

# Report

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Report to:	<b>Finance and Information Technology Resources Committee</b>
Date of Meeting:	<b>14 June 2011</b>
Report by:	<b>Chief Executive</b>

Subject:	<b>Governance of Trust Funds - 2010/2011 Expenditure</b>
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## 1. Purpose of Report

1.1. The purpose of the report is to:-

- ◆ Inform Committee of the payments made to beneficiaries from the trust funds administered by the Council.

## 2. Recommendation(s)

2.1. The Committee is asked to approve the following recommendation(s):-

- (1) that the contents of this report are noted.

## 3. Background

3.1. South Lanarkshire Council administers a total of 110 Trust Funds. The value of these Trust Funds as at 1 April 2010 was £0.864m.

3.2. These Trusts are primarily the result of bequests which have gifted varying sums of money to the Council for specific purposes such as assisting the poor, or to provide prizes in schools.

3.3. In a report to Finance and Information Technology Resources Committee in January 2010, it was agreed that an annual report on the financial position of trust funds would be provided, advising of monies distributed and remaining balances within Trusts. This paper is intended to fulfil that commitment.

## 4. Summary of Financial Position for 2010/11

4.1. The opening balance of the trust funds as at 1 April 2010 was £0.864m.

4.2. During 2010/11 expenditure totalled £0.040m of which £0.038m was distributions to beneficiaries of the trust funds. The remaining £0.002m was fees payable for the management of the Loudon Bequests investment portfolio.

4.3. The expenditure was partly offset by income of £0.031m, resulting in a deficit of £0.009m and a closing balance on the funds of £0.855m

4.4. Appendix 1 details the payments made to beneficiaries and the remaining balances of the funds.

## **5. Ongoing Governance of Trusts**

- 5.1. The Finance and Information Technology Resources Committee will continue to act as the governing body of the Trusts. Annual reports will be presented to Committee advising of monies distributed and remaining balances within Trusts. The Chief Executive will act on behalf of the Committee in administering the Trusts and any changes to the beneficiaries will be notified to the Chair and relevant local members.
- 5.2. The recipients of the Education Trust Funds are deemed to be the schools. The selection of individual prize winners is administered by the schools.
- 5.3. The Council is also required to submit a report each year to the Office of the Scottish Charity Regulator (OSCR), including both the accounts for the trust, and also an Annual Report including information on the performance, governance and outcomes of the Trust.

## **6. Employee Implications**

- 6.1. None.

## **7. Financial Implications**

- 7.1. All financial implications arising from the Trust review can be met by the Trust Funds.

## **8. Other Implications**

- 8.1. There is a risk that the funds of the Trusts are not used for the purpose that they were intended. To mitigate this risk, the governance arrangements in place ensure that this Committee is advised of the balance and distribution of funds. In addition OSCR also receive an annual report on the Trusts and their purpose.

## **9. Equality Impact Assessment and Consultation Arrangements**

- 9.1. There is no requirement to carry out an impact assessment in terms of the information contained in this report.
- 9.2. There is also no requirement to undertake any consultation in terms of the information contained in this report.

**Archibald Strang**  
**Chief Executive**

20 May 2011

## **Link(s) to Council Values/Improvement Themes/Objectives**

- ◆ Value: Accountable, effective and efficient

## **Previous References**

- ◆ Finance and IT Resources Committee, 7 July 2009
- ◆ Finance and IT Resources Committee, 19 January 2010

## **List of Background Papers**

None

## **Contact for Further Information**

If you would like to inspect the background papers or want further information, please contact:-

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### Trust Number 1: Larkhall Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
John Nivison Bequest	Gifted by Mr. John Nivison - revenue to be applied in Dalsersf Parish - 4/6ths coal for poor, 1/6th Dykehead Colliery Committee for infirm workmen and widows, 1/6th school prizes for schools in Larkhall./ (with power to change allocation, if necessary)	£120.00	£10 each to 5 Larkhall residents £10 each to the following schools: Larkhall Academy Craigbank Primary Glengowan Primary Hareleeshill Primary Machanhill Primary Robert Smillie Memorial St Mary's Primary	£6,846.87
<b>Total Fund Balance</b>				<b>£6,846.87</b>

