



CHAPTER iii.

An Act to amalgamate the Guinness Trust (Dublin) Fund with the Dublin Improvement (Bull Alley Area) Scheme to vest the property of the Guinness (Dublin) Trustees in the Trustees of the said scheme to change the name of such last-mentioned Trustees to confer further powers on them and for other purposes.

A.D. 1903.

[30th June 1903.]

WHEREAS by the Dublin Improvement (Bull Alley Area) Act 1899 (in this Act called "the Act of 1899") the Right Honourable Edward Cecil Baron Iveagh (in the Act of 1899 and this Act called "Baron Iveagh") was authorised to execute the scheme of improvement therein mentioned (in the Act of 1899 and this Act called "the improvement scheme") on the area bounded by Patrick Street Bride's Alley Bride Street and Bull Alley in the city of Dublin by the erection thereon of such buildings as he might think fit including lodging and dwelling-houses for workmen and other dwelling-houses shops concert or other halls reading rooms gymnasia lecture halls library swimming and other baths and other buildings and it was by the Act of 1899 provided that as soon as such scheme of improvement should be carried out to the satisfaction of Baron Iveagh the property in and control and management thereof should be transferred to and vested in a body of trustees called by the name of "The Trustees of the Dublin Improvement (Bull Alley Area) Scheme" and thereby incorporated for the purposes of the Act of 1899 and with such other powers as therein mentioned and the Act of 1899 authorised the undertaker (therein defined to mean Baron Iveagh his heirs executors and administrators or any of them as the case might be or require) to acquire compulsorily or by agreement for the purposes aforesaid certain lands houses and buildings therein described forming the improvement area And the Act of 1899

A.D. 1903. further provided (inter alia) that from and after the vesting
— in the said Trustees of the improvement area the undertaker
as such should (subject to the provisions therein mentioned) cease
to act in respect thereof and of the improvement scheme and
should be released and discharged from all claims demands
liabilities and obligations thereafter arising in respect thereof
and that the said Trustees should have power to manage carry on
and perform the improvement scheme in manner provided by the
said Act :

And whereas the Act of 1899 also declared that it was the
desire and intention of Baron Iveagh that as long as the Guinness
Trust for the amelioration of the condition of the poor labouring
classes of Dublin created by an indenture dated the second day of
April one thousand eight hundred and ninety and made between
Baron Iveagh (then Sir Edward Cecil Guinness Baronet) of the
one part and the Right Honourable Montagu William Baron
Rowton the Right Honourable Charles Thomson Ritchie and David
Robert Baron Rathmore (then the Right Honourable David Robert
Plunket) of the other part (in this Act called "the deed of trust")
was in existence the persons who were from time to time appointed
as Trustees under the Act of 1899 should be the same persons as
were for the time being Trustees of the said Guinness Trust and
that in any appointment of new or additional Trustees under the
provisions of the Act of 1899 regard should be had to such
intention :

And whereas Baron Iveagh has since the passing of the Act
of 1899 acquired the whole of the improvement area and is now
erecting thereon the buildings authorised by the said Act but a
considerable time must necessarily elapse before the whole of the
contemplated buildings and improvements can be completed and
Baron Iveagh is desirous of vesting such portion or portions of the
improvement area and scheme as shall from time to time be
completed in the Trustees incorporated by the Act of 1899 to the
intent that the powers of management and control by that Act
vested in them may come into operation and be exercisable by them
forthwith with respect to such portion or portions so vested in them
from time to time before the whole of the improvement scheme
and improvement area may have been completed and transferred
to them in pursuance of the said Act :

And whereas by the deed of trust after reciting that Baron
Iveagh (thereinafter sometimes called "the Founder") having
long felt the gravity of the evils which result from the insanitary
and insufficient accommodation supplied to large numbers of the

