

Sealed 12th August 1969



1995
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Stamp .E1

County - Hampshire.
Ancient Parish } - Greatham.
Charity - Allotment for
Labouring Poor.

L2(R).
254,151 A/1.

Scheme including
appointment of Trustees
and vesting in Official
Custodian for Charities.

C H A R I T Y C O M M I S S I O N .

In the matter of the Charity known as the Allotment for the Labouring Poor, in the Ancient Parish of Greatham, in the County of Hampshire, comprised in an inclosure award dated the 4th November 1851 made in pursuance of the Act of Parliament of the year 1848, 11 and 12 Vict. c. 109;

In the matter of the Commons Act, 1899; and
In the matter of the Charities Act, 1960.

THE CHARITY COMMISSIONERS FOR ENGLAND AND WALES
HEREBY ORDER that the following Scheme be approved and established as the Scheme for the regulation of the above-mentioned Charity:-

S C H E M E .

1. Administration of Charity. - The above-mentioned Charity and the property thereof specified in the schedule hereto and all other the property (if any) of the Charity shall be administered and managed subject to and in conformity with the provisions of this Scheme by the body of Trustees hereinafter constituted.

2. Vesting. - The land specified in the said schedule is hereby vested in the Official Custodian for Charities for all the estate and interest therein belonging to or held in trust for the Charity.

3. Investment of cash. - Sums of cash at any time belonging to the Charity and not needed for immediate working purposes shall be invested in the name of the said Official Custodian unless the Charity Commissioners otherwise direct.

4. Area of benefit. - (1) In this Scheme the expression "the area of benefit" shall mean the Parish of Greatham as the same existed in 1928.

(2) The said area is shown edged in red on the map deposited in the office of the Commissioners and identified by the official seal of the Commissioners and the number 33832.

(3) A copy or tracing of the said map shall be kept at all times with the other documents relating to the Charity and be available for inspection at any meeting of the Trustees.

TRUSTEES.

5. Trustees. - The body of Trustees shall consist when complete of five competent persons appointed by the Parish Council of Greatham. Except at first as hereinafter provided each appointment shall be made for a term of four years at a meeting convened and held according to the ordinary practice of the council. The chairman of the meeting shall cause the name of each person appointed to be notified forthwith to the Trustees or their clerk. The person appointed may be but need not be a member of the council.

6. First Trustees. - The following persons shall be the first Trustees under this Scheme and subject to the provisions hereinafter contained for determination of trusteeship shall be entitled to hold office as appointees of the council for the following periods respectively:

John Edwin Dunn, of 15 Bakersfield, Butcher, and
Bernard Hanson, of Moor Cottage, Longmoor Road,
Civil Servant, both in Greatham,
both for four years from the date of this Scheme;
Peter Haviland Hiley, of King's Holt, Blackmoor,
in the County of Hampshire, Company
Director, and
Dennis John Holliday, of Mill Farm, Greatham,
Farmer,
both for three years from the said date;
Marjorie Clare Wilcockson, of Cam Green Cottage,
Church Lane, Greatham, Spinster,
for two years from the said date.

7. Declaration by Trustees. - No person shall be entitled to act as a Trustee whether on a first or on any subsequent entry into office until after signing in the minute book of the Trustees a declaration of acceptance and of willingness to act in the trusts of this Scheme.

8. Determination of trusteeship. - Any Trustee who is absent from all meetings of the Trustees during a period of one year or who is adjudged bankrupt or makes a composition or arrangement with his or her creditors or who is incapacitated from acting or who communicates in writing to the Trustees a wish to resign shall cease thereupon to be a Trustee.

9. Vacancies. - Upon the occurrence of a vacancy the Trustees shall cause a note thereof to be entered in their minute book at their next meeting and shall cause notice thereof to be given as soon as possible to the council. Any competent Trustee may be re-appointed.

MEETINGS AND PROCEEDINGS OF TRUSTEES.

10. Ordinary meetings. - The Trustees shall hold at least two ordinary meetings in each year.

11. First meeting. - The first meeting of the Trustees shall be summoned by the said Peter Haviland Hiley or if he fails for three calendar months after the date of this Scheme to summon a meeting by any two of the Trustees.