### Trust Number 2: Clydesdale East Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
JE Black	For the aid and benefit, individually or as a whole, of the residents of the town of Biggar, who are, or would be but for the lack of entitlement, in receipt of a Government retirement pension.	£50.00	£10 each to 5 Biggar residents	£1,396.53
Mungo Henshaw	Legacy by late Mungo Henshaw in 1857 for poor of Wiston and Roberton	£0.00		£251.48
Walston Parish	Bequest for poor of Parish of Walston	£0.00		£212.47
Vary Bequest	For the deserving poor to be divided equally between parishes of Carmichael 4, Pettinain 2, Lanark 6.	£0.00		£3,367.84

James and Janet Alexander Nursing Bequest	To provide suitable nurses and medical attendance, medicine, medical and surgical appliances and necessaries for invalids and convalescents among inhabitants of Leadhills.	£180.00	£20 each to 9 Leadhills residents	£30,206.01
James Alexander Coal Bequest	To provide coal for the poor of the village of Leadhills	£120.00	£30 each to 4 Leadhills residents	£1,091.25
James Grierson	For the benefit of such poor and deserving persons residing in and natives of the Parish of Leadhills.	£280.00	£40 each to 7 Leadhills residents	£10,551.14
Archibald Cameron	For the poor of Leadhills, except immigrants living there less than ten years.	£0.00		£316.94
Symington Memorial	Upkeep of the William Symington Memorial in Leadhills	£0.00		£167.79
Leadhills War Memorial	Unknown	£0.00		£258.13
<b>Total Fund Balance</b>				<b>£47,819.58</b>

### Trust Number 3: Clydesdale West Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Mauldslie	Bequest by forefathers of late Sir Wyndham Anstruther for the poor of Parish of Carluke	£0.00		£190.08
<b>Total Fund Balance</b>				<b>£190.08</b>

### Trust Number 4: Rutherglen Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Rutherglen Mortified Money	For poor of Rutherglen	£696.00	Money used to provide a meal and small cash gift to elderly residents of Rutherglen	£29,263.23
McFarlane's Property	Unclaimed balance as per 1975 accounts	£0.00		£4,451.60

<b>Total Fund Balance</b>				<b>£33,714.83</b>
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#### Trust Number 5: East Kilbride Trust

<b>Name of Trust Fund</b>	<b>Origin and Purpose</b>	<b>2010/11 Expenditure</b>	<b>Details of Payments</b>	<b>Balance within Fund</b>
Provost Fund Gen A/c	Unknown	£0.00		£340.98
W Crawford Bequest	Gift for the poor of Parish - fund of East Kilbride	£40.00	Payment to East Kilbride Old Parish Church	£2,296.63
<b>Total Fund Balance</b>				<b>£2,637.61</b>

#### Trust Number 6: Hamilton Trust

<b>Name of Trust Fund</b>	<b>Origin and Purpose</b>	<b>2010/11 Expenditure</b>	<b>Details of Payments</b>	<b>Balance within Fund</b>
Robert Nimmo Bequest	Unknown	£0.00		£306.48
Robert Smillie Memorial	Unknown	£0.00		£3,792.42
Alex Hamilton Bequest	Unknown	£0.00		£6,567.45
Old Mortifications & Charities	Poor of Hamilton	£110.00	£10 to 11 Hamilton resident	£5,285.77
Daniel Smith Bequest	Poor of Hamilton	£10.00	£10 to 1 Hamilton resident	£2,267.30
David Nimmo Bequest	Poor of Hamilton	£50.00	£10 each to 5 Hamilton residents	£567.14
Robert Downie Bequest	Poor of Hamilton	£50.00	£10 each to 5 Hamilton residents	£2,577.10
Pollock Bequest	Poor of Hamilton	£40.00	£10 each to 4 Hamilton residents	£4,992.81
Dr J Dixon Bequest	Poor of Hamilton	£20.00	£10 each to 2 Hamilton residents	£4,438.75

