

Dated

1951.

In the matter of the Trusts of
The Gnosall Memorial Institute.

Draft/

DECLARATION OF TRUST

by the Parish Council as Trustees.

Hand, Morgan & Co.,
Stafford.

RECEIVED

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12 AUG 1952

CHURCH COMMISSION

THIS DECLARATION OF TRUST is made the _____ day of
1951 by the PARISH COUNCIL of the Parish of Gnosall in the
County of Stafford (hereinafter called "the Council") W H E R E A S :-

(1) This Declaration is supplemental to :-

- (a) A Conveyance (hereinafter called "the Principal Deed") dated the 12th day of March 1921 and made between The Ecclesiastical Commissioners for England of the one part and Walter Henry Brough and others of the other part being a Conveyance of a piece of land in the Parish of Gnosall as the site of the Parish Hall since erected thereon and now known as The Gnosall Memorial Institute (hereinafter referred to as "the Trust Premises.")
- (b) A Conveyance (supplemental to the Principal Deed) dated the 26th day of March 1946 and made between the said Walter Henry Brough and others of the one part and the Council of the other part whereby the Trust premises were and now are vested in the Council.

(2) By a Resolution of the Council passed at a meeting of the Council held on the 11th day of July 1950 it was resolved That this meeting of Gnosall Parish Council, as Trustees of the Gnosall Memorial Institute, hereby resolves to delegate any and all of its existing powers of management and control of Gnosall Memorial Institute to the Management Committee when appointed and formed under the New Trust Deed. Such delegation to be effective during the pleasure of the said Gnosall Parish Council, which shall not be withheld unreasonably.

NOW THIS DEED WITNESSETH as follows :-

The Council hereby declares that it holds the Trust premises upon the trusts set out in the First Schedule hereto.

IN WITNESS etc.

THE FIRST SCHEDULE referred to.

1. The management and control of the Trust Premises and the arrangements for their use shall be delegated to a Committee of Management (hereinafter called "the Committee") consisting of not more than 40 members (exclusive of members co-opted under the power hereinafter contained) of whom eight shall be elected at the first general meeting referred to in Clause (2) hereof in the first instance and on each subsequent appointment of members at the Annual General Meeting. The organisations mentioned in the second column of the Second Schedule hereto shall each have the right to appoint one member of the Committee both in the first instance and on the occasion of each annual appointment of members. The persons whose names appear in the first column of the Second Schedule hereto have been appointed by the

organisations mentioned opposite their respective names in the second column of that Schedule and shall together with the members elected at the first General Meeting as aforesaid be the firstmembers of the Committee. Until the first General Meeting has been held the persons named in the first column of the Second Schedule shall have power to act. In addition to the members of the Committee appointed and elected as above the Committee shall have the power to co-opt not more than 10 members to represent interests in the said Parish not represented by any organisation.

2. There shall be an Annual General Meeting to be convened by the Committee in the month of October in each year the first of such meetings (herein called "the First General Meeting") to be convened in the month of October 1951 by one week's notice to be affixed to some conspicuous part of the Trust premises or other conspicuous place or places in the Parish of the inhabitants of the age of 18 years or upwards of either sex of the Parish of Gnosall for the purpose of receiving the Report and Accounts of the Committee and for accepting the resignations of members of the Committee and for the purpose of electing 8 members under Clause (1) hereof and for taking such action as it may decide under Clause 6 hereof Provided nevertheless that if in any year ~~an~~ Annual General Meeting shall not be convened and held in the month of October the Annual General Meeting for that year shall be held as soon as practicable after the month of October and such meeting shall be convened by such persons as shall be nominated for the purpose by the Minister of Education.

3. The Committee shall have power by a Resolution of the Committee passed at a meeting at which not less than two-thirds of all the members of the Committee vote in favour of the Resolution to allow any existing organisation in the said Parish not mentioned in the second column of the Second Schedule hereto and any other organisation which may hereafter be formed in the said Parish having aims of a social recreational or educational character consistent with those upon which the Trust premises are held hereunder to appoint an additional member of the Committee in the same manner as if such Organisation had been mentioned in the second column of the Second Schedule hereto and for this purpose the total number of members of the Committee as provided for in clause / hereof may be increased but no such resolution shall be effective until it has been approved in writing by the Minister of Education.

4. All members of the Committee shall retire annually at the Annual General Meeting, Every organisation entitled to appoint a member of the Committee to take the place of a retiring member at an Annual General Meeting shall make the appointment at any time within one month before the Annual General

Meeting at which the retiring member of the Committee shall retire.

5. A casual vacancy arising from the death or resignation or removal of a member of the Committee shall be filled by the organisation by which such member shall have been appointed and the person so appointed shall retire at the time when the vacating member would have retired. In the event of a vacancy arising through the death resignation or removal of a member of the Committee elected by the Annual General Meeting the Committee shall have power to fill such vacancy until the next Annual General Meeting.