12. Chairman. - The Trustees at their first ordinary meeting in each year shall elect one of their number to be chairman of their meetings until the commencement of the first ordinary meeting in the following year. The chairman shall always be eligible for re-election. If at any meeting the chairman is not present within ten minutes after the time appointed for holding the same or there is no chairman the Trustees present shall choose one of their number to be chairman of the meeting.

13. Special meetings. - A special meeting may be summoned at any time by the chairman or any two Trustees upon four days' notice being given to the other Trustees of the matters to be discussed. A special meeting may be summoned to take place immediately after an ordinary meeting.

14. Quorum. - There shall be a quorum when three Trustees are present at a meeting.

15. Voting. - Every matter shall be determined by the majority of votes of the Trustees present and voting on the question. In case of equality of votes the chairman of the meeting shall have a casting vote whether he or she has or has not voted previously on the same question but no Trustee in any other circumstances shall give more than one vote.

16. Minutes and accounts. - A minute book and books of account shall be provided and kept by the Trustees. Statements of account in relation to the Charity shall be prepared and transmitted to the Commissioners in accordance with the provisions of the Charities Act, 1960.

17. General power to make regulations. - Within the limits prescribed by this Scheme the Trustees shall have full power from time to time to make regulations for the management of the Charity and for the conduct of their business including the summoning of meetings, the appointment of a clerk, the deposit of money at a proper bank and the custody of documents.

LETTING.

18. Letting. - The Trustees shall let the whole or part of the said land provided that the Trustees shall not without the sanction of the Commissioners or a competent court create any tenancy wholly or partly in consideration of a fine or for a term ending more than 22 years after it is granted or for less than the best rent obtainable.

SALE.

19. Sale. - Subject to the authority of any further Order or Orders of the Commissioners the Trustees may sell the whole or part of the said land and may do and execute all proper acts and assurances for carrying any such sale into effect.

20. Proceeds of sale. - Unless the Commissioners otherwise direct the Trustees shall invest the clear proceeds of sale in the name of the Official Custodian for Charities in trust for the Charity.

21. Discharge of restrictions. - Any land let or sold as aforesaid shall be discharged during the period of the letting or upon completion of the sale from any restrictions as to use thereof imposed by or under the above-mentioned Inclosure Act, 1848, and any other enactment relating to inclosure.

APPLICATION OF INCOME.

22. 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.

23. Application of income. - Subject to the payment of the expenses aforesaid the Trustees shall apply the income of the Charity for the relief of poor persons resident in the area of benefit either in gifts in kind or grants of money: Provided that income shall not be applied directly in relief of rates, taxes or other public funds but may be applied in supplementing relief or assistance provided out of public funds.

GENERAL PROVISIONS.

24. 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: Provided that the Trustees from time to time may appoint two or more members of their body to be a committee for dealing with any cases of emergency but all acts and proceedings of committees shall be reported in due course to the Trustees.

25. 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.

26. Questions under Scheme. - Any question as to the construction of this Scheme or as to the regularity or the validity of any acts done or about to be done under this Scheme shall be determined by the Commissioners upon such application made to them for the purpose as they sufficient.

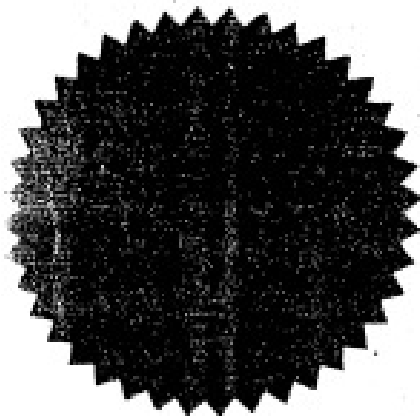
S C H E D U L E.

Land containing 4 acres or thereabouts situate at Greatham in the County of Hampshire and now let to Archibald Bernard Holliday at the yearly rent of £15.

£119 11s. 7d. cash on deposit account at the Petersfield branch of Westminster Bank Limited.

Note. - The above-mentioned land is subject to the payment of a yearly rentcharge of £3.

Sealed by Order of the Commissioners this 12th day
of August 1969.



T. Kett

ASSISTANT COMMISSIONER