John McNaughton Bequest	Unknown but Historically been Distributed to Boys Brigade and St Andrews Ambulance	£330.00	£130 to St Andrews Ambulance Corps (Hamilton West Company) £25 each to the following Hamilton Boy's Brigade Companies: 1 <sup>st</sup> , 2 <sup>nd</sup> , 5 <sup>th</sup> , 9 <sup>th</sup> , 10 <sup>th</sup> , 11 <sup>th</sup> , 12 <sup>th</sup> & 13 <sup>th</sup>	£9,982.80
<b>Total Fund Balance</b>				<b>£40,778.02</b>

#### Trust Number 7: Clydesdale North Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Gibson Bequest	Poor of Lanark	£0.00		£540.56
Mitchell Bequest	Poor of Lanark	£0.00		£277.97
Jeannie Fraser Bequest	Poor of Lanark	£0.00		£685.34
Cowan Fund	Poor of Lanark	£0.00		£258.60
Miss F.E.M. Bennett Bequest	Unknown	£0.00		£143.81
Hospitlands	For the Deserving Poor of Lanark	£180.00	£15 each to 12 Lanark residents	£4,016.20
Vary Bequest	For the deserving poor to be divided equally between parishes of Carmichael 4, Pettinain 2, Lanark 6.	£105.00	£15 each to 7 Lanark residents	£3,367.84
Alexander Hyslop	For poor of village of New Lanark.	£20.00	£20 to a New Lanark resident	£430.99
Lockhart Nemphlar	From Trustees of late Mr. Wm. Lockhart for deserving persons resident in Nemphlar.	£0.00		£82.83
<b>Total Fund Balance</b>				<b>£9,804.14</b>

### Trust Number 8: Clydesdale South Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Robert Waugh Bequest	Bequest by late Rev R Waugh for poor in Parish of Lesmahagow	£0.00		£1,214.51
John M Waugh	For the benefit of the poor persons in the parish of Lesmahagow	£0.00		£1,356.89
Robert Gillespie	For deserving poor in the Parish of Douglas	£0.00		£503.80
John Gillespie	For poor persons in Parish of Douglas	£0.00		£225.64
<b>Total Fund Balance</b>				<b>£3,300.84</b>

### Trust Number 9: Avondale and Stonehouse Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
E Giffen Bequest	Bequest for poor persons in Parish of Avondale	£3.99	Payment to Strathaven Council of Churches	£110.29
R Nimmo Bequest	Chapelton	£63.93	Payment to Strathaven Council of Churches	£1,939.99
A Gebbie Bequest	Bequest for poor persons in Parish of Avondale	£3.33	Payment to Strathaven Council of Churches	£91.56
H Gebbie Bequest	Bequest for poor persons, as defined, in Parish of Avondale - 5 poor persons annually	£2.22	Payment to Strathaven Council of Churches	£60.85
J Gebbie Bequest	Bequest for deserving aged and delicate persons in Parish of Avondale	£6.53	Payment to Strathaven Council of Churches	£194.80
<b>Total Fund Balance</b>				<b>£2,397.49</b>

### Trust Number 10: Loudon Bequest

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Loudon Bequest	To fund holiday projects for elderly residents in former Strathclyde Regional Council area	£26,742.00	Payment made to following Councils: Argyll & Bute £1,320.00 East Dunbartonshire £855.00 East Ayrshire £1,560.00 East Renfrewshire £762.00 Glasgow City £10,722.00 Inverclyde £1,305.00 North Ayrshire £1,644.00 North Lanarkshire £3,636.00 Renfrewshire £2,037.00 South Ayrshire £1,566.00	£550,519.84
<b>Total Fund Balance</b>				<b>£550,519.84</b>

