

REPORT FOR EDLC BOARD	
Report Title:	Transfer of Robert Lillie Trust Funds to EDLCT
Contact Officer:	Mark Grant (0141 777 3146)
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Agenda Item No:	6
Report No:	EDLCT 69/17/MG

1.0 PURPOSE

The purpose of this report is to seek the approval of EDLC Board for the transfer of the funds from the Robert Lillie Trust to East Dunbartonshire Leisure and Culture Trust.

2.0 SUMMARY

2.1 East Dunbartonshire Council has a number of Trusts, the Talbot Crosbie Bequest, Robert Lillie Trust, William Watson Mackay Trust, Thomas Mackenzie Stirling Trust, Kirkintilloch War Memorial Fund and East Dunbartonshire Council Charitable Trusts. The William Patrick Memorial Trust has already been transferred to East Dunbartonshire Leisure and Culture Trust.

2.2 The constitutions of the charitable trusts have allowed for only the annual interest to be spent and not the capital sum. In many cases, the value of the capital sum has been significantly eroded by inflation.

2.3 A report was submitted to the Council's charity trustees regarding the potential transfer of the funds of the above Trust to East Dunbartonshire Leisure and Culture Trust.

As part of the review of charitable trusts East Dunbartonshire Council officers entered into discussions with EDLC regarding the potential transfer of the Robert Lillie Trust funds to EDLC.

One of the key functions of EDLCT is "the operation, management and development of galleries, museums and other facilities which provide public access to collections of works of art, antiquities and objects of scientific interest". As such, EDLCT are responsible for the operation of the Lillie Art Gallery in Milngavie and the income from the Trust is provided to EDLCT to help to meet some of the costs of running the Gallery.

The assets of the trust totalled just over £255,000 at 31 March 2017, of which £216,609 were invested by Brewin Dolphin.

2.4 After discussion with OSCR East Dunbartonshire Council were advised that there were two options available to utilise the funds:

1. Transfer the funds to another OSCR-registered charity with similar aims.

2. Change the constitution of the trust to allow the capital of the trust to be utilised as well as the interest.

2.5 After consideration by the Trustees they agreed to apply to OSCR for a reorganisation of the fund by transferring the funds to East Dunbartonshire Leisure and Culture Trust (EDLCT). As EDLCT is an OSCR-registered charity the funds could be transferred to them to use as required to maintain and invest in the Lillie Art Gallery. Agreement by EDLCT is required to allow this proposal to be submitted to OSCR.

3.0 RECOMMENDATIONS

3.1 It is recommended that the Board:

- a) Agree the proposed transfer of the funds from the Robert Lillie Trust;
- b) Delegates officers to progress this decision with East Dunbartonshire Council.