

CHARITABLE TRUST COMMITTEE
19/09/2017 at 6.00 pm



Present: Councillor Iqbal (Chair)
Councillors M Bashforth, Harkness, McCann (Substitute) and
Phythian

Also in Attendance:

Elizabeth Cunningham- Doyle	Solicitor, Oldham Metropolitan Borough Council (OMBC)
Fabiola Fuschi	Constitutional Services Officer, OMBC
Keith Moss	Interim Senior Estates Surveyor, Unity Partnership

1 **ELECTION OF CHAIR**

The Committee was asked to elect a Chair for the duration of the Municipal Year 2017/18.

RESOLVED that Councillor Iqbal be nominated Chair of the Charitable Trust Committee for the duration of the Municipal Year 2017/18

2 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillor Gloster who was substituted by Councillor McCann.

3 **URGENT BUSINESS**

There were no items of urgent business received.

4 **DECLARATIONS OF INTEREST**

Councillor Iqbal declared a personal interest at Item 8 – Former Werneth Youth Centre, 146 Werneth Hall Road, Werneth, by virtue of his appointment as Ward Councillor in Werneth.

5 **PUBLIC QUESTION TIME**

There were no public questions received.

6 **TERMS OF REFERENCE**

The Committee gave consideration to the terms of reference of the Charitable Trust Committee which had been approved at the Full Council meeting on 12th July 2017.

The report was presented by the Council's Corporate Solicitor who explained that the Committee had been established to exercise the Council's common law / statutory duty to act as charitable trustee. This was a separate responsibility from the executive function and the Council was asked to act as charitable trustee on behalf of the community.

A list of property assets subject to charitable trusts where the Council was the sole trustee was attached to the report. Decisions on these assets would be made by the Charitable Trust Committee.

It was also explained that if a conflict of interests between the Council and one of the trust funds rose, the trustee would need to look at independent external advice.

It was reported that assurance had been received from the Council's Finance team that the Trusts' assets were held and accounted separately from the Council's properties.

RESOLVED that the terms of reference of the Charitable Trust Committee be noted.

7 **EXCLUSION OF THE PRESS AND PUBLIC**

RESOLVED that, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they contain exempt information under paragraph 3 of Part 1 of Schedule 12A of the Act, and it would not, on balance, be in the public interest to disclose the reports.

8 **FORMER WERNETH YOUTH CENTRE, 146 WERNETH HALL ROAD, WERNETH.**

The Committee gave consideration to the commercially sensitive information in relation to Item 8 – Former Werneth Youth Centre, 146, Werneth Hall Road, Werneth.

RESOLVED that:

1. The course of actions outlined in Option 1 of the report be agreed.
2. Contact be made with the Charity Commission as per Option 1 of the report.
3. A meeting of the Charitable Trust Committee be convened following receipt of information from the Charity Commission.

The meeting started at 6.00 pm and ended at 6.18 pm