

WHITFIELD COLLIERY PITHEAD BATHS.

EXTRACTS FROM TRUST DEED DATED 20th. DECR., 1935.

16th. May, 1939.

WHITFIELD PITHEAD BATHS.

Extracts from Trust Deed dated 20th December, 1935.

Herbert Joseph Crofts	...	Mining Agent)	TRUSTEES.
Roger Clement Wain	...	Colliery Manager)	
William Pointon	...	Checkweighman)	
Arthur Pointon	...	Checkweighman)	

NOTE: Ernest Cope was subsequently substituted
for Roger Clement Wain.

Application of Income: The Trustees shall defray the cost of,
Clause (3) Fire Insurance.) see
Compensation to workmen injured on) Clause
the premises.) (13).
Any purpose for carrying on the Baths.
(4) Invest any Capital moneys not immediately
required.
(6) All moneys shall be paid into a Bank.

Investment of Moneys:

Clause (12) In trustee investments or with the consent
of the Miners' Welfare Committee in the purchase
or acquisition of property.

Insurance:

Clause (13) Policy of Insurance for Fire.
Policy of Insurance for Workmen's
Compensation.

Accounts:

Clause (14) Proper accounts to be kept, and a Balance
Sheet shall be made out annually and
audited, and posted in a conspicuous place.

New Trustees:

Clause (15) New Trustees in place of H. J. Crofts and
E. Cope shall be appointed by the Owners.
New Trustees in place of W. Pointon and
Arthur Pointon shall be appointed by the
Workmen.

Disqualification of Trustees:

Clause (16)

Ceasing to be directly connected with the management or working of the Colliery.

Bankrupt or insolvent.

Incapable of acting or refusing to act.

Giving notice of retirement.

Vesting:

Clause (17)

To vest property in the Official Trustee of Charity Lands.

RULES OF MANAGEMENT:

Clause (7)

As set out in Schedule and may be varied, modified or added to.

Constitution and Proceedings of Management Committee:

Clause (8). Management Committee shall be constituted as contained in the Schedule hereto, the first members shall be the Trustees (page 1) and two members representing the Owners and two members representing the workmen appointed at a meeting of the workmen summoned by the Trustees.

NOTE: 1 additional member representing the Owners and 1 additional member representing the Workmen appointed on January 29th. 1938.

Powers and Duties of the Management Committee:

Clause (9). Shall have the management and control of the premises and shall from time to time make such regulations and bye-laws as are required by the Schedule.

Directions of the Management Committee:

Clause (10). Minute Book to be kept and signed by the Chairman.

Clerk to the Trustees:

Clause (11). Secretary appointed by the Committee to keep the Trustees' Accounts and Books and issue notices as required

SCHEDULE OF RULES OF MANAGEMENT.

Clause 1. Constitution:

The Four Trustees
and 2 persons appointed by the Owners
and 2 persons appointed by the Workmen.

NOTE: 1 additional member representing the Owners and
1 additional member representing the Workmen
appointed on January 29th. 1938.

Clause 2. Term of Office:

One year from date of opening, so long as he is
directly connected with the Colliery.

Clause 2. Appointment of Workmen's Members:

A Meeting of workmen shall be held annually for the
appointment of workmen's representatives for the
ensuing year.
If no quorum as fixed by such regulations of workmen
present at such meeting within 15 minutes of the time
appointed, then the representatives for the previous
year shall continue for the ensuing year and if there
is a vacancy it shall be filled by the workmen's
representative on the Committee.

Clause 5. Casual Vacancies:

Shall be filled by the party which appointed such
member and shall continue until the expiration of
the term of office held by his predecessor.

Clause 8. Meetings:

Shall be held at least once in every quarter.

Clause 9. Three clear days notice shall be given - Quorum
five members.

Clause 10. Notice to members to be given at usual address.

Clause 11. VOTES:

Each member one vote and in case of equality and
unable to agree, the question shall be referred to some
person selected by a three-fourths majority of all
members of the Committee, or failing such majority
to some person nominated by the Secretary for Mines.

Clause 12. CHAIRMAN:

At the first meeting, and the first meeting after the
Annual Meeting, the Management Committee shall appoint
one of their members as Chairman, and the Chairman so
appointed shall hold office until the appointment of his
successor.

Clause 13. FUNCTIONS:

Responsible for maintenance of buildings &c in good
condition and repair and clean and fit for use, and shall
undertake any work necessary. PROVIDED that no structural
work shall be undertaken without the approval of the
Miners' Welfare Committee.

Clause 14. Secretary and Bath Attendants:

The Committee shall appoint a Secretary and a sufficient number of attendants for the baths and fix their remuneration. One of such attendants shall be in charge and shall be responsible to the Committee for enforcing the bye-laws. The attendant in charge shall have power to exclude any person refusing to comply with the bye-laws or any direction given by the attendants in pursuance of those bye-laws and shall report the case in writing to the Committee:

Clause 15. Regulations and Bye-laws:

1. The Committee shall make regulations for the following;
 - (1) Holding of Meetings for the appointment of members of the Management Committee to be appointed by the workmen.
 - (2) When necessary for the nomination of new Trustees to be nominated by the workmen.
 - (3) Issue of notices of such meetings, and the time, place and manner of holding the same.
 - (4) The persons entitled to attend thereat and vote.
 - (5) Quorum required and the procedure at such meetings. The time and manner of voting and other matters necessary in connection with such meetings.
2. The Committee shall make bye-laws as to the following matters;
 - (a) Payment of subscriptions.
 - (b) Cleaning.
 - (c) Maintenance of discipline.
3. May from time to time annul vary and add to the regulations and bye-laws.
4. Forward a copy of all regulations and bye-laws made by them to the Miners' Welfare Committee.

Clause 16. Powers to close the Baths temporarily:

For the purpose of carrying out repairs, alterations, additions or similar work, or during any period when the colliery is idle, or for any cause which in the exercise of their discretion they may think sufficient for such period or periods as they think proper.

Clause 17. Workmen's Subscriptions:

The Committee may require payments from workmen using the premises, and may make the payment a condition of attending and voting at Meetings.

Clause 18. Reserve for Repairs:

The Committee shall assess the amount of weekly payments at such a figure to provide a surplus over the normal running costs as will provide a sufficient reserve for periodic decorating, repairs and renewals to be met.