A.D. 1903.
—

poorer of the working classes in the dwellings now inhabited by them had on the eighteenth of November then last addressed a communication to the Trustees of the said deed (in this Act referred to as “the Guinness (Dublin) Trustees”) requesting them to undertake the administration of a fund amounting to fifty thousand pounds which he proposed to establish with the object of endeavouring in those and other respects to ameliorate the condition of the labouring poor of Dublin and that whilst defining the general lines on which the fund should be applied it was the intention of the founder that very wide discretion should be left to the Guinness (Dublin) Trustees as to the mode of application and management in the expectation that by economical and wise administration the benefits of the fund might be brought within the reach of many who were unable to avail themselves of the advantages offered by existing organisations and with the hope that should his expectation in this respect be fulfilled the success of the experiment might lead to other efforts in the like direction And reciting that the founder had handed and transferred to the Guinness (Dublin) Trustees the securities therein mentioned representing at the market value of the eighteenth of November then last the capital sum of fifty thousand pounds to be held and applied by them on the trusts for the objects and with the powers and discretions thereafter declared And reciting that the expression “the fund” as thereafter used meant and included not only the said securities of the original capital value of fifty thousand pounds but also all accumulations of net income from time to time to accrue therefrom or from the application thereof in terms of the trust and all property for the time being representing the original capital and accumulations the whole of which should be applied in perpetuity to the like objects :

It was (inter alia) declared as follows:—

- “1.—(A) The objects to which the fund shall be applicable
 “ are declared to be the amelioration of the condition of
 “ the poorer classes of the working population of Dublin
 “ and of their modes and manner of living by the pro-
 “ vision of improved dwellings by giving them facilities
 “ should the Trustees think it desirable in any or all
 “ cases to do so for obtaining means of subsistence and
 “ the necessaries and decencies of life and by such
 “ other means as the Trustees may in their uncontrolled
 “ discretion think fit;
 “ (B) Without restricting the interpretation in the
 “ widest sense of the objects as before defined it is the

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“ intention of the founder that the original capital of
 “ the fund should by expenditure on objects of a
 “ permanent character returning a fair low rate of
 “ interest as far as possible be kept intact and go on
 “ increasing so that whilst payments of money in the
 “ nature of gifts or not returnable by the recipients
 “ are not precluded the purpose to be kept in view may
 “ be assistance to individuals to improve their condition
 “ without placing them in the position of being the
 “ recipients of a bounty ;

“(c) By the word ‘Dublin’ as used in this and the
 “ following clauses is meant the district within the
 “ boundaries of the city of Dublin and county of Dublin
 “ for the time being (but not being more curtailed than
 “ at present) and the counties adjacent thereto ;

“ 2. The administration of the fund will be vested in the
 “ Trustees and shall be carried out by them so as to give
 “ the fullest effect to the objects hereinbefore declared
 “ The mode of application shall be from time to time
 “ determined by the Trustees in their uncontrolled
 “ discretion ;

“ 3. The following modes of application are declared to be
 “ within the meaning of the trust but they are mentioned
 “ by way of example and illustration only and not so as to
 “ fetter or restrict the Trustees’ discretion or render it
 “ incumbent on them to adopt them or any of them unless
 “ they shall think fit so to do :—

“(A) The acquisition of land with or without buildings
 “ thereon in Dublin and the provision erection
 “ adaptation or improvement of buildings for the
 “ purposes of—

“(1) Dwellings to be let out in tenements to the
 “ poorer classes of the labouring population in
 “ crowded neighbourhoods or in places of easy access
 “ to the centres of labour with power in the latter
 “ case if deemed expedient to make arrangements
 “ with railway and other companies or otherwise for
 “ cheap means of transit It is the desire of the
 “ Founder that the rents of such tenements may if
 “ practicable be fixed on such basis as to make them
 “ accessible to those of the poorer of the working
 “ classes whom it is his desire to attract from the
 “ crowded and insanitary tenements which they now

