

Copy from the original document. The three trustees mentioned below signed the three pages. two witnesses also signed the third page. The document has a Ten Shilling stamp on it.

DEED OF TRUST by the Trustees of Dunshelt Community Council (1956)

DEED of TRUST made the twenty sixth of August, nineteen hundred and fifty seven by Reverend Thomas Lithgow, Minister of Auchtermuchty Parish Church, Auchtermuchty, Gavin McLuggage, Manager of Bank of Scotland, Burnside, Auchtermuchty, and Archibald Stenhouse, District councilor for the District of Dunshelt in the county of Fife, as Trustees ex officiis, as Minister, manager and District councilor of aforesaid, for behoof of Dunshelt Community Council incorporating the Dunshelt Mutual Improvement Society (the persons from time to time acting hereunder being hereinafter called the Trustees)

Whereas (1) by Disposition granted by John Duncan, Motor Engineer, residing at Main Street Dunshelt, Auchtermuchty, in favour of the Trustees dated twenty sixth August, Nineteen hundred and fifty six and recorded in the Division of the General register of Sasines applicable to the County of Fife on the Nineteen hundred and fifty six, we, as Trustees, are heritably vest in the subjects therein described which Comprise a Hall for the use of the inhabitants of Dunshelt in the County of Fife and (2) it is right and proper that we should declare purpose for which we hold the said subjects THEREFOE WE HEREBY DECLARE as follows viz: -

First The said subjects and the building erected or to be erected therefore (herein after referred to as "The Trusts subjects") are dedicated and shall be held by us and our successors as Trustees in all time coming for the purpose of physical and mental training and recreation, and social, moral and intellectual development through the medium of reading and recreation rooms, library, lectures, classes, recreation or otherwise as may be found expedient of the inhabitants of Dunshelt in the County of Fife and its immediate vicinity, without the distinction Sex or of political, religious or other opinions subject to the provision of these presents.

Second The general management and control of the Trust subjects and the arrangements for their use shall be vested in a Committee of Management (hereinafter called "The Committee" consisting of not more than thirteen members, of whom thirteen shall be elected at the first general meeting referred to in Clause three hereof, in the first instance, and on each subsequent appointment of members at the annual general meeting.

Third There shall be an Annual General Meeting to be convened by the Committee in the month of June in each year; the first if such meetings (herein called "The First General Meeting") was convened in the month of June, Nineteen Hundred and fifty six by one week's notice to be affixed to some conspicuous part of the Trust subjects, or other conspicuous place or places in the said parish; those entitled to attend such meetings shall be the inhabitants of the age of eighteen or upwards of either sex in the village of Dunshelt; the purpose of the said meeting shall be to receive the Report and Accounts of the Committee; to appoint members under the Clause second hereof, and to take such action as it may decide under Clause Seventh thereof.

Fourth All member of the Committee shall retire annually at the Annual General Meeting. Every organization entitled to nominate a Member of the Committee to take place of a Member retiring at an Annual General Meeting shall make the nomination at any time within one month before the Annual General Meeting at which the retiring member of the Committee shall retire.

Fifth A casual vacancy arising from the death or resignation or removal of a member of the Committee shall be filled by the organization by which such member shall be have been nominated and the person nominated shall retire at the time when the vacating member would have retired. In the event of a vacancy arising through the death, resignation or removal of any other Member of the Committee, the Committee shall have power to fill such vacancy until the next Annual General Meeting.

Sixth In the event of any other organisation being formed in the said Parish with aims of a social, or educational character, not inconsistent with those upon which the Trust subjects are held here under, the Committee shall have the power by a resolution of the Committee passed at a meeting at which not less than two-thirds of all 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 Clause Second hereof and for this purpose the total number of members may be increased.

Seventh If any organisation entitled to nominate a Member of the Committee ceases to exist or fails to make a nomination 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.

Eighth 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.

Ninth The Committee may from time to time make and alter Rules and Regulations for the conduct of its business and for the summoning and conduct of its meetings and in particular with reference to (a) the terms and conditions upon which the Trust subjects may be used for meetings, social gatherings and other purposes, and the sum (if any) to be paid for such use; (b) the appointment of 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 subjects as it may consider necessary and (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 Total Number of members of the Committee.

