

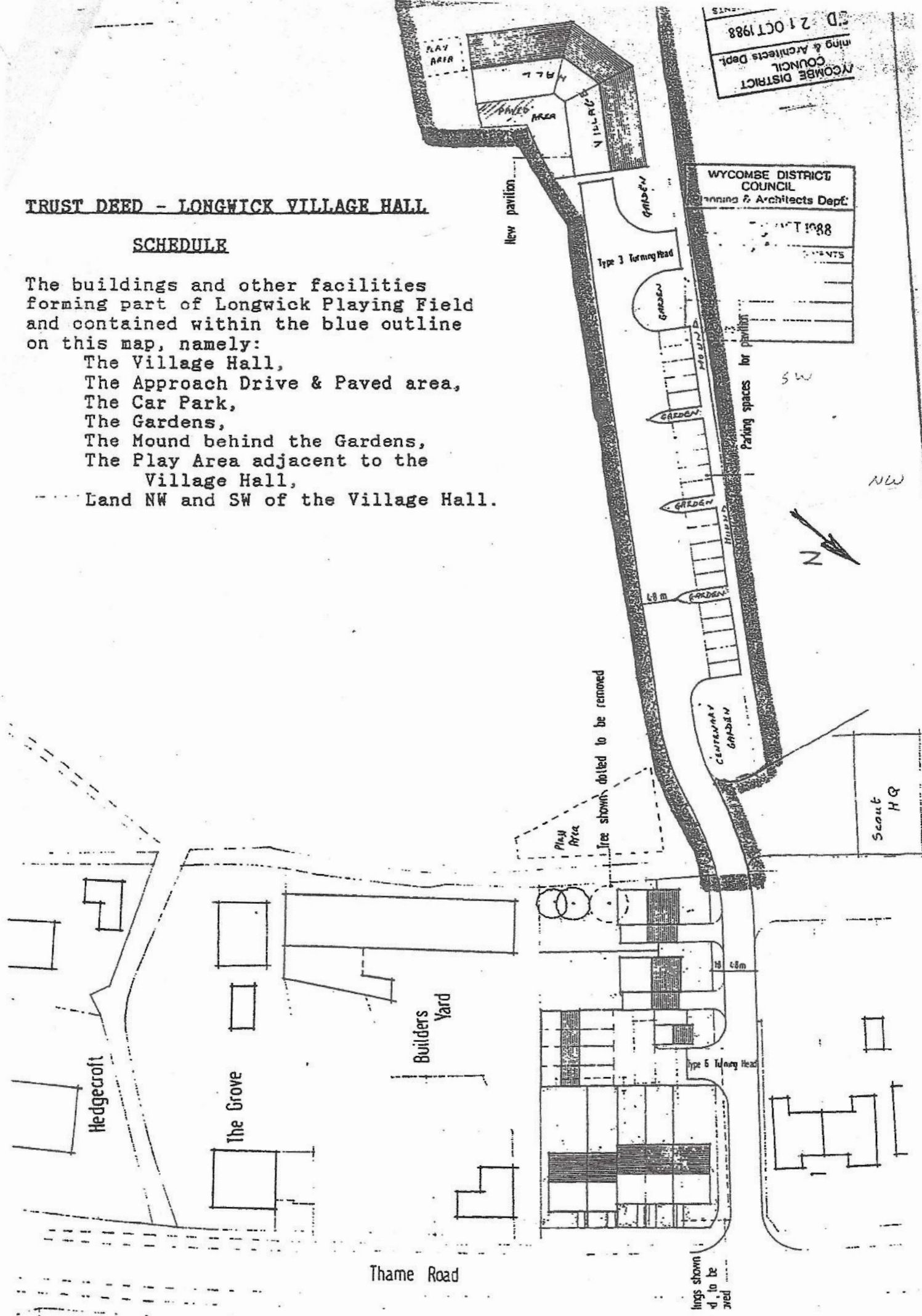
WYCOMBE DISTRICT COUNCIL
 Planning & Architects Dept.
 21 OCT 1988