### Trust Number 11: Burial Lairs

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Agnes Taylor Hastie	For the purpose of maintaining the Burial Ground of Testatrix and her husband in Leadhills Churchyard in a neat and tidy condition.	£0.00		£285.26
Alexander Kay	Fund created in 1926 by the trustees of the late Mr Alexander Kay of Cornhill for the upkeep of Testator's monument in Coulter Churchyard.	£0.00		£1,376.78
Chancellor	Bequest by the late Archibald Cameron for upkeep of Chancellor Burial Ground in	£0.00		£1,467.49



	Quothquan Churchyard			
JS Waugh	Sum paid by Miss Jessie S Waugh for purpose of maintaining family burial place in St.John's Churchyard Symington	£0.00		£2,178.01
Murray Memorial Chapel	To meet the running cost of maintaining the Mortuary Chapel in Lanark Cemetery	£0.00		£5,616.78
J Reid Bequest	Bequest for keeping father's lair and gravestone in Chapelton Churchyard in order.	£0.00		£194.84
<b>Total Fund Balance</b>				<b>£11,119.16</b>

### Other Trusts

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
James Alexander Books	To provide books for Leadhills Miners' library, and maintain and improve the library	£0.00		£676.98
Carmunock Parish Trust	Fund for poor of Parish of Carmunock	£0.00		£3,126.37
<b>Total Fund Balance</b>				<b>£3,803.35</b>

### Ongoing Individual Education Trusts

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Dr.John Shaw Mem. Prize	To provide a prize for the runner up to the Dux at Quarter Primary School	£10.00	Payment to Quarter Primary School Fund	£5,209.72
J.W.Torrance Bursary	To provide a bursary for the best pupil in Quarter Primary School	£70.00	Payment to Quarter Primary School Fund	£4,672.19
Mary A.B.B.Scott (Lamington Bequest)	To provide a bursary for a resident of the Parish of Lamington to attend a Scottish University	£300.00	Payment of £150 each to: Biggar High School Fund Lamington Primary School Fund	£19,231.45

Sir Nathaniel Dunlop Bursaries	To provide four bursaries in Glasgow University for pupils of Biggar High School	£400.00	Payment to Biggar High School Fund	£20,196.18
James W.Allan Bursary	To provide a bursary for the study of Natural History to students in Lanark County	£200.00	Payment to Lesmahagow High School Fund	£26,050.30
The Hutton Prize	To provide prizes for French and German at Lanark Grammar	£0.00		£30,544.31
Elizabeth. B. Mitchell Mem Trust	To commemorate the interest in East Kilbride New Town of the late Elizabeth B Mitchell.	£3,000.00	Payment made to school clusters on a rotational basis every two years to fund specific projects.	£16,733.69
<b>Total Fund Balance</b>				<b>£122,637.84</b>

#### Hamilton Grammar Trust

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Miss E.M. Hamilton Fund	To provide a prize in Music at Hamilton Grammar	£1.00	Payment to Hamilton Grammar School Fund	£72.07
Robert Britton Memorial Prize	To provide a History Prize at Hamilton Grammar School	£1.00	Payment to Hamilton Grammar School Fund	£140.24
Ewart Prize Fund	To provide a Special Merit Prize at Hamilton Grammar	£2.00	Payment to Hamilton Grammar School Fund	£76.61
Isobel M.Walker Mem. Prize	To provide a prize at Hamilton Grammar	£3.00	Payment to Hamilton Grammar School	£109.89
Isabella Leggate Memorial Prize	To provide a prize at Hamilton Grammar	£3.00	Payment to Hamilton Grammar School Fund	£116.77
Archibald Stevenson	To provide a medal for Art at Hamilton Grammar	£3.00	Payment to Hamilton	£126.78

