

British Protestant Trust Act

Principal Act

Act. No. 1895-02	<i>Commencement</i>	15.6.1895
	<i>Assent</i>	15.6.1895

Amending enactments	Relevant current provisions	Commencement date
Act. 1929-06	ss. 6, 10	
1963-04	s. 3	
1966-25	Sch.	
1977-04	ss. 1, 3-5, 10	
2007-17	ss. 4, 10-11	14.6.2007

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AN ACT TO PROVIDE FOR THE ADMINISTRATION OF THE CHARITY KNOWN AS THE BRITISH PROTESTANT TRUST.

Short title.

1. This Act may be cited as the British Protestant Trust Act.

Interpretation,

2. In this Act, unless the context otherwise requires –

“Charity” means the charity formerly known as the Protestant Orphan Asylum and British Poor Fund and now known as the British Protestant Trust;

“trustees” means the trustees appointed under section 3.

Administration and management.

3. The land and other property belonging to the Charity shall be administered and managed by a body of trustees hereinafter constituted, subject to and in conformity with the scheme hereinafter established.

Appointment of trustees.

4. The Chief Justice shall, on the application of the Minister responsible for justice, from time to time, appoint seven fit and proper persons to be trustees of the Charity, and may, from time to time, on like application and on sufficient cause being shown, remove such persons or any of them and appoint other fit and proper persons to be trustees in the place of the persons so removed.

Trustees to be a body corporate.

5. The trustees shall be a body corporate by the name of the Trustees of the British Protestant Trust, having a perpetual succession and a common seal, with power to sue and be sued in their corporate name.

Restraint on alienation.

6. The trustees shall not alienate any of the property of the Charity, and shall not create any tenancy in reversion, or for more than twenty-one years certain, or for less than the improved annual value at rack rent without the sanction of the Supreme Court.

Covenants in leases.

7. The trustees shall provide that on the grant by them of any lease, the lessee shall execute a counterpart thereof, and every lease shall contain covenants on the part of the lessee for payment of rent, and all other usual and proper covenants applicable to the property comprised therein, and a proviso for re-entry on non-payment of rent or non-performance of covenants.

Buildings to be kept in repair and insured.

8. The trustees shall keep in repair and insured against fire all the buildings of the Charity not required to be kept in repair and insured by the lessees or tenants thereof.

Cost of repair, etc.

9. The cost of repair and insurance and all proper, legal and other charges and outgoings payable in respect of the property of the Charity, and all other the proper costs, charges and expenses of and incidental to the administration and management thereof, shall be first defrayed by the trustees out of the income thereof.

Application of income.

10. Subject to the payments aforesaid and to such sums of money as they may in their discretion retain for the improvement and maintenance of the property of the Charity, the trustees shall apply the income of the Charity to the relief, benefit, comfort, maintenance and support of deserving British Protestants resident in Gibraltar and to the education and advancement of the deserving children or orphans of such persons in accordance with any scheme approved by the Minister responsible for justice or sanctioned by the Supreme Court.

Accounts.

11. The trustees shall, once at least in every year, render to the Minister responsible for justice in the manner and subject to such audit as he may direct an account of their receipts and expenditure during the preceding year, and of the mode in which such receipts have been derived and expenditure incurred by them, with a statement of the amount, if any, of the funds remaining in their hands at the date of such account.