- “ inhabit Any part of such premises may be used
 “ for shops or for any other purposes which the
 “ Trustees may determine ;
- “ (2) Common and other lodging-houses ;
- “ (3) All or any matters things and conveniences for
 “ any and every purpose tending in the opinion of the
 “ Trustees to the convenience health comfort moral
 “ welfare and improvement of their tenants and their
 “ families and others whether tenants or not ;
- “ (B) The provision and supply by sale hire or otherwise
 “ of furniture coals and other necessaries of life or
 “ granting aid by means of loans without or at a low
 “ rate of interest or in some cases by way of gift for
 “ such object ;
- “ (c) The subscription by annual or other payments or by
 “ donation or otherwise to any hospitals dispensaries
 “ or charitable institutions either in order to obtain
 “ the ordinary privileges of subscribers to be exer-
 “ cised at the discretion of the Trustees in favour of
 “ the poor aforesaid or without stipulating for such
 “ privileges ;
- “ (D) The contribution towards support of or provision
 “ or subscription of capital for any company insti-
 “ tution or private or public undertaking or trust
 “ formed or to be formed either for purposes of profit
 “ or without profit having objects analogous to any
 “ of the objects of the present Trust with or with-
 “ out reserving any control over the application or
 “ administration of the funds contributed ;
- “ (E) Expenditure in acquiring reports and information
 “ in regard to undertakings institutions works and
 “ schemes in Great Britain or abroad having for their
 “ object the amelioration and improvement of the
 “ condition of the poor ;
- “ 5.—(A) The administration of the trust shall be wholly
 “ unsectarian and non-political and there shall always be
 “ a rigid exclusion of all influences calculated or tending
 “ to impart to it a character sectarian as regards religion
 “ or belief or exclusive as regards politics and it will be a
 “ violation of the intentions of the Founder if participation
 “ in its benefits should be excluded on the ground of
 “ religious belief or political bias ;

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“(B) Provided always that nothing in the preceding clause shall restrict the discretion of the Trustees in giving aid to or contributing under the powers hereinbefore contained towards any undertakings charities or other objects they think fit notwithstanding the same may have a sectarian or political character”:

And whereas by certain other indentures (in this Act called “the deeds of appointment”) new or additional Trustees of the deed of trust were from time to time appointed and the trust estate and property then subject to the trusts of the deed of trust were duly assured or transferred so as to vest in such new Trustees together with the continuing Trustees thereof for the time being:

And whereas the present Trustees of the deed of trust for the purposes of the trust thereby created (in this Act called “the Guinness Trust (Dublin) Fund”) are Baron Iveagh the said Montagu William Baron Rowton David Robert Baron Rathmore the Right Honourable Charles Thomson Ritchie the Honourable Rupert Edward Cecil Lee Guinness Jacob Luard Pattisson and George William Addison and they are also the persons who at the present time form the said body known as the Trustees of the Dublin Improvement (Bull Alley Area) Scheme incorporated by the Act of 1899 for the purposes of that Act:

And whereas the objects and purposes of the Improvement Scheme and of the Guinness Trust (Dublin) Fund being to a large extent similar it would increase their usefulness and the benefit to be derived from them and tend to the more efficient and economical management of such trusts if they were consolidated and amalgamated into one trust and it is expedient to that end to transfer the property now vested in the Guinness (Dublin) Trustees under the deed of trust to and to vest the same in the Trustees of the Dublin Improvement (Bull Alley Area) Scheme and it is expedient that the corporate name of such last-mentioned Trustees should be altered to that of the Iveagh Trustees (and such Trustees are hereinafter in this Act called “the Iveagh Trustees”) and that their powers should be enlarged and extended so as to comprise such of the objects and trusts of the Guinness Trust (Dublin) Fund as are not already comprised in the objects and trusts of the Act of 1899 to the intent that the whole of the property and funds vested in the Iveagh Trustees from whatever source derived may be applied and administered by them as one consolidated fund for the purposes of the Act of 1899 as amended by this Act and that in view of the wider powers and enlarged trusts by this Act

conferred on the Iveagh Trustees the deed of trust and also the deeds of appointment should be cancelled and the trusts and provisions thereof extinguished and declared null and void : A.D. 1903.