Mem.Medal			Grammar School Fund	
Annie E.Adams Memorial Prize	To provide a French prize at Hamilton Grammar	£3.00	Payment to Hamilton Grammar School Fund	£130.90
David B. Hair Medal	To endow a Medal for Maths at Hamilton Grammar	£5.00	Payment to Hamilton Grammar School Fund	£150.38
Flora B. Aiton Medal	To endow a Medal for Latin at Hamilton Grammar	£5.00	Payment to Hamilton Grammar School Fund	£164.69
Thos.Anderson Gold Medal Fund	To provide a gold medal for the best pupil in arithmetic at Hamilton Grammar	£9.00	Payment to Hamilton Grammar School Fund	£330.01
John Adams Memorial Fund	St John's Grammar School	£0.00		£1,929.96
George F. Pollock Trust	To provide University Bursaries for pupils at Hamilton Grammar	£150.00	Payment to Hamilton Grammar School Fund	£6,274.64
<b>Total Fund Balance</b>				<b>£9,622.94</b>

### Individual Education Trusts

Name of Trust Fund	Origin and Purpose	2010/11 Expenditure	Details of Payments	Balance within Fund
Alexander Campbell Prize Fund	To provide a Dux prize at Cathkin PS	£23.10	Payment to Cathkin Primary School Fund	£0.00
Rev.John McKechnie Prize Fund	To provide a Dux prize at Halfmerke Primary School	£45.62	Payment to Halfmerke Primary School Fund	£0.00
A.M.Watt Low Mem. Prize	To provide a prize for Bankhead PS	£59.18	Payment to Bankhead Primary School Fund	£0.00

Mary W.McLaughlin Prize	To provide a Primary 7 prize at Netherburn Primary School	£69.00	Payment to Netherburn Primary School Fund	£0.00
George B.R.Marshall Prize	To provide prizes for Art and English at Braidwood Primary School	£115.26	Payment to Braidwood Primary School Fund	£0.00
Dr.Robert .Yuill Prize Fund	To provide a prize for the best collection of wild flowers and plants in Carluke Primary School	£133.66	Payment to Carluke Primary School Fund	£0.00
Marion Sharpe Paterson Prize Fund	To provide prizes in Glenlee Primary School, Burnbank	£138.73	Payment to Glenlee Primary School Fund	£0.00
Symington P.S.Dux Prize Fund	To provide a Dux medal at Symington Primary School	£148.85	Payment to Tinto Primary School Fund	£0.00
David L. Struthers Prize Fund	To provide four prizes at Gilmourton Primary School	£10.00	Payment to Gilmourton Primary School Fund	£292.19
Annie Harley Mem. Prize	To provide sewing prizes at Low Waters PS Hamilton	£200.00	Payment to Woodside Primary School	£110.47
Carstairs Dist.Nursing Assoc.Bequest	To provide prizes in Carstairs Junction PS (2/3) and Carstairs PS (1/3)	£317.44	Payment of £117.44 made to Carstairs Primary School Fund and £200 made to Carstairs Junction Primary School Fund	£54.03
Sir John Mann Mem. Prize Fund	To provide prizes for the Dux boy and Girl at Carnwath Primary School	£35.00	Payment to Carnwath Primary School Fund	£336.30
Marion N.Blackley Mem. Bequest	To provide shoes to deserving cases in Robert Smellie	£200.00	Payment to Robert Smellie	£879.80