TRUST DEED - LONGWICK VILLAGE HALL

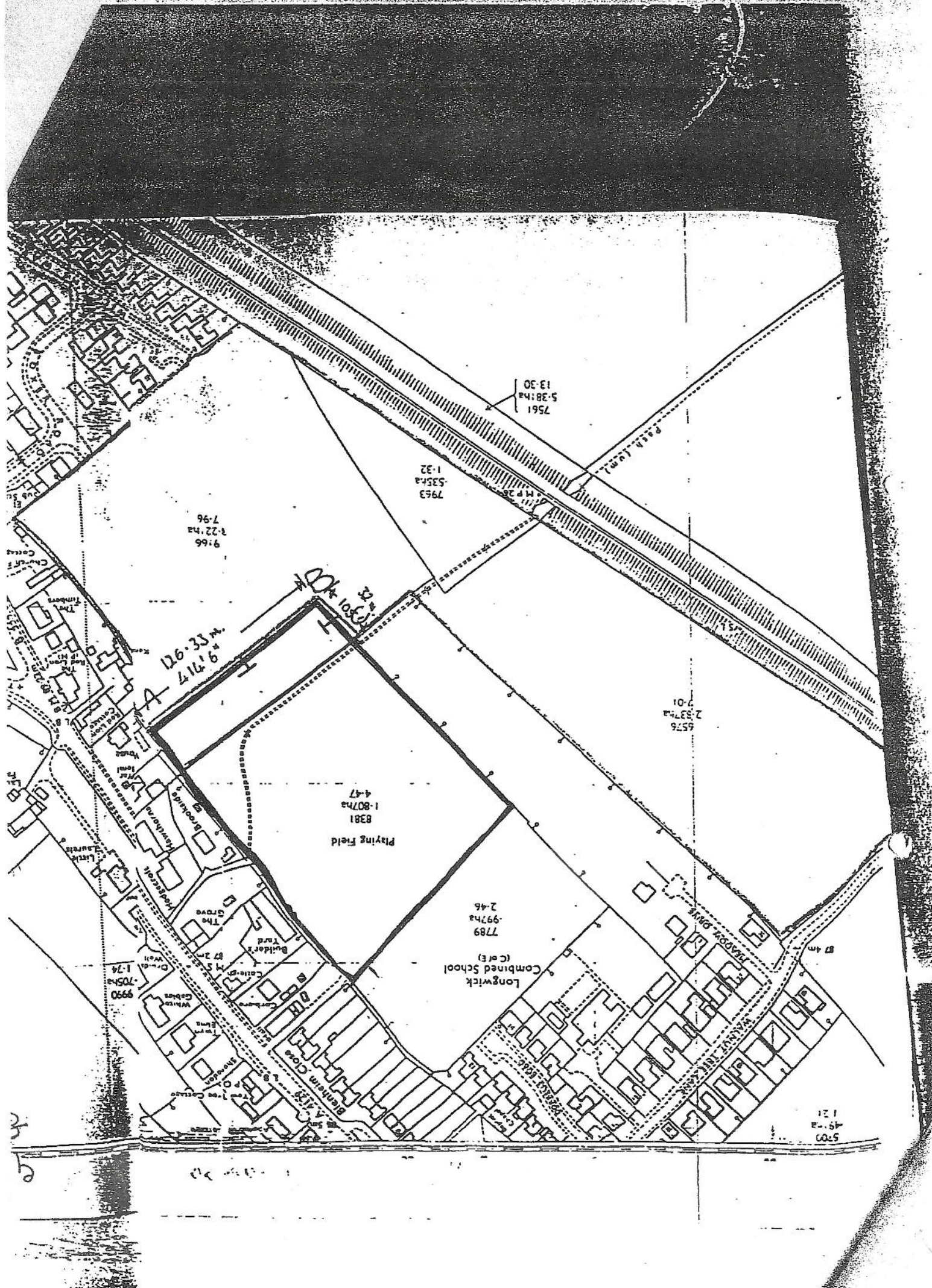
SCHEDULE

The buildings and other facilities forming part of Longwick Playing Field and contained within the blue outline on this map, namely:

- The Village Hall,
- The Approach Drive & Paved area,
- The Car Park,
- The Gardens,
- The Mound behind the Gardens,
- The Play Area adjacent to the Village Hall,
- Land NW and SW of the Village Hall.



lines shown
 dotted to be
 removed



7561
5.38 ha
13.30

7963
5354a
1.32

9.66
3.22 ha
7.96

126.33 M
9.717

6576
2.33 ha
7.01

8381
1.80 ha
4.47
Playing Field

7789
9978a
2.46
Combined School
(Longwick)

9990
7054a
1.74

45.2
1.21
5700

Sop (M)