And whereas Baron Iveagh as the founder of the Guinness Trust (Dublin) Fund and the Guinness (Dublin) Trustees are willing that the property and funds vested in the Guinness (Dublin) Trustees should be transferred to and vested in the Iveagh Trustees for the purposes and upon the trusts in this Act mentioned and that the Guinness Trust (Dublin) Fund should as a separate trust cease to exist and should henceforth be merged in and amalgamated with the improvement scheme and that the amalgamated trust should after the passing of this Act be called and known as "The Iveagh Trust" :

And whereas it is expedient that such further and other powers should be conferred on the Iveagh Trustees and such provisions made with reference to the administration of the amalgamated trust as hereinafter in this Act set forth :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

PART I.

PRELIMINARY.

1. This Act may be cited as the Iveagh Trust Act 1903 and the Act of 1899 and this Act may be cited together as the Iveagh Trust Acts 1899 and 1903. Short title.

2. This Act is divided into Parts as follows (that is to say):— Act divided into Parts.

Part I. Preliminary.

Part II. Amendment of the Act of 1899 and vesting in the Iveagh Trustees of the Guinness Trust (Dublin) Fund.

Part III. Miscellaneous.

3. In this Act unless there be something in the subject or context repugnant to such construction or unless it is otherwise explained the several words and expressions to which meanings are assigned by the Act of 1899 have the same respective meanings : Interpretation.

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And in this Act unless there be something in the subject or context repugnant to such construction or unless it is otherwise explained—

The expression “the deed of trust” means the said indenture dated the second day of April one thousand eight hundred and ninety partly hereinbefore recited;

The expression “the deeds of appointment” means the indentures mentioned in the preamble of this Act whereby new Trustees were from time to time appointed of the deed of trust;

The expression “the Guinness (Dublin) Trustees” means the Trustees of the deed of trust;

The expression “the Guinness Trust (Dublin) Fund” means the trust created by the deed of trust and all the property real and personal immediately before the passing of this Act vested in the Guinness (Dublin) Trustees for the purposes of the deed of trust or in any other persons or person on their behalf and applicable to the purposes of the deed of trust;

The expression “the Iveagh Trustees” means the Trustees of the Dublin Improvement (Bull Alley Area) Scheme by the Act of 1899 incorporated and upon whom further powers are conferred and in whom the Guinness Trust (Dublin) Fund is vested by this Act;

The expression “the Iveagh Trust” means the trust comprising the improvement scheme authorised by the Act of 1899 and the Guinness Trust (Dublin) Fund as consolidated and amalgamated by this Act.

PART II.

AMENDMENT OF THE ACT OF 1899 AND VESTING IN THE IVEAGH TRUSTEES OF THE GUINNESS TRUST (DUBLIN) FUND.

Alteration
of name
of Trustees
of and of
Dublin Im-
provement
(Bull Alley
Area)
Scheme.

4. The Trustees of the Dublin Improvement (Bull Alley Area) Scheme incorporated by the Act of 1899 shall from and after the passing of this Act be called and known by the name of “the Iveagh Trustees” with all the powers conferred upon them by the Act of 1889 as amended by this Act and their undertaking comprising the Dublin Improvement (Bull Alley Area) Scheme and the Guinness Trust (Dublin) Fund consolidated and amalgamated by this Act shall be called and known by the name of “the Iveagh Trust.”

5. The Right Honourable William Lee Baron Plunket the Honourable Arthur Ernest Guinness and the Honourable Walter Edward Guinness shall for the purposes of the Act of 1899 as amended by this Act be members of the corporate body to be known as the Iveagh Trustees together with Baron Iveagh the said Montagu William Baron Rowton David Robert Baron Rathmore the Right Honourable Charles Thomson Ritchie the Honourable Rupert Edward Cecil Lee Guinness Jacob Luard Pattisson and George William Addison who immediately before the passing of this Act were the Trustees of the improvement scheme and shall have the same rights powers duties and liabilities as the other members of the Iveagh Trustees other than Baron Iveagh.

