



School Sites Act 1844

1844 CHAPTER 37 7 and 8 Vict

An Act to secure the Terms on which Grants are made by Her Majesty out of the Parliamentary Grant for the Education of the Poor; and to explain the Act of the Fifth Year of the Reign of Her present Majesty, for the Conveyance of Sites for Schools. [19th July 1844]

Modifications etc. (not altering text)

- C1 Short title given by [Short Titles Act 1896 \(c. 14\)](#)
- C2 Act repealed (S.) by [Education \(Scotland\) Act 1945 \(c. 37\)](#), [Sch. 5](#); extended by [School Sites Act 1849 \(c. 49\)](#) and [School Sites Act 1852 \(c. 49\)](#)
- C3 Preamble omitted under authority of [Statute Law Revision Act 1891 \(c. 67\)](#)
- C4 Act amended (*retrospectively*) by [Reverter of Sites Act 1987 \(c. 15, SIF 98:1\)](#), [ss. 1\(1\), 7\(1\)](#)

[1.] **The terms and conditions upon which parliamentary aid has been given towards the building of schools secured upon the site.**

Where any grant hath been made or shall hereafter be made out of any sums of money heretofore granted or hereafter to be granted by Parliament for the purposes of education in Great Britain, under the advice of any committee of the council on education for the time being, upon terms and conditions to provide for the inspection of the school by an inspector appointed or to be appointed by her Majesty which shall not be inserted in the conveyance of the site of the school, or in the deed declaring the trusts thereof, and such grant shall be made in aid of the purchase of the site, or of the erection, enlargement, or repair of the school, or of the residence of the master or mistress thereof, or of the furnishing of the school, such terms and conditions shall be binding and obligatory upon the trustees or managers of the said school or other the premises for the time being, in like manner and to the like effect as though they had been inserted in the conveyance of the site of the said school, or in the declaration of the trusts thereof; and henceforth all personal obligations entered into for the purpose of securing the fulfilment of such terms and conditions shall, so far as they relate thereto, but no further, be null and void: Provided nevertheless, that such terms and conditions shall have been or shall be set forth in some document in writing, signed

Changes to legislation: There are currently no known outstanding effects for the School Sites Act 1844. (See end of Document for details)

by the trustees of the said school or the major part of them, or by the party or parties conveying the site, in the case where there shall have been a voluntary gift thereof.

Modifications etc. (not altering text)

- C5** Functions of committee of council on education now exercisable by (E.) Secretary of State for Education and Science and (W.) Secretary of State for Wales: [Interpretation Act 1889 \(c. 63\), s. 12\(6\)](#), [Board of Education Act 1899 \(c. 33\), s. 2\(1\)](#), [Education Act 1944 \(c. 31\), s. 2\(1\)](#), S.I. 1964/490, art. 2(1) and 1970/1536, art. 2(1)

2 The terms upon which aid shall be granted to Trustees of ancient endowed schools.

... ^{F1} Where the major part of the trustees of any endowed school for the education of the poor duly appointed under the terms of the deed of endowment, or, when such deed cannot be found or cannot be acted upon, of the persons who shall be in the possession of the endowment, and shall acting in the execution of the trusts or the reputed trusts thereof, shall, and in cases where there shall be a visitor of such school with the consent of such visitor in writing, apply for aid out of such parliamentary grant to enable them to rebuild, repair, or enlarge the school belonging to such endowment, or the residence of the master or mistress thereof, or to furnish such school, and shall in writing assent to the said school being open to inspection on behalf of her Majesty if the said committee shall deem fit to advise that any such grant shall be made, it shall immediately after the making of such grant, and thenceforth from time to time, be lawful for any inspector of schools appointed by her Majesty in conformity with the terms contained in the writing testifying such consent as aforesaid, to enter the said school at all reasonable hours in the day for the purpose or inspecting and examining the state and condition of the school and the scholars thereat, and of making such report thereon as he shall deem fit.

Textual Amendments

- F1** Recital omitted under authority of [Statute Law Revision Act 1891 \(c. 67\)](#)

Modifications etc. (not altering text)

- C6** The “said committee” means committee of council on education, functions of which now exercisable by (E.) Secretary of State for Education and Science and (W.) Secretary of State for Wales: [Interpretation Act 1889 \(c. 63\), s. 12\(6\)](#), [Board of Education Act 1899 \(c. 33\), s. 2\(1\)](#), [Education Act 1944 \(c. 31\), s. 2\(1\)](#), S.I. 1964/490, art. 2(1) and 1970/1536, art. 2(1)

3 ^{F2}

Textual Amendments

- F2** [S. 3](#) repealed by [Charities Act 1960 \(c. 58\), Sch. 7 Pt. II](#)

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4 Site may be granted to the minister and churchwardens.

And whereas it was provided by the said Act that grants of land or buildings, or any interest therein, for the purposes of the education of poor persons, might be made to the minister of any parish, being a corporation, and the churchwardens or chapelwardens and overseers of the poor and their successors, and it is sometimes found inexpedient or impracticable to introduce the overseers as parties to the legal estate: such grants may be made to the minister and churchwardens of any parish, such minister being the rector, vicar, or perpetual curate thereof, whether endowed or not, to hold to them and their successors, subject to the provisions contained in the deed of conveyance thereof for the management, direction, and inspection of the school and premises.

Modifications etc. (not altering text)

C7 The “said Act” means [Schools Sites Act 1841 \(c. 38\)](#)

5 Rector, vicar, or perpetual curate may grant to the minister and churchwardens, or to the minister, churchwardens, and overseers of his parish.

If the rector, vicar, or perpetual curate of any parish shall be desirous of making a grant of any land for the purposes and under the powers of the said Act, being part of the glebe or other possessions of his benefice, and shall, with the consent of the patron of the said benefice, and of the bishop of the diocese within which the same shall be situated, grant the same to the minister and church or chapel wardens, or to the minister, church or chapel wardens, and overseers of the poor, of the said parish, such grant shall be valid, and shall thenceforth enure for the purposes of the trust set forth therein, if otherwise lawful, notwithstanding such minister is the party making the grant.

Modifications etc. (not altering text)

C8 The “said Act” means [Schools Sites Act 1841 \(c. 38\)](#)

6 ^{F3}

Textual Amendments

F3 [S. 6](#) repealed by [Statute Law Revision Act 1874 \(No. 2\)](#) (c. 96)

Changes to legislation:

There are currently no known outstanding effects for the School Sites Act 1844.