

Swillington Educational Charity
Draft Minutes of Trustees meeting held Tuesday 14th January 2014

Present:, Reverend Canon Rosemarie Hayes (Chair), Councillor Ian Wallace, Councillor Judith Woodhead, Ken Watson, Shirley Ashby, Millie Slessor, Alison Westmoreland, Anne Howcroft.I. Minute taker Margaret Forth.

1. Apologies: Councillor Mark Dobson

2. Minutes of last meeting:

The minutes of 15th November 2013 were accepted as true record.

3. Matters Arising.

6.4 Letters were sent to Swillington Parish Magazine and Rothwell Record giving a brief history and update. The content of the statement was approved by all Trustees prior to sending. Swillington Parish Magazine put the statement in it's January edition and Rothwell Record have said they will publish it in the February issue.

4. Progress:

First Registration of Land.

4.1 The Land Registry requested further information and with the approval of all Trustees on 5th, 6th December, the Solicitor was asked to proceed. Copies in Minute Book.

4.2 All documents have been forwarded to Land Registry.

4.3 The Solicitor rang on 10th January to confirm that Land Registry satisfied with all information and documents and registration would proceed.

4.4 Confirmation that the land is now registered was received on 13th January 2014 with **absolute title**. This means that they are satisfied that the land and buildings are owned by the Trustees and vested with the Official Custodian of the Charity Commission.

4.5 The registration can be downloaded from the Land Registry website at a cost of £6.

4.6 There are some restrictions to be sorted out between Solicitor and Charity Commission. Cllr Wallace will follow up and keep the other Trustees informed.

4.7 Covenant Indemnity may be needed and this would cost £90 as a one off payment.

4.8 The three Trustees named on the documents are the 3 Local Councillors i.e. Councillor Mark Dobson for LCC, Councillor Judith Woodhead for Swillington PC, and Councillor Ian Wallace for Great and Little Preston PC.

5. Financial Report:

5.1 The solicitor has been paid £60 for obtaining a copy of the 1905 deeds and £30 for the first registration application to the Land Registry; a total of £90, £20 less than originally quoted. Copy of invoice in Minute Book.

5.2 The Bank Balance is £1,581.

6. Any Other Business:

6.1 All Trustees already have a copy of the governing document that sets out what is covered by the Charity.

6.2 Distribution of funds. The scheme clearly defines what areas of education the funds can be used for and the area of distribution. To indicate that monies raised from the sale can be channelled into one project may be misleading and will require guidance from the Charity Commission.

The appropriation of the benefits of the Charity shall be made by the Trustees at meetings of their body and not separately by any individual Trustee or Trustees.

It was agreed a copy of the scheme will be put on the website.

6.3 Trustees will also have to look at any conflict of interests.

6.4 Representatives from various groups were assured that any applications for grants will be carefully considered but it will be some time yet before any funds are available.

7. Date of next meeting. Meeting will be arranged when there is further progress to report. This will be circulated as quickly as possible.

Appendix 1 14.01.14 Extract from the scheme.

APPLICATION OF INCOME.

4. Area of benefit. - In this Scheme the expression "area of benefit" shall mean the Parishes of Great and Little Preston and Swillington and the neighbourhood thereof in the County of West Yorkshire.

26. Expenses of management. - The Trustees shall first defray out of the income of the Charity the cost of repairs and insurance and all other charges and outgoings payable in respect of the property of the Charity and all the proper costs, charges and expenses of and incidental to the administration and management of the Charity.

27. Application of income. - (1) Subject to payment of the expenses aforesaid the Trustees shall apply the income of the Charity in promoting the education, including social and physical training, of persons under the age of 25 years who are or who have a parent or parents resident in the area of benefit in one or more of the following ways:

- (a) In providing for any school in the area of benefit or substantially serving the same such special benefits of any kind not normally provided by the local education authority as may from time to time be agreed between the School Governors or Managers and the Trustees after consultation with the local education authority;
- (b) In awarding to such persons exhibitions tenable at any secondary school, college of education, university, or other institution of further (including professional and technical) education approved by the Trustees;
- (c) In providing financial assistance, outfits, clothing, tools, instruments or books to enable such persons on leaving school, university or any other educational establishment, to prepare for, or to enter a profession, trade or calling;
- (d) In awarding bursaries or maintenance allowances to enable such persons to travel, whether in this country or abroad, to pursue their education;
- (e) In providing financial assistance to enable such persons to study music or other arts;
- (f) In otherwise promoting the education of such persons.

(2) Within the limits prescribed by this Scheme the Trustees shall have full power to make rules for the award of exhibitions, bursaries or maintenance allowances or other benefits, including rules as

to the value and period of tenure of the awards, and the qualifications and method of ascertainment and selection of persons to benefit.

GENERAL PROVISIONS.

28. Appropriation of benefits. - The appropriation of the benefits of the Charity shall be made by the Trustees at meetings of their body and not separately by any individual Trustee or Trustees.

29. Trustees not to be personally interested. - No Trustee shall take or hold any interest in property belonging to the Charity otherwise than as a Trustee for the purposes thereof and no Trustee shall receive remuneration, or be interested in the supply of work or goods, at the cost of the Charity.