Appendix 1 – David Henry Waring Charity

The Home was originally bequeathed by Maude Marion Rowe-Waring in 1949 to the local Parish which subsequently approached the District Council of Feltham for assistance. The freehold ownership of the land and buildings was transferred to the Urban District Council of Feltham, which is today part of the London Borough of Hounslow, to hold on trust for the Home.

The Trust is established under and governed by the following legal documents (the Trust’s “Governing Documents”):

- a Court Order dated 20 July 1953;
- a Charity Commission Scheme dated 31 March 1971;
- a Charity Commission Scheme dated 20 June 1975.

As Corporate Trustee the Council is responsible for:

- The repair, maintenance and insurance of the existing buildings
- The investment of the Trust’s general funds
- The employment of a warden (if required)
- The maintenance of the Extraordinary Repair Fund
- The setting of maintenance charges to the residents.

The Trust Committee is responsible for:

- The day to day operation of the home and gardens
- Selection and appointment of residents
- Management of the gardens
- Administration of the Amenities Fund (a relatively small fund for activities for residents).

The Council as Corporate Trustee has felt the need to renew the governance practice of the trust given a lack of clarity and understanding of the respective roles of the Corporate Trustee and the committee. To this extent it has sought and shared counsel advice on the interpretation of the original court order and subsequent schemes. The Council has appointed the Lead Member for Housing to act as the Corporate Trustee on behalf of the Council.