

Sealed 20th June 1980.

N167(S)



Stamp £1

County - Nottinghamshire.
Place - Averham.
Charity - Robin Hood Theatre
Trust.

L4.
251,116 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 Robin Hood
Theatre Trust, at Averham, in the County of
Nottinghamshire, regulated by a trust deed dated
the 29th November 1966; 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.
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. Powers of investment. - The Trustees of the Charity
shall continue to have the powers of investment referred to
in Clause 6 of the above-mentioned trust deed dated the
29th November 1966.

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OBJECT.

4. Object of Charity. - (1) The object of the Charity shall be to advance public education through the provision of a theatre for the promotion and encouragement of drama and the arts.

(2) The said land with the buildings thereon shall be held upon trust for the object of the Charity as aforesaid.

TRUSTEES.

5. Trustees. - The Nottinghamshire County Council acting in accordance with their usual procedure shall be the Trustees of the Charity.

6. Functions. - The Trustees shall have the general superintendence of the policy of the Charity and of the administration thereof by the Committee of Management hereinafter constituted.

COMMITTEE OF MANAGEMENT.

7. Committee of Management. - For the day to day administration of the Charity there shall be a Committee of Management (hereinafter referred to as the Committee) consisting when complete of nine competent persons (hereinafter referred to as Members) being

Five Nominative Members and
Four Co-optative Members.

8. Nominative Members. - The Nominative Members shall be appointed as follows:

Two by the Lord Bishop of Southwell, and
Three by the Trustees.

Except at first as hereinafter provided -

(1) Each appointment by the said Lord Bishop shall be made for a term of four years by nomination in writing signed by him and addressed to the Committee.

- (2) Each appointment by the Trustees shall be made for a term of four years at a meeting convened and held according to the ordinary practice of the Trustees. The Chairman of the meeting shall cause the name of each person appointed to be notified to the Committee. The person appointed may be but need not be a member of the Nottinghamshire County Council. Where the person appointed is a member of the said council his or her appointment shall determine immediately upon his or her ceasing to be such a member.

9. First Nominative Members. - The following persons shall be the first Nominative Members and subject to the provision hereinafter contained for determination of membership shall be entitled to hold office for the following periods respectively:

As appointees of the said Lord Bishop -

José King, of 11 Valley Prospect, Newark,
in the County of Nottinghamshire,
Married Woman,
for four years from the date of this Scheme;
Christopher Charles Dudley Hart, of
The Burnt House, South Collingham,
in the said county, Solicitor,
for two years from the said date.

As appointees of the Trustees -

Edith Anne Yates, J.P., of Manor Close,
Rolleston, in the said county,
Married Woman,
for three years from the said date;
Andrew Stuthers Stewart, of Beastthorpe
Farm, Caunton, in the said county,
Farmer,
for two years from the said date;
Maud Evelyn Gray, J.P., of 22 First Avenue,
Clipstone, in the said county,
Married Woman,
for one year from the said date.

10. Co-optative Members. - The Co-optative Members shall be voluntary helpers associated with the work of the theatre of the Charity.

11. First Co-optative Members. - The following persons shall be the first Co-optative Members and subject to the provisions hereinafter contained for determination of membership shall be entitled to hold office for the following periods respectively:

Arthur Ronald Pewter Brown, of Blacksmiths Lane, Kelham, in the County of Nottinghamshire, Electrical Engineer, and
Denise Smith, of Fiskerton House, Fiskerton, in the said county, Housewife,
both for five years from the date of this Scheme;
Richard Michael Stevenson, of Manor Cottage, Rectory Lane, Averham, in the said county, Company Director, and
Stephen Doncaster, of 15 Westgate, Southwell, in the said county, Head of Department of Design,
both for three years from the said date.

12. Future Co-optative Members. - Every future Co-optative Member shall be appointed for a term of five years by resolution of the Members passed at a special meeting of which not less than 21 days' notice has been given and may be so appointed not more than one month before the term of an existing Co-optative Member expires with effect from the date of expiry but so that the latter shall not vote on the matter.

13. Declaration by Members. - No person shall be entitled to act as a Member whether on a first or on 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 the Charity.

14. Determination of Membership. - Any Member who is absent from all meetings of the Committee during a period of one year and any Member 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 Committee a wish to resign shall cease thereupon to be a Member.

15. Vacancies. - Upon the occurrence of a vacancy the Committee 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 said Lord Bishop or the Trustees, as the case may be. Any competent Member may be re-appointed.

16. Appointment of advisers. - The Trustees shall be entitled from time to time to appoint not more than two of the officers of the said council to attend and be heard in an advisory capacity, but not to vote, at meetings of the Committee.

MEETINGS AND PROCEEDINGS OF THE COMMITTEE.

17. Ordinary meetings. - The Committee shall hold at least four ordinary meetings in each year.

18. First meeting. - The first meeting of the Committee shall be summoned by the said Christopher Charles Dudley Hart or if he fails for three calendar months after the date of this Scheme to summon a meeting by any two of the Members.

19. Chairman. - The Committee 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 Members present shall choose one of their number to be chairman of the meeting.