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Additional
Trustees.

6. Notwithstanding anything in the Act of 1899 the undertaker as defined by the said Act may from time to time vest in the Iveagh Trustees any part or parts of the improvement area and any messuages buildings and erections thereon notwithstanding that the improvement scheme as a whole has not been completed and so soon as the undertaker shall have published in the Dublin Gazette a notice that he is desirous of vesting in the Iveagh Trustees such part or parts of the improvement area the said part or parts of the improvement area and the messuages buildings and erections thereon and all the estate and interest therein of the undertaker shall be and the same is hereby transferred to and vested in the Iveagh Trustees for the purposes and upon the trusts and subject to and with the powers and provisions of the Act of 1899 as amended by this Act and the Iveagh Trustees shall accept and thenceforth hold the same accordingly and may exercise in reference to such part or parts of the same when so vested in them all or any of the powers rights and privileges conferred on them by the Act of 1899 as amended by this Act as fully and effectually as if the improvement scheme and the improvement area had been fully completed and vested in them Provided always that nothing herein contained shall confer on the Iveagh Trustees any powers rights or liabilities in respect of so much of the improvement scheme and the improvement area as may not for the time being have been vested in them by the undertaker under the powers of the Act of 1899 as amended by this Act and nothing herein contained shall affect prejudice alter or interfere with the liability of the undertaker to complete the improvement scheme.

Transfer of
portions of
improvement
area
as and when
completed
to Iveagh
Trustees.

7. From and after the passing of this Act the freehold land and buildings situated at New Bride Street in the city of Dublin

Vesting
property of
Guinness

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 (Dublin)
 Trustees in
 Iveagh
 Trustees.

and now known as the Guinness Trust Buildings and all other lands buildings and property real and personal wherever situated which shall then belong to or be held by or be vested in the Guinness (Dublin) Trustees or any one or more of them or any other person or persons on their behalf or for the uses trusts and purposes in the deed of trust set forth whether held absolutely or as security or otherwise however shall be and the same are hereby transferred to and vested in the Iveagh Trustees in trust for the uses and purposes specified in the Act of 1899 as amended by this Act and shall thenceforth so far as not inconsistent with the terms of the Act of 1899 as amended by this Act be held managed sold conveyed assigned transferred released discharged or otherwise dealt with by the Iveagh Trustees under their corporate name without the necessity of any connecting or continuing title or separate vesting other than this Act and all conveyances dispositions grants securities and other deeds instruments and writings whatsoever which before the passing of this Act have been granted executed or taken to by or in favour of the Guinness (Dublin) Trustees or their predecessors in office or any one or more of them or any other person or persons for their behoof or for the uses and purposes of the Guinness Trust (Dublin) Fund shall be as valid and of as full force and effect in favour of the Iveagh Trustees as if the same had been made granted executed or taken to by or in favour of the Iveagh Trustees and from and after the passing of this Act the Guinness (Dublin) Trustees shall cease to be Trustees of the Guinness Trust (Dublin) Fund and the deed of trust and the deeds of appointment and all the trusts and provisions therein respectively contained shall be and the same are hereby extinguished and declared null and void and of none effect without prejudice to any act or thing lawfully done right accrued or liability incurred thereunder before the passing of this Act.

Discharge
 and dissolu-
 tion of
 Guinness
 (Dublin)
 Trustees.

