

Charities Act 1973

Mount Street Club Trust Objects and Rules

Original

Scheme of Incorporation dated the 7th day of August 2007 made by the Commissioners of Charitable Donations and Bequests for Ireland under Section 2 of the Charities Act 1973.

WHEREAS:

1. By Order made on the 15th day of May 2007 a Cy-Prés Scheme for the administration of the Mount Street Club (hereinafter called "the Charity" was settled by the Commissioners of Charitable Donations and Bequests for Ireland in pursuance of Section 29 of the Charities Act 1961 (as amended by Section 8 of the Charities Act 1973 and by Part 2 of the Social Welfare (Miscellaneous Provisions) Act 2002).
2. The monies and investments of the Charity consist of those described in the Schedule hereto and other monies, funds, securities, investments, and properties as may be from time to time granted, devised, bequeathed, accumulated, or otherwise acquired for the purposes of the Charity.
3. The said monies, investments and divestments described in the Schedule hereto are subject to the trusts set out in the main object of the Charity as set out below.
4. The Trustees have applied to the Commissioners of Charitable Donations and Bequests for Ireland (hereinafter called "the Commissioners") for a scheme of incorporation under the Charities Act 1973 establishing the said Charity as a body corporate and vesting the said properties, monies, and investments in that body:
5. It appear to the Commissioners to be expedient that such scheme of incorporation should be made in relation to the said Charity as is hereinafter set forth.

NOW THEREFORE the Commissioners in pursuance of Section 2 of the Charities Act 1973 hereby make the following scheme:

Updated April 2021 – Registered with CRA

Corporation

A. There is hereby established a body corporate known as Mount Street Club Trust.

B. Main Object:

The main object and purpose of the Mount Street Club Trust (hereinafter referred to as "the Trust") is the relief of the effects of disadvantage and poverty associated primarily with unemployment either through donations and grants to charities in the Republic Of Ireland (recognised as such by the Revenue Commissioners) which provide basic skills and training, rehabilitation, education and other relevant assistance aimed at such relief or by any other direct means that may seem appropriate from time to time.

C. Rules of the Mount Street Club Trust:

1. In these Rules, the Fund shall mean all money, investments and property of The Mount Street Club including the investments and property from time to time representing same and all additions or accretions thereto together with all accumulations of income therefrom.
2. The Trustees shall stand possessed of the Fund upon trust to apply same solely and exclusively for the objects and purposes aforesaid in such manner and in all respects as the Trustees from time to time in their absolute discretion think fit.
3. The Fund shall be administered in the Republic of Ireland in accordance with the laws from time to time in force.
4. The targeted beneficiaries of any scheme or project proposal from any eligible charity will be without regard to gender, marital status, family status, sexual orientation, religion, age, disability, race, or membership of the Traveller community:
 - (a) The area of residence of targeted beneficiaries will be the greater Dublin area consisting of Counties Dublin, Kildare, Meath, and Wicklow. .
 - (b) The donee charity must not be affiliated to any political party.
 - (c) The grant / donation can be either towards capital or current funding for existing and new schemes or projects which have objects consistent with the main object of the Trust. .

Updated April 2021 – Registered with CRA

- (d) Donations / grants will take account of any funding available to the beneficiaries through Government, E.U. and any other sources.

5. The Trust shall have power:

- (a) To invest, acquire property, enter into leasing or letting agreements and to borrow monies as seems appropriate.
 - (b) To appoint, employ and remunerate such advisors and agents as the Trustees consider necessary for the attaining or carrying out of the said objects and purposes but so that none of the Trustees shall ever receive remuneration from the Fund.
 - (c) To open and operate any bank accounts (including a current account and to retain monies on current account) provided always that monies, cheques or other bills of exchange shall not be drawn or written on or out of any such account except by cheque or appropriate withdrawal form signed by the Trustees or not less than 2 persons one of whom shall be a Trustee and the other being a person nominated for that purpose by the Trustees.
 - (d) To advertise inviting applications for donations and grants to charities in Ireland in accordance with the main object.
 - (e) To do such things not specifically set forth above as may in the opinion of the Trustees be conducive to the attainment of the main object of the Trust.
6. The Trustees may meet together in person, or remotely via video or teleconference, for the dispatch of the business of the Fund, adjourn and otherwise regulate their meetings and proceedings as they think fit. Questions arising at any meeting of the Trustees shall be decided by a majority of the Trustees present and in case of an equality of votes the Chairman of the meeting so appointed by the Trustees shall have the second or casting vote for the purpose of deciding any question. The quorum for any meeting of Trustees shall be 3 Trustees.
7. The number of Trustees at any time shall not be less than five and not more than ten provided that in the event of the numbers falling below this minimum number, the existing Trustees shall nevertheless have power to appoint additional Trustees..
8. New trustees will be appointed by the existing Trustees by a decision of at least two thirds of those attending a meeting called to approve such appointments and for which the required notice with particulars has been duly served. A Trustee may retire by writing under his or

her hand and such retirement shall be recorded in the Trustee's minute book and such records shall be conclusive evidence of the retirement

