his benefit, if they or he shall see special occasion for such interference. The Poor Brothers shall also be supplied with Gowns or Cloaks, and with such a reasonable supply of household linen, fuel, and candles for use in their respective rooms as shall be determined from time to time by the Governors.

28. The Poor Brothers shall in addition to the said allowances be supplied with their daily dinner in the common hall. And the Governors may either cause the provisions for such dinner to be purchased and cooked in the Hospital, or may make arrangements with a contractor for their supply at a fixed cost. The Governors shall however be at liberty to make such reasonable weekly or other allowances as they shall think fit to the Poor Brothers or any of them in lieu of their provisions and Lodgings during a period not exceeding six weeks in each year when the Kitchen Dinners.

Establishment may be temporarily closed under their direction.

29. The Governors may, if they so think fit, commute the pecuniary and other emoluments and allowances of the Poor Brothers for a fixed annual payment not exceeding £80 each, to be made to the respective Poor Brothers, or expended and applied for their benefit in such manner and subject to such regulations as the Governors may from time to time think fit and expedient, such payment to be in substitution for all the allowances and advantages whatsoever claimable by the Poor Brothers, except the use of their rooms and the attendance of the Servants and Officers of the Hospital. The Governors shall also be empowered in special cases, to be approved by them, to commute the pecuniary emoluments and other allowances of any Poor Brother who for any special reason may be permitted by them to reside out of the Hospital for a fixed annual payment not exceeding the sum of £80, to be made in such manner and subject to such regulations as the Governors shall think fit, and also from time to time to discontinue or vary such arrangement as they shall think proper within the limit aforesaid.

Power of Governors to commute.

30. The Governors may provide and pay duly qualified Nurses for the special care and attendance of any sick, infirm, or aged Poor Brothers

Nurses and attendance in illness.

requiring such care or attendance at such rates of payment as they shall think fit.

31. If there shall be any residue or surplus of the income of the Hospital Branch of the Charity, after providing for and satisfying the several objects and payments aforesaid, the Governors shall be at liberty to apply the same in the payment of annual pensions, or sums of not less than £40 or more than £50 each, to the Out-Pensioners hereinafter mentioned. The Out-Pensioners shall be deserving persons, either married or single, having in all other particulars the same qualifications as are herein prescribed for the Poor Brothers, or the widows of any such persons. The number of Out-Pensioners shall be fixed from time to time by the Governors, with the sanction of the Charity Commissioners, according to the amount of the annual income which shall be available for the purpose. Out-Pensioners

Any Out-Pensioner qualified for admission as a Poor Brother shall be eligible for such appointment according to the discretion of the Governors, and any Poor Brother may with his own assent be appointed to be an Out-Pensioner, vacating thereupon his position as a Poor Brother.

32. Any residue of the income of the Hospital Branch of the Charity which shall not be expended or applied for the several objects aforesaid shall be invested by the Governors in the Public Funds in the name of "The Official Trustees of Charitable Application of residue of income.

Funds," and the dividends applied in augmentation of the income of the Hospital Branch of the Charity.

33. The Governors may, from time to time, make such Orders or Regulations as they may consider expedient for the government of the Charity and the Officers, Poor Brothers, and Out-Pensioners.

Governors may make Regulations.

34. If any doubt or question shall arise amongst the Governors or any of them as to the construction or proper application of any of the provisions of this Scheme or the management of the Hospital, application may be made by them to the Charity Commissioners for England and Wales for their opinion and advice, which when given shall be conclusive on the Governors, and any provision in this Scheme which may be found inconvenient or objectionable may be modified or altered by an order of the said Commissioners to be made on the application of the Governors.

35. This Scheme shall be printed, and copies thereof shall be given to every Governor and Officer of the Hospital, and to every Poor Brother upon appointment.

Seal.

Sealed by Order of the Board, this third day of Dec^r., *One thousand eight hundred and seventy-two.*

HENRY M. VANE,
Secretary.