



# Vaughan's Charity (Administration) Act (Northern Ireland) 1954<sup>F1</sup>

## 1954 CHAPTER 28

An Act to confirm and give effect to a Scheme for the future administration and control of the charity known as the Vaughan Agricultural Institute; and for purposes connected therewith. [2nd December 1954]

**F1** functions transf. by SR 1999/481

WHEREAS it is desirable to substitute the Scheme set out in the Schedule to this Act (in this Act called “the 1954 Scheme” ) for the Scheme confirmed by the Vaughan's Charity (Administration) Act (Northern Ireland), 1936 :

And Whereas the 1954 Scheme has been approved by Her Majesty's Attorney General for Northern Ireland, the Trustees of the Vaughan Agricultural Institute and the Ministries of Finance, Agriculture and Education for Northern Ireland:

And Whereas it is necessary for giving effect to the 1954 Scheme that an Act passed in the fifteenth and sixteenth years of the reign of His Majesty King George the Third, chapter thirty-eight, relating to the Vaughan's charity (among other things), (in this Act referred to as “the Act of the Irish Parliament”) should, so far as it relates to the said charity, have effect subject to the provisions of the 1954 Scheme:

And Whereas it is necessary, for the purpose of giving effect to the 1954 Scheme, to make such further provision in that behalf as is hereafter contained in this Act:

### **1 Future administration of Vaughan Agricultural Institute.**

- (1) As from the commencement of this Act the Vaughan Agricultural Institute shall be administered in accordance with and subject to the provisions of the 1954 Scheme.
- (2) The 1954 Scheme shall have effect as if enacted in this Act.
- (3) The Act of the Irish Parliament shall, so far as it relates to the Vaughan Agricultural Institute, have effect subject to the provisions of the 1954 Scheme.

---

**Changes to legislation:** There are currently no known outstanding effects for the Vaughan's Charity (Administration) Act (Northern Ireland) 1954. (See end of Document for details)

---

## 2 Repeals, etc.

- (1) The Act of 1936 is hereby repealed without prejudice to anything done or suffered thereunder or to any right, title, privilege, obligation or liability acquired, accrued or incurred thereunder.
- (2) Any document made or issued at any time (whether before or after the passing of this Act) which refers to the Scheme confirmed by the Act of 1936 or any provision of that Scheme shall, unless the contrary intention appears, be construed as referring to the 1954 Scheme or, as the case may be, to the corresponding provision of the 1954 Scheme.
- (3) Any person holding office or acting or serving under or by virtue of any provision of the Scheme confirmed by the Act of 1936 shall, unless the contrary intention appears, continue to hold his office or to act or serve as if he had been appointed or authorised under or by virtue of the corresponding provision of the 1954 Scheme.
- (4) The inclusion in this section of any express saving or other provision shall not be taken to prejudice the operation of section thirty-eight of the Interpretation Act, 1889<sup>F2</sup>, as it applies to repeals effected by Acts of the Parliament of Northern Ireland.

<b>F2</b> see now <a href="#">1954 c. 33 (NI)</a>
---

## 3 Short title.

- (1) This Act may be cited as the Vaughan's Charity (Administration) Act (Northern Ireland), 1954.

*Subs. (2) rep. by SLR 1973*

[<sup>F3</sup>SCHEDULE

## VAUGHAN'S CHARITY

<b>F3</b> SRO (NI) 1973/249
-----------------------------

## SCHEME

1 For the purposes of this Scheme the following terms shall be interpreted as follows:

— “the Act of 1936” shall mean the Vaughan's Charity (Administration) Act (Northern Ireland) 1936 ;

“the Act of 1954” shall mean the Vaughan's Charity (Administration) Act (Northern Ireland) 1954 ;

“agriculture” shall include horticulture, fruit growing, seed growing, dairy farming and livestock breeding and keeping, the use of land as grazing land, meadow land, market gardens and nursery grounds, and the use of land for woodlands where the use is ancillary to the farming of land for other purposes and “agricultural” shall be construed accordingly;

“the County” shall mean the County of Fermanagh;

“the 1954 Scheme” shall mean the Scheme set out in the Schedule to the Act of 1954;

“the Ministry” shall mean the Ministry of Finance;

“the new trustees” shall mean the body of trustees for the time being constituted under Article 7(1);

“the present trustees” shall mean the trustees for the time being constituted under the provisions of the 1954 Scheme;

“the Institute” shall mean the Vaughan Agricultural Institute as constituted by the 1954 Scheme and shall include the farm attached thereto;

“the Institute Fund” shall mean the Institute Fund established by the 1954 Scheme;

“the Trust Fund” shall have the meaning assigned to it by Article 3.