8. Immediately after the passing of this Act the Guinness (Dublin) Trustees shall proceed to pay and discharge out of the moneys in their hands all salaries outgoings and liabilities due or payable by them up to the passing of this Act and shall prepare a final account commencing from the last account of all their receipts and disbursements and submit the same for audit to a competent person to be appointed or approved by the Iveagh Trustees Upon any such audit any net cash balances remaining in the hands of the Guinness (Dublin) Trustees or of their treasurers or bankers or of any other person on their account shall be ascertained and certified and thereupon the same and all

securities held by the Guinness (Dublin) Trustees shall be forthwith delivered and paid to the Iveagh Trustees to be by them held and applied for the purposes of the Act of 1899 as amended by this Act and accounted for accordingly and the Guinness (Dublin) Trustees shall at the same time deliver to the Iveagh Trustees all books documents and other chattels and effects belonging to or held by them as such Trustees and thereupon the Guinness (Dublin) Trustees shall be discharged in respect thereof. All debts and other sums then accruing payable to the Guinness (Dublin) Trustees or recoverable by them shall thereupon and thenceforth accrue and become payable to or recoverable by the Iveagh Trustees and all sums then payable by or recoverable from the Guinness (Dublin) Trustees and all contracts and liabilities then binding upon them in respect of the property by this Act transferred shall thereupon and thenceforth to the same extent be payable by and recoverable from and binding upon the Iveagh Trustees and the Guinness (Dublin) Trustees shall be dissolved and shall cease to hold office in respect thereof and shall be released and discharged from and indemnified against all claims demands liabilities and obligations arising out of or attaching to the offices of Guinness (Dublin) Trustees as aforesaid. The receipt of the Iveagh Trustees for any delivery transfer or payment by this Act directed shall be a good discharge to the person or persons making the same and he or they shall not be answerable for the application of any property so delivered transferred or paid.

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9. From and after the passing of this Act the Iveagh Trustees shall hold the lands hereditaments and other property by this Act transferred from the Guinness (Dublin) Trustees to and vested in the Iveagh Trustees to the intent that the same shall be amalgamated with and form one trust fund with the improvement scheme or any part or parts thereof and any other property connected therewith from time to time vested in them as provided by the Act of 1899 as amended by this Act and so that the whole of such property vested in them shall when and so soon as the same is vested be subject and applicable to the trusts and purposes of the Act of 1899 as amended by this Act and all the powers and provisions of the Act of 1899 as amended by this Act shall apply indiscriminately to the whole of the property for the time being vested in the Iveagh Trustees upon the trusts and for the purposes aforesaid. The said objects and purposes shall include the following objects and purposes in so far as such objects and purposes are not already included in the objects and purposes of or otherwise authorised by the Act of 1899 and concurrently with those objects and purposes without preference or priority one over the other but

Additional trusts.

A.D. 1903. to be administered as one consolidated trust The additional objects and purposes are as follows :—

- (A) The amelioration of the condition of the poorer classes of the working population of Dublin and of their modes and manner of living by the provision of improved dwellings by giving them facilities should the Iveagh Trustees think it desirable in any or all cases to do so for obtaining means of subsistence and the necessaries and decencies of life and by such other means as the Iveagh Trustees may in their uncontrolled discretion think fit :
- (B) By expenditure on objects of a permanent character returning a fair low rate of interest as far as possible to keep intact the capital of the Iveagh Trust so that it may go on increasing and so that while payments of money in the nature of gifts or not returnable by the recipients are not precluded the purpose to be kept in view shall be assistance to individuals to improve their condition without placing them in the position of being the recipients of a bounty :
- (c) The acquisition of land with or without buildings thereon in Dublin and the provision erection adaptation or improvement of buildings for the purposes of—
- (i) Dwellings to be let out in tenements to the poorer classes of the labouring population in crowded neighbourhoods or in places of easy access to the centres of labour with power in the latter case if deemed expedient to make arrangements with railway and other companies or otherwise for cheap means of transit The rents of such tenements may if practicable be fixed on such basis as to make them accessible to the poorer of the working classes Any part of such premises may be used for shops or for any other purposes which the Iveagh Trustees may determine ;
- (ii) Common and other lodging houses and restaurants or other refreshment rooms or buildings ;
- (iii) All or any matters things and conveniences for any and every purpose tending in the opinion of the Iveagh Trustees to the convenience health comfort moral welfare and improvement of their tenants and their families and others whether tenants or not :
- (D) The provision and supply by sale hire or otherwise of furniture coals and other necessaries of life or granting aid

by means of loans without or at a low rate of interest or in some cases by way of gift for such object : A.D. 1903.

