

Ashington Community Centre Trust: Constitution (Trust Deed)

The First Schedule Above Referred To

1. The Trustees shall forthwith apply to the Charity Commissioners for England and Wales for an Order vesting the trust premises hereby conveyed in the Official Trustee of Charity Lands and upon such Order being made the Trustees shall cease to be the Trustees of the Trust Premises and the Charity shall thereafter be administered and managed by the members for the time being of the Committee of Management hereinafter mentioned as the Trustees thereof.
2. The property hereby conveyed (herein called "the Trust Premises") shall be held upon trust for the purposes of public playing fields and of physical and mental training and recreation and social moral and intellectual development through the medium of playing fields reading and recreation rooms library lectures classes recreations and entertainments for clubs societies or organizations having athletic social or educational objects and other purposes defined by Section 4 of the Physical Training and Recreation Act 1937 and Section 20 of the Open Spaces Act 1906 or otherwise as may be found expedient for the benefit of the inhabitants of the Parish of Ashington in the County of Sussex and its immediate vicinity without distinction of sex or of political religious or other opinions subject to the provisions of these presents.
3. The general management and control of the trust premises and the arrangements for their use shall be vested in a Committee of Management (hereinafter called "the Committee") consisting of not more than 21 Members (exclusive of Members co-opted under the power hereinafter contained) of whom 13 shall be elected at the first general meeting referred to in Clause 4 hereof in the first instance and on each subsequent appointment of members at the Annual General Meeting. The organisations mentioned in use 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 Trustees together with the persons whose names appear in the first column of the Second Schedule hereto (who have been appointed by the organisations mentioned opposite their respective names in the second column of that Schedule) shall together with the members elected at the first General Meeting as aforesaid be the first members of the Committee. Until the first General Meeting has been held the Trustees and 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 three members to represent interests in the said Parish not represented by any organisation.
4. There shall be an Annual General Meeting to be convened by the Committee in the month of May in each year the first of such meetings (herein called "the First General Meeting") to be convened in the month of May 1949 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 Ashington 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 13 members under Clause 3 hereof and for taking such action as it may decide under Clause 8 hereof. PROVIDED NEVERTHELESS that if in any year an Annual General Meeting shall not be convened and held in the month of May the Annual General Meeting for that year shall be held as soon as practicable after the month of May and such meeting shall be convened by such persons as shall be nominated for the purpose by the Charity Commissioners.

5. 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 member retiring 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 due Committee shall retire.

6. A casual vacancy arising from the death or resignation or removal of an appointed 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 through the death resignation or removal of a member of the Committee elected at the Annual General Meeting the Committee shall have power to fill such vacancy until the next Annual General Meeting.

7. In the event of any other organisation being formed in the said Parish with aims of a social recreational or educational character not inconsistent with those upon which the Trust Premises are held hereunder 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 such new organisation to appoint an additional member of the Committee in the same manner as if such new 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 3 hereof may be increased but no such resolution shall be effective until it has been approved by an order of the Charity Commissioners.

8. If any organisation entitled to appoint a member of the Committee ceased 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. The Committee in exercise of the powers vested in them by Section 13 (3) of the Open Spaces Act 1906 may make bye-laws governing the public playing fields.

9. 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.

10. The Committee may 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 games recreations 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 third of the total number of members of the Committee.

The Committee shall have power:

(i) To appoint sub-committees which may include persons other than members of the Committee.

(ii) To make Rules for the transaction of their business and

(iii) To delegate any of its functions to such sub-committees.

A sub-committee may co-opt not more than one sixth of its number from persons representing interests in the said Parish not otherwise represented.

11. 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 Westminster Bank at Worthing or at such other Bank as shall from time to time be substituted therefore by the Committee, any such substitution to be endorsed upon this Trust Deed together with a copy of the resolution relating thereto.

12. 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 playing fields 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.

13. The Committee may upon the vote of a majority of its members and (when necessary) with the consent of the Charity Commissioners 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.

14. 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 Ashington of which meeting not less than 14 days notice (stating that a resolution will 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 Charity Commissioners 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 thereof) 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 benefit of the inhabitants of the Parish of Ashington as may be approved by the Charity Commissioners and meanwhile such moneys shall be invested in the name of the Official Trustees of Charitable Funds and any income arising there from 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.

15. If any Rules or Regulations made under the power in that behalf hereinbefore contained are inconsistent with the provisions of these presents the latter shall prevail.

16. IT IS HEREBY CERTIFIED that the transaction hereby effected does not form part of a larger transaction or of a series of transactions in respect of which the amount or value or the aggregate amount or value of the consideration exceeds £1,500.

The Second Schedule Above Referred To

<u>Column I</u> Names of Representatives	<u>Column II</u> Organisations
Mr Dand	The Ashington Parish Council
Miss E W James	The Ashington Parochial Church Council
Mr Basil Davis	The Committee of the Ashington Men's Club
Mrs A Tucker	The Committee of the Ashington Women's Institute
Mr Charles James Botting (?)	The Society of Ashington Methodist Chapel
Mr F Davis	The Committee of Ashington Cricket Club
Mr F Wilson	The Committee of Ashington Football Club
Mrs C Ceal	The Committee of Ashington Stoolball Club

This constitution was signed in the presence of witnesses by Arthur George Linfield and Frank Willard