THIS TRUST DEED is made the

4th

day of March



One thousand nine hundred and ninety one by The Parish Council of Longwick-cum-Ilmer in the County of Buckingham (hereinafter called "the Council") which expression shall where the context so admits include the Councils successors in title



WHEREAS

(1) The Council is seised for an estate in fee simple free from encumbrances of the land shown edged red on the annexed plan situate within the Parish of Longwick in the County of Buckingham

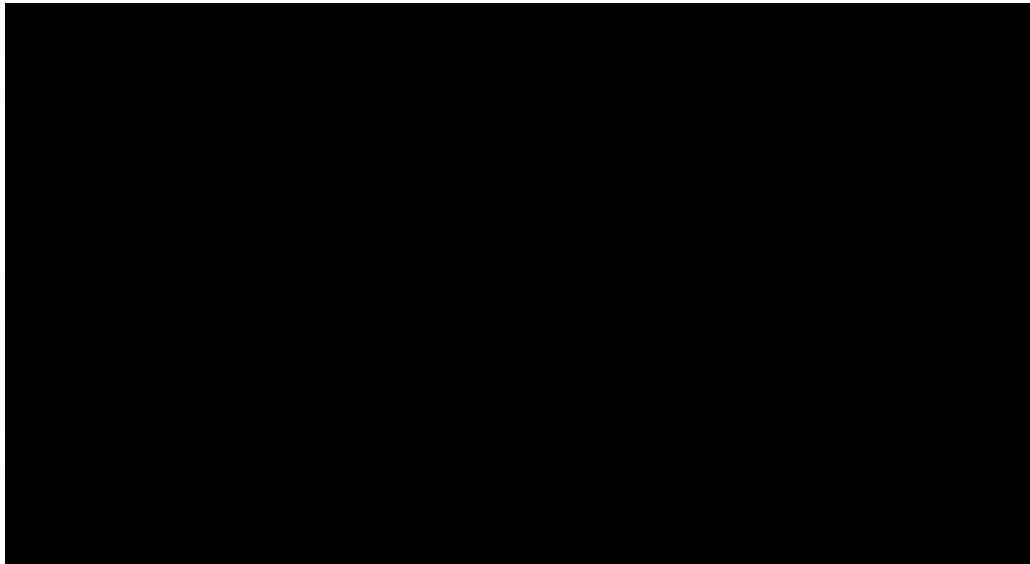
(2) The Council is empowered to act as a Custodian Trustee by virtue of the Public Trustee Rules 1912

NOW THIS DEED WITNESSETH as follows :-

1. The property described in the Schedule (hereinafter called "The Trust Property") shall be held upon trust for the purposes of a Village Hall for the use of the inhabitants of the Parish of Longwick-cum-Ilmer and the neighbourhood in the County of Buckingham (hereinafter called "the area of benefit") without distinction of political religious or other opinions including use for meetings lectures and classes and for other forms of recreation and leisure time occupation with the object of improving the conditions of life for the said inhabitants

2. (1) The Charity shall be administered in conformity with the provisions of this Deed by the Committee of management hereinafter constituted (hereinafter called "the Committee") who shall be the Charity Trustees of the Charity within the meaning of Section 46 of The Charities Act 1960 PROVIDED THAT until the end of the first annual general meeting to be held after the date of this Deed the Charity shall be administered in accordance with the provisions of this Deed by the following persons :-

[Redacted] Longwick, Bucks (W.I.)
[Redacted] (Playgroup)
[Redacted] (Toddlers)
[Redacted] (PTA)
[Redacted] (Over 60's Club)
[Redacted]
(Keep Fit Club)
[Redacted] (Sports Club)



(2) The Council shall be Custodian Trustee of the Charity and the provisions of Sub Section (2) of Section 4 of The Public Trustee Act 1906 shall apply to the said Council and to the Committee respectively in like manner as they apply to the Public Trustee and Managing Trustees

Committee of Management

3. (1) Except as hereinafter in this paragraph provided the Committee shall consist of 15 elected members (who shall all be inhabitants of the Area of Benefit) and representative members and may include not more than 5 co-opted members

(2) The elected members (other than those appointed under Sub-paragraph (8) of this paragraph to fill casual vacancies) shall be elected at the annual general meeting to be held as in this Deed provided

(3) One representative member shall be appointed by each of the following organisations :-

Womens Institute

Playgroup

P.T.A.