- (E) The subscription by annual or other payments or by donation or otherwise to any hospitals dispensaries or charitable institutions for the benefit of the poor with or without stipulating as the Iveagh Trustees may deem proper for the ordinary privileges of subscribers :
- (F) The contribution towards support of or provision or subscription of capital for any company institution or private or public undertaking or trust formed or to be formed either for purposes of profit or without profit having objects analogous to any of the objects of the Iveagh Trust with or without reserving any control over the application or administration of the funds contributed :
- (G) Expenditure in acquiring reports and information in regard to undertakings institutions works and schemes in Great Britain or abroad having for their object the amelioration and improvement of the condition of the poor.

The expression "Dublin" in this section means the district within the boundaries of the city of Dublin and county of Dublin for the time being and the counties adjacent thereto.

10. In addition to the powers conferred by the Act of 1899 the Iveagh Trustees shall have power— Additional powers to Iveagh Trustees.

- (1) To delegate the management or control of the Iveagh Trust or any part thereof or the acquisition erection completion adaptation letting and management of any buildings lands or hereditaments of the Iveagh Trust to any public body company committee or other body persons or person and on such terms of remuneration or otherwise as they may think fit with such control or supervision as the Iveagh Trustees may think fit to exercise or without control or supervision ;
- (2) To enter into arrangements for the joint working administration or management of the Iveagh Trust or any part thereof or any of the objects thereof with any other Trustees or with any public body company committee persons or person carrying out analogous objects for profit or without profit or to undertake the administration of any other fund or property for analogous objects or conducive to the same ends or some of them and if need be at the cost of the Iveagh Trust ; and
- (3) To apply for and exercise music theatrical excise and other licenses.

A.D. 1903.
 —
 Repeal of
 section 25
 of Act
 of 1899 and
 provision as
 to appli-
 cation of
 revenue of
 Iveagh
 Trust.

II. Section 25 of the Act of 1899 shall be and the same is hereby repealed and the Iveagh Trustees shall apply and dispose of all income arising from the Iveagh Trust and all other revenues which shall come to their hands under the provisions of the Act of 1899 as amended by this Act (unless otherwise directed by the Act of 1899 as amended by this Act) as follows:—

First In payment of all rates taxes costs of insurance against fire or otherwise maintenance and repair of buildings and fittings and administration expenses generally of the Iveagh Trust including the salaries or wages of any secretary or secretaries and other officers lecturers teachers librarian organist servants or others employed by them and in payment of interest on moneys borrowed or raised by the Iveagh Trustees or the undertaker under the powers of the Act of 1899 as amended by this Act :

Second In payment of the expenses of entertainments (so far as may be deemed expedient) and other outgoings and costs charges and expenses properly payable or incurred by the Iveagh Trustees in the due execution of their trust and the provisions of the Act of 1899 as amended by this Act and not payable by any other person :

Third In providing a sinking fund for paying off and discharging the moneys so borrowed or raised as aforesaid :

Fourth In forming a contingency fund to meet any unforeseen accident or emergency in the administration of the Iveagh Trust and the purposes of the Act of 1899 as amended by this Act :

Fifth And the residue (if any) in the hands of the Iveagh Trustees or under their control after the purposes aforesaid shall have been satisfied and fulfilled shall be retained by them to be used and applied at their discretion for the purposes of the Iveagh Trust and the Iveagh Trustees may from time to time pending application to the objects and purposes aforesaid invest any moneys in their hands on the following securities in addition to any securities for the time being authorised by law as investments for trust funds and may vary such investments into or for others of the same or a like nature :—

(A) On any of the loans or securities by which any part of the original capital handed over and transferred to the Guinness (Dublin) Trustees by Baron Iveagh is represented at the passing of this Act ;

(B) On any of the stocks or securities of or guaranteed as regards principal or interest by any British colony or

dependency or province or department of State of any such colony or dependency ; A.D. 1903.