Tenth All payments in respect of the use of the Trust subjects and all donations for the benefit thereof shall be paid into a Trust Account at the Cupar, Fife Savings bank at Auchtermuchty or such other Bank as shall from time to time be substituted therefor by the Committee.

Eleventh The moneys standing to the credit of the said Account shall be applied as the committee shall decide in repairing and insuring the Trust subjects or the 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, books, newspapers, periodicals and other literature and means of recreation and otherwise for the upkeep and improvement of the Trusts subjects.

Twelfth The Committee shall provide the Trustees with sufficient funds to meet all such expenditure (if any) in connection with the Trusts subjects as the Trustees may be liable for and shall keep the Trustees indemnified against all liability (if any) in respect thereof.

Thirteenth The Committee may upon a vote of a majority of its members and subject to the consent of the Scottish Council of Social Service (Incorporated) from time to time require the Trustees by heritable security or otherwise, to obtain such advances on the security of the Trusts subjects 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 loan on the security of the Trust's subjects.

Fourteenth Vacancies in the office of the Trustee shall be filled up by persons appointed by the Committee declaring that the number of Trustees shall at no time be less than three; the Trustees themselves shall not have power to assume new Trustees.

Fifteenth If the committee decide by a majority at any time that on the ground of expense or otherwise it is necessary or advisable to discontinue the use of the Trust subjects in whole or part, for the purposes herein mentioned, they shall call a meeting of the inhabitants of the age of eighteen years upward in the said village of which meeting not less than fourteen days notice shall be given by posting a copy of the notice, containing a copy of the proposed resolution to be moved, in a conspicuous place or places on the trust subjects and by advertising in a newspaper circulating in said village and if such decision shall be confirmed by a majority of the residents of such village present at such meeting and voting, the Trustees may, subject to the consent of the Secretary of State for Scotland (Or the Scottish Council of Social Service on his behalf) let or sell the trust subjects or any part thereof, and all moneys arising from such letting or sale (after satisfaction of any liabilities properly payable there out) shall be applied either in the hire or purchase of other subjects approved by the committee, and to be held upon the Trusts for the purposes and subject to the provisions herein before written, or as near thereto as circumstances will permit, or towards such other charitable purposes or objects for the benefit of the inhabitants of the said parish as may be approved by the Secretary of State for Scotland (Or the Scottish Council of Social Service on his behalf) and in the interval such moneys shall be invested in the name of the Trustees and any income arising there from shall either be accumulated (For such time as may be allowed by law) by investing the same and 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 subjects may be properly be applied.

Lastly If any rules or regulations made under the power in that behalf herein before contained are inconsistent with the provisions of these presents the latter shall prevail: and we consent to registration hereof for preservation: IN WITNESS WHEREOF these presents typed on this and the two preceding pages are subscribed by the parties hereto all at Auchtermuchty on the twenty sixth day of August Nineteen hundred and fifty seven, before these witnesses: Charles Ian Riddell, Bank Teller and Peta Ruth Rennie, Bank Clerkess, both of Bank of Scotland, Auchtermuchty , Fife.

The above is the constitution it was amended on 11th May 1977

This ammendment document reads as follows: -

Following the committee meetings of 10th July 1974 and 13th November 1974 when it was decided to name new Trustees of the village hall and to change the name of the organisation a resolution was passed by the committee meeting on 11th May 1977 thus:
It was proposed by Mr G. W. Bowen
And seconded By Mrs A. Duncan
That

“ As the Trustees of the Dunshelt Village Hall are no longer available to continue their duties as set out in the Deed of Trust dated 26th day of August 1957, the President, Secretary, treasurer and minister of the church of Scotland in Auchtermuchty, be appointed as Trustees of the village hall in Dunshelt and the name of the organisation known as Dunshelt Community Council be changed to Dunshelt Community Association”

This proposal was accepted by the committee on Wednesday 11th May 1977

This is a true copy of the resolution

President signed by
Treasurer signed by Graham Bowen

Witness
Signed by
22 Main Street
Dunshalt

Witness
signed by John Reekie
5 Main Street Dunshalt