	Memorial Primary School, Larkhall		Memorial Primary School Fund	
The William Vint Foster Memorial Prize Fund	Unknown	£20.00	Payment to Douglas Primary School	£4,167.22
Rev.James French Trust	To provide a gold medal for the best scholar or assistance to scholars at New Lanark	£200.00	Payment to New Lanark Primary School Fund	£889.77
Biggar Women Temp.Assoc.Prize	To provide prizes for essays etc on Temperance and Bible Knowledge at Biggar HS	£60.96	Payment to Biggar High School Fund	£0.00
J.Eunice Copeland M.A.,K.I.H.(India)Prize	To provide the first year Dux prize at Lanark Grammar	£60.85	Payment to Lanark Grammar School Fund	£0.00
The Alexander Robert Prize	To provide a prize for Maths in Carluke HS	£93.80	Payment to Carluke High School Fund	£0.00
James Logan Mem.Prize Fund	To provide prizes for Uddingston Grammar School – 2/3 Dux 1/3 Special English Prize	£117.88	Payment to Uddingston Grammar School Fund	£0.00
Miss Christina Clarkson Ross Prize	To provide a prize to the Junior Division of Rutherglen Academy for a pupil who has worked hard but who will never gain a prize in the usual way	£137.04	Payment to Stonelaw High School Fund	£0.00
Elizabeth Strachan Mem.Prize	To provide a prize for the Primary 3 class of Strathaven Academy	£118.32	Payment to Strathaven Academy School Fund	£0.00
Mitchell Dux Medal	To provide a Dux medal at Larkhall Academy	£125.86	Payment to Larkhall Academy School Fund	£0.00
Francis Martin Senior Boys Dux	To provide a Dux Prize at Holy Cross High School	£126.51	Payment to Holy Cross High School Fund	£0.00

Kathleen Power Mem.Prize	To provide a prize for the Dux girl at Holy Cross High School	£131.26	Payment to Holy Cross High School Fund	£0.00
The Clow Ross Prize	To provide a prize for the Dux girl at Uddingston Grammar	£136.08	Payment to Uddingston Grammar School Fund	£0.00
James W.Allan Prize Fund	To provide prizes for Natural History at Biggar High School	£145.91	Payment to Biggar High School Fund	£0.00
Fleming Downie Prize for English	To provide an English Prize at Strathaven Academy	£151.56	Payment to Strathaven Academy School Fund	£0.00
Robertson Reid Mem. Prize	To provide a prize for the Dux boy and girl in Gallowflat Junior Secondary School	£177.35	Payment to Stonelaw High School Fund	£0.00
S.S.E.B.Prize For Physics (Earnock High)	To provide a prize for physics at Earnock High School	£185.00	Payment to Calderside Academy School Fund	£0.00
Jane Andrew Mem.Prize Fund	To provide prizes for scholastic ability at Strathaven Academy	£195.39	Payment to Strathaven Academy School Fund	£0.00
Holy Cross H.S.Prize Fund	To provide prizes for Holy Cross High School	£200.00	Payment to Holy Cross High School Fund	£50.53
Robert Wood Prize Fund	To provide a medal for Dux of third year at Lanark Grammar	£181.56	Payment to Lanark Grammar School Fund	£0.00
George M.Crawford Mem Prize	To provide a prize for the Dux boy at Uddingston Grammar	£200.00	Payment to Uddingston Grammar School Fund	£112.82
The William Marr Prize	To provide a prize for Technical Drawing at Carluke High School	£200.00	Payment to Carluke High School Fund	£93.20
Strathaven Male Voice Choir Music Prize	To provide a music prize for Strathaven Academy	£10.00	Payment to Strathaven Academy School	£302.66

			Fund	
The Peter Shand Prize	To provide prizes for chemistry and physics at Lanark Grammar School	£20.00	Payment to Lanark Grammar School Fund	£276.05
George Stewart Memorial Prize	Deed of Trust from Daniel McMichael Andrew to provide Geography and History Prizes at Strathaven Academy	£10.00	Payment to Strathaven Academy School Fund	£391.93
Andrew Macallan Mem. Medal	To provide a Dux Medal at Rutherglen Academy	£200.00	Payment to Stonelaw High School	£202.30
Dr. Donald C. Buchanan Mem. Prize	To provide a prize for Latin in Rutherglen Academy	£200.00	Payment to Stonelaw High School	£1,202.96
<b>Total Fund Balance</b>				<b>£9,362.23</b>