Over 60's Club

Keep Fit Club

Scouts/Guides

Sports Club

A representative member shall ordinarily be appointed not more than one month before the Annual General Meeting:

Provided that an Organisation which fails to appoint a representative member before such meeting shall make the appointment as soon as practicable thereafter. Each organisation shall notify to the Secretary of the Committee the name of its representative

(4) Co-opted members shall be appointed at a duly constituted meeting of the Committee

(5) Under the provisions of sub-paragraphs (6) and (8) of this paragraph the period of office of members shall commence :-

(a) In the case of elected members at the end of the Annual General Meeting;

(b) In the case of representative members appointed before the Annual General Meeting in any year, at the end of that meeting, or in the case of a representative member appointed after the Annual General Meeting, or to fill a casual vacancy, on the day on which notification of his appointment is received by the Secretary;

(c) In the case of co-opted members from the date of their co-option

(6) All members of the Committee shall retire from office together at the end of the Annual General Meeting next after the date on which they come into office but they may be re-elected or re-appointed

(7) In the event of any application for representation on the Committee being received from any existing or newly formed organisation operating in the area of benefit the Committee may, upon a resolution supported at a duly constituted meeting of the Committee by the votes of a majority of not less than two-thirds of the Committee, allow such organisation to appoint a representative member of the Committee in the same manner as if such organisation had been named in sub-paragraph (3) of this paragraph. A minute of the relevant resolution, authenticated by the Chairman and the Secretary should be (a) placed with the Title Deeds and (b) be kept with the Committees working papers

(8) Upon the occurrence of a casual vacancy the Committee shall cause a note thereof to be entered in their minute book at their next meeting and if in the office of a representative member it shall be notified as soon as possible to the proper appointing organisation.

A casual vacancy in the office of an elected member will be filled by the Committee in the period of office of an elected member elected to fill a casual vacancy shall commence at the end of the meeting of the Committee at which he was so elected

(9) The constitution of the Committees hereinbefore provided may on the application of the Committee be altered from time to time by the Order of the Charity Commissioners

Failure to appoint

4. The proceedings of the Committee shall not be invalidated by any failure to appoint or any defect in the appointment election or qualification of any member

Declaration of Members

5. No person shall be entitled to act as member of the Committee whether on a first or any subsequent entry into office until after signing in the minute book of the Committee a declaration of acceptance and of willingness to act in the trusts of this Deed

6. Members not to be personally interested in the Charity except in special circumstances with the approval of the Charity Commissioners no member of the Committee shall take or hold any interest in any property belonging to the Charity otherwise than as a Trustee for the purposes thereof or receive any remuneration or be interested in the supply of work or goods at the cost of the Charity

Determination of Membership

7. Any member who is adjudged bankrupt or who makes a composition or arrangement with his creditors or who is incapacitated from acting or who fails to attend more than four consecutive meetings of the Committee or communicates in writing to the Committee a wish to resign shall thereupon cease to be a member

Meetings of the Committee

8. The Committee shall hold at least two ordinary meetings in each year. A special meeting may be summoned at any time by the Chairman or any two members upon seven clear days notice in writing being given to all the other members of the matters to be discussed

Chairman and Vice Chairman of the Committee

9. The Committee at their first meeting in each year after the Annual General Meeting shall elect one of their number to be Chairman of their meetings and may elect one of their number to be Vice Chairman. The Chairman and Vice Chairman shall continue in office until their respective successors are elected. If the Chairman is absent from any meeting, the Vice Chairman (if any) shall preside; otherwise the members present shall before any other business is transacted choose one of their number to preside at that meeting

Voting in Committee

10. Every matter shall (except as in this Deed provided) be determined by the majority of the members of the Committee present and voting on the question. In the case of equality of the votes the Chairman of the meeting shall have a second or casting vote. In order to constitute a quorum for a meeting not less than one third of the total number of the Committee shall be present

Annual General Meeting

11. (1) There shall be an Annual General Meeting in connection with the Charity which shall be held in the month of May in each year or as soon as practicable thereafter.

(2) All Inhabitants of the Area of Benefit of 18 years of age and upwards shall be entitled to attend and vote at the Annual General Meeting

(3) The first Annual General Meeting after the date of this Deed shall be convened by the persons named in paragraph 1 (2) hereof and subsequent Annual General Meetings by the Committee. Public Notice of every Annual General Meeting shall be given in the Area of Benefit at least 14 days before the date thereof by affixing a notice in some conspicuous part of the Trust property or other conspicuous place in the Area of Benefit and by such other means as the convenors think fit

(4) The persons who are present at the first Annual General Meeting after the date of this Deed shall, before any other business is transacted, appoint a Chairman of the meeting. The Chairman of subsequent Annual General Meetings, shall be the Chairman for the time being of the Committee. In his absence the Vice Chairman (if any) shall take the Chair but, if neither is present, the persons present shall, before any other business is transacted, appoint a Chairman of the meeting. In the case of equality of votes the Chairman of the meeting shall have a second casting vote.

