

## **Draft Pastoral (Church Buildings Disposal) Scheme**

This Scheme is made by the Church Commissioners (“the Commissioners”) this ..... day of ..... 20.... under the Mission and Pastoral Measure 2011.

### **Background**

By a Scheme of the Commissioners made under the said Measure on the 25<sup>th</sup> day of May 2017 the parish church of Saint Peter (“the building”) in the former parish of Dallowgill in the Diocese of Leeds was declared closed for regular public worship.

NOW, it is provided as follows:-

### **Future of the building and annexed land**

1. The building and that part of the land annexed or belonging thereto shown edged in red on the annexed plan (together referred to as the property) shall be appropriated to use as a children’s day nursery and for purposes ancillary thereto together with the rights granted by Schedule 1 and subject to the Existing Matters specified in Schedule 2.

### **Disposal**

2. The Commissioners are hereby empowered to sell the property for the said use with the benefit of the rights granted by Schedule 1 and subject to the existing matters in Schedule 2.

### **Contents**

3. The contents of the building shall be disposed of as the Bishop shall direct.

### **Coming into operation of this Scheme**

4. This Scheme shall not come into operation until such date or dates as the Commissioners shall determine following the making of this Scheme.

In witness of which this Scheme has been duly executed as a deed by the Church Commissioners.

Executed as a Deed by the Church Commissioners for England  
acting by two authorised signatories:

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Signature of Authorised Signatory

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Signature of Authorised Signatory

## **Schedule 1: Grant of Rights of Way**

To enable the property to be used for the purpose specified in the Scheme, the following rights shall vest in the Commissioners for the benefit of the property;

(i) the right (upon reasonable prior notice in writing to the parochial church council of the parish within the area of which the property is for the time being situated) to enter with or without vehicles, equipment and apparatus upon such remaining parts of the churchyard annexed or belonging to the building shown stippled on the annexed plan as may be necessary for the purpose of inspecting, repairing and maintaining the building and for the purpose of laying, connecting into, inspecting, repairing, maintaining or renewing the services subject to the person exercising such right causing as little damage as possible to the said churchyard or any graves, tombstones, monuments and memorials therein, and subject to the Commissioners' successors in title making good any damage so caused to the reasonable satisfaction of the said parochial church council or other the person for the time being responsible for the care and maintenance of the said churchyard and subject to the grant of any necessary faculties by the Consistory Court to authorise the said works; and

(ii) the right to the passage of water, soil, gas, electricity and telecommunication services (if any) through any drains, sewers, pipes, wires, cables and other conducting media ("the services") now laid or to be laid under, upon or above the remaining parts of the said churchyard.

## **Schedule 1: Existing Matters**

The rights, reservations covenants and stipulations contained or referred to in a conveyance dated the 1<sup>st</sup> November 1842 between (1) Elizabeth Sophia Lawrence and (2) The Right Reverend Father in God Charles Thomas by Divine Permission Bishop of Ripon in so far as the same still subsisting and are capable of taking effect.