- 9 Prolonged absence from meetings and/or a change of permanent residence to outside the State will be considered grounds for a Trustee to be removed from office after advance notice of such intention is given to him / her and the absences persist.
10. The Chairman will be elected annually by a majority of the Trustees attending at a meeting where this has been duly notified in advance. In the absence of the Chairman at any meeting the Trustees present will appoint a Chairman for that meeting.
11. The Secretary appointed by the Trustees will be responsible for notifying Trustees of all meetings by giving at least 14 days notice (with an agenda and particulars of matters to be considered / determined) prior to the date of any such meeting. The Secretary shall as soon as practicable following a meeting circulate draft minutes thereof to all of the Trustees. In the event that the Secretary is unavailable, the Chairman may appoint a person or may himself carry out the of Secretary on a temporary basis in order to facilitate the calling of meetings.
12. The Rules outlined above can only be modified or changed by a two-thirds majority of Trustees attending a meeting called for this purpose for which the required notice with particulars of the proposed change has been served.
13. The Trustees may appoint a committee or sub-committee to assist them in the administration of the Fund.
14. The Trustees shall:
 - (a) Cause proper minutes to be kept and entered in a book provided for the purpose of all the resolutions and proceedings, and any such minutes of any meeting of the Trustees purported to be signed by the Chairman of that or the next meeting of the Trustees shall be conclusive evidence of the matter stated in those minutes.
 - (b) Cause full accounts to be kept of the Fund and of all income arising therefrom, all dealings therewith and all payments made thereout.

15. All decisions to award grants and donations must be made by the majority of the Trustees attending a meeting called for the purposes of approving such grants or donations. Particulars of the proposed grants / donations must be circulated with notice 14 days prior to the meeting. Any proposal not so circulated shall not be decided upon unless there is a quorum of 5 Trustees present and there is unanimous agreement between them.

16. Income And Property

The income and property of the trust/body shall be applied solely towards the promotion of main object(s) as set forth in this Deed of Trust /Constitution / Rules. No portion of the trust/body's income and property shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise howsoever by way of profit to members of the trust/body. No charity trustee* shall be appointed to any office of the trust/body paid by salary or fees, or receive any remuneration or other benefit in money or money's worth from the trust/body. However, nothing shall prevent any payment in good faith by the trust/body of:

- 1 reasonable and proper remuneration to any member or servant of the trust/body (not being a charity trustee) for any services rendered to the trust/body;
- 2 interest at a rate not exceeding 1% above the Euro Interbank Offered Rate (Euribor) per annum on money lent by charity trustees or other members of the trust/body to the trust/body;
- 3 reasonable and proper rent for premises demised and let by any member of the trust/body (including any charity trustee) to the trust/body;
- 4 reasonable and proper out-of-pocket expenses incurred by any charity trustee in connection with their attendance to any matter affecting the trust/body;
- 5 fees, remuneration or other benefit in money or money's worth to any Company of which a charity trustee may be a member holding not more than one hundredth part of the issued capital of such Company;
- 6 Nothing shall prevent any payment by the trust/body to a person pursuant to an agreement entered into in compliance with section 89 of the Charities Act, 2009 (as for the time being amended, extended or replaced).

*charity trustee as defined by section 2(1) of the Charities Act, 2009

17. Additions, alterations or amendments

The Body must ensure that the Charities Regulator has a copy of its most recent Rules. If it is proposed to make an amendment to the Rules of the Body which requires the prior approval of the Charities Regulator, notice in writing of the proposed changes must be given to the Charities Regulator for approval, and the amendment shall not take effect until such approval is received.

18. Winding up

If upon the winding up or dissolution of the Trust there remains, after satisfaction of all its debts and liabilities, any property whatsoever, it shall not be paid to or distributed among the members of the Trust. Instead, such property shall be given or transferred to some other charitable institution or institutions having main objects similar to the main objects of the Trust. The institution or institutions to which the property is to be given or transferred shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as is imposed on the Trust under or by virtue of Clause 16 hereof. The Trustees shall select the relevant institution or institutions at or before the time of dissolution, and if and so far as effect cannot be given to such provisions, then the property shall be given or transferred to some charitable object. .

Keeping of Accounts

19. Annual accounts shall be kept and made available to the Revenue Commissioners.

Updated April 2021 – Registered with CRA

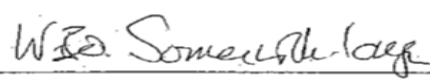
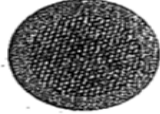
GIVEN under the Common Seal of the Commissioners of Charitable Donations and Bequests.



Updated April 2021 – Registered with CRA

Signed, Sealed and Delivered by
the TRUSTEES


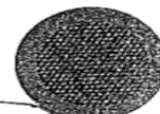
in the presence of:-


_____ 

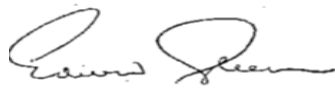
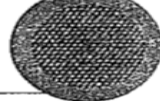
Mr. William Beecher Somerville-Large


_____ 


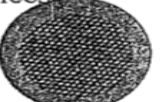
Mr. Peter Perrem


~~_____~~ 

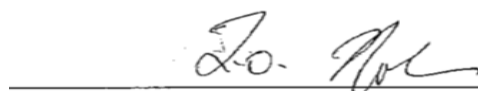
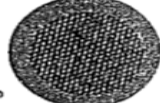
Mr. Bob Carroll


_____ 

Mr. Edward Gleeson


_____ 

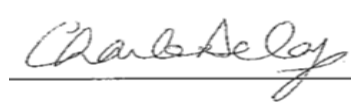
Mr. Pat Morgan


_____ 

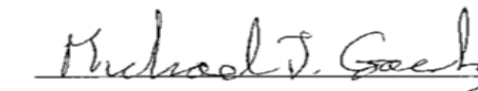
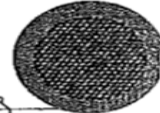
Mr. Tom Nolan


_____ 

Mr. Michael McNamara


_____ 

Dr. Charles Brian Delap


_____ 

Dr. Ml. J. Ganly