## POWERS AND DUTIES OF THE MINISTRY

2 (1) The lands and premises which are vested in the Ministry in pursuance of the Act of 1936 or are otherwise held by the Ministry for the purposes of this Scheme particulars whereof are set forth in Schedule 1 the areas thereof therein stated having been estimated by recent survey shall be sold by the Ministry at such time or times as the Ministry thinks proper. The proceeds thereof after deduction of all expenses incurred by the Ministry in connection with the sale shall be invested by the Ministry and the investments shall be added to and form part of the Trust Fund hereinafter referred to and be held upon the trusts and with the powers applicable thereto.

(2) Without prejudice to paragraph (1) the Ministry may dispose of any lands and premises vested in or held as therein mentioned.

3 The investments and cash which at the date of this Scheme are held by the Ministry on behalf of the Institute particulars of which are set out in Schedule 2 and in this Scheme and the 1954 Scheme are referred to as “the Trust Fund” shall be held by the Ministry for the purposes hereinafter set out.

---

*Changes to legislation:* There are currently no known outstanding effects for the Vaughan's Charity (Administration) Act (Northern Ireland) 1954. (See end of Document for details)

---

4 The Ministry may invest the Trust Fund in such manner as it may think fit and may at any time call in and vary the investments thereof or add to the Trust Fund from accumulations of income paid over to the Ministry by the present trustees or the new trustees and shall apply the income thereof as is hereinafter provided.

5 The Ministry may accept grants or bequests subject to any trusts attaching thereto and may apply the same for the purposes of this Scheme.

6 *Para. (1) spent*

(2) When the sale referred to in Article 2(1) has been effected the income of the Trust Fund shall after providing for any other payments to be made therefrom under this Scheme be paid by the Ministry to the new trustees to be applied by them subject to and in accordance with the provisions of this Scheme first in paying all expenses properly incurred by them in the administration of the trusts of this Scheme and secondly in making payments in such manner of such amounts and subject to such conditions as the trustees think proper for all or any of the following purposes, provided that no part of the said income shall be applied for any purpose which is not in law charitable:

- (a) to enable any person to develop any new or improved method or technique of farming or farm management or the processing or marketing of agricultural products which in the opinion of the new trustees could be advantageously adopted and applied in the County. It shall be a condition of any payment under this sub-paragraph that the person receiving it will to such extent as the new trustees shall reasonably require demonstrate the operation of any such new or improved method or technique to persons engaged in agriculture in Northern Ireland and publish or permit to be published particulars thereof and report to the new trustees on the results of the application of such method or technique;
- (b) to enable or assist persons residing in the County to pursue courses of training in agriculture and in particular to supplement grants by government departments or public or local authorities or other bodies for such purposes where the new trustees consider it necessary or desirable to do so to enable any person to take advantage of such grants;
- (c) to enable or assist young persons residing in the County who are engaged in farming or any other young person attending or who has attended full time courses in agriculture in the County to travel to other countries to study or obtain practical experience of new techniques of farming and farm management or the processing or marketing of agricultural products;
- (d) with the approval of the Ministry of Agriculture any other purpose which the new trustees consider will promote research into techniques or methods of farming or farm management or the processing or marketing of agricultural products and the dissemination of the knowledge thereof by publication, practical demonstration or otherwise, or the instruction of persons engaged or intending to be engaged in farming in the County in the practice of farming or farm management or the processing or marketing of agricultural products;
- (e) with the consent of the Ministry of Agriculture any other purpose which will assist or further any of the purposes of this Scheme.

#### APPOINTMENT, ETC., OF THE NEW TRUSTEES

7 (1) As soon as practicable after the sale referred to in Article 2(1) has been effected there shall be established a new body of administrative trustees to administer the trusts of this Scheme, to be known as the Trustees of the Vaughan Charity, consisting of