6. If any organisation entitled to appoint a member of the Committee cease to exist or fails to make an appointment in manner aforesaid before the Annual General Meeting in any year the Annual General Meeting shall decide in what way if at all the vacancy shall be filled.

7. The proceedings of the Committee shall not be invalidated by any vacancy among its members or by any defect in the appointment or qualification of any member.

8. The Committee may subject to the powers conferred upon the Trustees (meaning thereby the Council) by the Principal Deed from time to time make and alter Rules and Regulations for the conduct of its business and for the summoning conduct and recording in a Minute Book of its meetings and in particular with reference to :-

- (a) The terms and conditions upon which the Trust premises may be used for entertainments meetings social gatherings and other purposes and the sum (if any) to be paid for such use.
- (b) The appointment of an Auditor Treasurer and such other unpaid officers as it may consider necessary and the fixing of their respective terms of office.
- (c) The engagement and dismissal of such paid officers and servants for the Trust premises as it may consider necessary.
- (d) The number of members who shall form a quorum at its meetings provided that the number of members who shall form a quorum shall never be less than a quarter of the total number of members of the Committee.

9. All payments in respect of the use of the Trust premises and all donations for the benefit thereof shall be paid into a Trust Account at the West Midlands Savings Bank at Stafford or at such other Bank as shall from time to time be substituted therefor by the Committee any such substitution to be endorsed upon this Trust Deed together with a copy of the resolution relating thereto and notified to the Trustees.

10. Subject to the powers conferred upon the Trustees by the Principal Deed the moneys standing to the credit of the said account shall be applied as

the Committee shall decide in repairing and insuring the Trust premises or the furniture and effects therein and in paying all rent (if any) rates taxes salaries of paid officers and servants and other outgoings and in providing furniture games books newspapers periodicals and other literature and means of recreation and otherwise for the upkeep and improvement of the Trust premises.

11. The Committee shall provide the Trustees with sufficient funds to meet all such expenditure (if any) in connection with the Trust premises as the Trustees may be liable for and shall keep the Trustees indemnified against all liability (if any) in respect thereof.

12. The Committee may upon the vote of a majority of its members and with the consent of the Trustees and of the Minister of Education from time to time by mortgage or otherwise obtain such advances on the security of the Trust premises or any part thereof as may be required for maintaining extending or improving the same or any part thereof or erecting any building thereon or for the work carried on therein and may continue or repay in whole or in part and from time to time any existing mortgage or charge on the said premises.

13. If the Committee by a majority decides at any time that on the ground of expense or otherwise it is necessary or advisable to discontinue the use of the Trust premises in whole or in part for the purposes hereinbefore indicated it shall call a meeting of the inhabitants of the age of 18 years or upwards of the Parish of Gosall of which Meeting not less than 14 days notice (stating that a Resolution shall be proposed thereat) shall be posted in a conspicuous place or places on the Trust premises and advertised in a newspaper circulating in the said Parish and if such decision shall be confirmed by a majority of such inhabitants present at such Meeting and voting the Committee may with the consent of the Trustees and of the Minister of Education let or sell the Trust premises or any part thereof. All moneys arising from such letting or sale (after satisfaction of any liabilities properly payable thereout) shall with such consent as aforesaid be applied either in the purchase of other premises approved by the Committee and to be held upon the trusts for the purposes and subject to the provisions hereinbefore set forth (including this power) or as near thereto as circumstances will permit or towards such other charitable purposes or objects for the benefits of the inhabitants of the Parish of Gosall as may be approved by the Trustees and by the Minister of Education and meanwhile such moneys shall be invested in the name of the Trustees and any income arising therefrom shall either be accumulated (for such time as may be allowed by law) by investing the same and the resulting income thereof in like manner as an addition to and to be

applied as the capital of such investments or shall be used for any purpose for which the income of the Trust premises may properly be applied.

14. if any Rules or Regulations made under the power in that behalf hereinbefore contained are inconsistent with the provisions of the Principal Deed or of these presents then the Principal Deed or these presents as the case may be shall prevail.

THE SECOND SCHEDULE referred to.

<u>Column 1.</u>	<u>Column 2.</u>
<u>Name and Address of Representative.</u>	<u>Organisations.</u>
Gnosall	Parish Church
"	" " " Sunday School.
"	Parochial Church Council.
"	Church Institute.
"	Womens Institute.
"	Young Farmers Club.
"	United Charities.
"	Ladies Social Club.
"	Youth Club.
"	National Branch of the Farmers Union.
"	Parish Council.
"	Mothers Union.
"	& District Agricultural & Horticultural Society.
"	Primary School.
"	Cricket Club.
"	Methodist Church.
"	" " " Sunday School.
"	" " " Youth Club.
"	" " " Womens Fellowship
"	Council School.
"	Girl Guides & Brownies.
"	Boy Scouts.
"	W. V. S.
"	Football Club.
"	Tennis Club.
"	Billiards Club.
Knightley	Parish Church <i>Parish Church</i>
"	Schools.
Moreton	Parish Church <i>Parish Church</i>
"	Schools.
"	Womens Institute.
"	Outwoods Mission.