(5) The Committee shall present to each Annual General Meeting the report and accounts of the Charity for the preceding year

(6) There shall be appointed at the Annual General Meeting or failing this the Committee at its first meeting after the Annual General Meeting or as soon as practicable thereafter the following honorary officers namely Treasurer, Auditor and Secretary.

Rent and other Outgoings

12. The Committee shall at all times keep the premises and the fixtures and additions thereto in good and substantial repair and

condition and shall save harmless and keep indemnified the Council against all rates taxes and outgoings (with the exception of the Insurance of the building and Third Party risks). The Committee shall keep insured the contents of the building and any of the Trusts assets to its full value thereof including insuring against fire and theft

Application of Income

13. After satisfying its obligation under the preceding paragraph the Committee shall as and when it thinks fit apply the net yearly income for the purposes of the Charity

Surplus Cash

14. Any sum of cash at any time belonging to the Charity and not needed as a balance for working purposes shall (unless otherwise directed by the Charity Commissioners) be invested

Further Endowments

15. The Committee may receive any additional donations or endowments for the general purposes of the Charity and it may also accept donations or endowments for any special objects connected with the Charity not inconsistent with the provisions of this Deed

Minutes and Accounts

16. The Committee shall provide and keep a minute book and books of account. All proper statements of account in relation to the Charity shall in each year be prepared as prescribed by Section 32 of the Charities Act 1960 and copies thereof shall be sent to the Parish Council

Mortgages and Charges

17. At the request of the Committee the Parish Council may with the consent of the Charity Commissioners from time to time by mortgage

or otherwise obtain such advances on the security of the Trust Property 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 may repay in whole or in part and from time to time any existing mortgage or charge on the Trust Property

Termination of Trust

18. If the Committee decides at any time that on the grounds of expense or otherwise it is advisable to discontinue the use of Trust Property in whole or in part for the purposes stated in paragraph 1 it shall call a meeting of the inhabitants of the age of 18 and upwards of the Area of Benefit of which meeting not less than 14 days notice (stating the terms of the resolution that will be proposed thereat) shall be posted in a conspicuous place or places on the Trust Property and advertised in the newspaper circulating in the Area of Benefit and if such decision shall be confirmed by three-quarters of such inhabitants present and voting at such meeting the Council may at the request of the Committee and with the consent of the Charity Commissioners surrender their interest in the Trust Property for such consideration and upon such terms as may be approved by the Charity Commissioners all monies belonging to the Charity including the proceeds of sale of any fixtures and fittings (after satisfaction of any liabilities properly payable thereout) shall with such consent as aforesaid be applied either in the purchase of other property 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 shall permit or towards such other charitable purposes or objects for the benefit as may be approved by the Charity Commissioners and meanwhile such monies shall be invested 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 and as an addition to and to be applied as the capital of such investments or shall be used in furthering the purposes specified in this Deed

Rules

19. Within the limits prescribed by this Deed the Committee may from time to time make and alter rules for the management of the Charity and in particular with reference to :-

- (a) The terms and conditions upon which the Trust Property may be used by persons or bodies other than the Committee for the purposes specified in this Deed and the sum (if any) to be paid for such use;
- (b) The deposit of money at a proper Bank and the safe custody of documents;
- (c) The appointment of an Auditor;
- (d) The engagement and dismissal of such officers servants and agent as the Committee may consider necessary and the payment of such person (not being members of the Committee);
- (e) The summoning and conduct of meetings

IN WITNESS whereof [REDACTED]

Longwick in the County of Buckingham and [REDACTED] of The

[REDACTED] in the County of Buckingham two members of the Council have pursuant to a resolution of the Council passed on the 22nd day of January 1991 signed this instrument as their Deed in the presence of the persons mentioned below

SIGNED as a Deed by the said)
[REDACTED])
in the presence of:-)

X

X

[REDACTED]

SIGNED as a Deed by the said)
[REDACTED])
in the presence of:-)

X

X

[REDACTED]

[REDACTED]