20. Special meetings. - A special meeting may be summoned at any time by the chairman or any two Members upon not less than four days' notice being given to the other Members of the matters to be discussed. A special meeting may be summoned to take place immediately after an ordinary meeting.

21. Quorum. - There shall be a quorum when four Members are present at a meeting.

22. Voting. - Every matter shall be determined by the majority of votes of the Members present and voting on the question. In the 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 Member in any other circumstances shall give more than one vote.

23. Minutes and accounts. - A minute book and books of account shall be provided and kept by the Committee. Statements of account in relation to the Charity shall be prepared and transmitted to the Charity Commissioners in accordance with the provisions of the Charities Act, 1960, except if and in so far as the Charity is excepted by order or regulations.

24. General power to make regulations. - Within the limits prescribed in this Scheme the Committee 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 deposit of money at a proper bank and the custody of documents.

25. Treasurer. - The Treasurer of the Charity shall be the County Treasurer for the time being of the Nottinghamshire County Council.

26. Theatre Administrator. - The Committee may in consultation with the Trustees appoint a Theatre Administrator to perform such duties as the Committee prescribes at such reasonable salary and upon such reasonable terms as to notice within the limits permitted by law and otherwise as the Committee think fit.

27. Other staff. - The Committee may from time to time employ such other persons to fill such offices and to perform such duties as the Committee consider necessary for the proper administration and management of the Charity at such reasonable salaries and upon such reasonable terms as to notice within the limits permitted by law and otherwise as the Committee think fit.

INSURANCE.

28. Insurance. - The Committee shall insure the said buildings and the furnishings, fittings and effects therein to the full value thereof against fire and other usual risks and shall suitably insure against risks arising out of the ownership of property and the employment of persons.

APPLICATION OF INCOME.

29. Expenses of management. - The Committee 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.

30. Application of income. - Subject to payment of the expenses aforesaid the Committee shall apply the income of the Charity in furthering the object of the Charity.

MORTGAGE SALE AND LETTING.

31. Mortgage. - The Committee shall have power to mortgage the said land and buildings or any part thereof subject nevertheless to the consent of the Trustees and to the authority of any further Order or Orders of the Commissioners.

32. Sale. - If the said land and buildings shall no longer be required for use in furthering the object of the Charity, the Committee shall have power to sell the same subject nevertheless to the consent of the Trustees and to the authority of any further Order or Orders of the Commissioners.

33. Letting. - If the said land and buildings shall no longer be required for use in furthering the object of the Charity, the Committee shall have power with the consent of the Trustees to let the same but the Committee 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.

34. Proceeds of sale or letting. - The Committee shall with the approval of the Commissioners apply the clear proceeds of any such sale or letting as aforesaid in either of the following ways:

- (1) in the purchase of other land and buildings to be held upon the trusts of this Scheme;
- (2) for such charitable purposes for the benefit of The Royal General Theatrical Fund Association as the Committee may decide and as may be approved by the Commissioners.

GENERAL PROVISIONS.

35. Annual report to Trustees. - A report by the Committee on the work of the Charity in the previous year and a copy of the accounts of the Charity for that year shall be submitted annually to the Trustees.

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

37. 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 think sufficient.

S C H E D U L E.

Land situate at Averham in the County of Nottinghamshire with the buildings thereon known as the Robin Hood Theatre being the land comprised in a conveyance dated the 4th May 1967 and made between The Right Reverend Wilfred Lewis Mark Way of the first part, the Church Commissioners for England of the second part, The Fidelity Trust Limited of the third part and Valerie Joan Baker and two others of the fourth part.

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The following chattels:

Theatre

150 fixed tip-up seats.

Stage

2 pianos.
2 backstage speakers.
2 forestage speakers.
general stage lighting and equipment.
various braces and weights.
various sound equipment.

Dressing Rooms

2 portable electric heaters.
1 washing machine.
12 chairs.

Supper Room and Coffee Bar

12 chairs.

Kitchen

2 electric cookers.
1 water heater urn.
2 electric fridges.
2 tables.
2 moveable cupboards.
2 benches.
4 stools.
various cooking utensils.
various cups.
various saucers.
various plates.

Bar

1 portable fan heater.
various drinking glasses.
various dispensing equipment.

Wardrobe

various male costumes.
various female costumes.
various hats.
various pairs of shoes.

Dormitory I

3 double bunk beds.
1 wash stand.
1 chest of drawers.
6 sleeping bags.
6 blankets.

Dormitory II

9 beds.
9 sleeping bags.
9 blankets.

Scenery Store

various wood and canvas flats.

Forecourt

2 wooden benches.
1 wrought iron table.
2 chairs.

Furniture Store (Outbuilding)

various sofas.
various tables.
various carpets.
various chairs.

Curtain Store

various pairs of curtains.

Prop Store

various props.

£4,932.41 cash on deposit account at the branch of
the National Westminster Bank Limited at White House,
Southwell.

£191.60 cash on current account at the said branch
of the said bank.

Sealed by Order of the Commissioners this 20th day
of June 1980.



Graham S. Goodchild.

Graham S. Goodchild.

ASSISTANT COMMISSIONER