- (c) On any stocks or securities ranking before the ordinary stocks of any company incorporated in Great Britain by special Act of Parliament or Royal Charter on which a dividend of not less than two pounds per centum per annum shall have been paid for the period of three years preceding the investment ;
- (d) On securities to bearer of any of the classes hereinbefore mentioned ;
- (e) On deposit with any bank in Great Britain or Ireland or any colonial or Indian bank having its head or any branch office in London.

12. All the provisions of the Act of 1899 and the powers rights and duties conferred or imposed on the undertaker or on Baron Iveagh or on the Trustees of the Dublin Improvement (Bull Alley Area) Scheme by the said Act shall (*mutatis mutandis*) and subject to the provisions of this Act apply to Baron Iveagh the Iveagh Trustees and the Iveagh Trust and (without restricting in any way the generality of the foregoing enactment in this section contained) section 34 of the Act of 1899 shall apply to the Iveagh Trust as by this Act constituted. Application
of Act of
1899.

13. The administration of the Iveagh Trust shall be wholly unsectarian and non-political and there shall always be a rigid exclusion of all influences calculated or tending to impart to it a character sectarian as regards religion or belief or exclusive as regards politics and no person or persons shall be excluded from participation in the benefits thereof on the ground of religious belief or political bias. Provided that nothing in this section contained shall restrict the discretion of the Iveagh Trustees in giving aid to or contributing under the powers of the Act of 1899 as amended by this Act towards any undertakings charities or other objects they think fit notwithstanding the same may have a sectarian or political character. Administra-
tion of
Iveagh
Trust to be
unsectarian
and non-
political.

PART III.

MISCELLANEOUS.

14. Every individual who at the date of the passing of this Act held any office place employment pension compensation allowance or emolument under or arising out of the property of the Guinness (Dublin) Trustees by this Act transferred to and vested in the Iveagh Trustees shall continue to hold and shall be entitled Superan-
nuation
allowances
&c.

A.D. 1903. — to receive the same from the Iveagh Trustees upon the same terms and in the same manner in every respect as he held and was entitled to receive the same at the passing of this Act and every such individual shall remain bound to perform the same and all like duties for the Iveagh Trustees so long as his employment shall continue as he would have been bound to perform for his existing employers if this Act had not passed and his employment may be determined by the Iveagh Trustees at any time after the passing of this Act by dismissal for the like cause or on the same notice from or payment in lieu of notice by the Iveagh Trustees for or on which such existing employers might have determined such employment if this Act had not passed. The Iveagh Trustees may in their absolute discretion grant to any person in their employment who otherwise than through wilful misconduct shall become incapable of further duty or whose services shall be no longer required such reasonable retiring pension or gratuity to be fixed by the Iveagh Trustees with due regard to length of service and to the circumstances of his employment as the Iveagh Trustees shall approve.

Power to enter into agreements.

15. The undertaker and the Iveagh Trustees or the undertaker or the Iveagh Trustees may enter into and carry into effect agreements contracts conveyances and other deeds with any other person or persons for carrying out the objects and purposes of the Act of 1899 as amended by this Act.

Saving rights and liabilities of undertaker.

16. Nothing in this Act contained except as herein expressly provided shall alter affect prejudice or interfere with the rights duties or liabilities of the undertaker or of the Iveagh Trustees under the Act of 1899.

Expenses of Act.

17. The costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act shall be paid by the Iveagh Trustees out of any moneys for the time being in their hands.

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