

## Ordinary meeting of the Board

Progressing a Private Bill  
18 January 2024

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I would like to thank Mike Wilkinson for running the workshop on 8 January which went very well. There was an excellent turn out. There are one or two things we would do differently if we ran a similar event but there were clear outcomes which are set out on the table to this addendum.

There were 17 trustees at the workshop and in some instances, there were more than 17 responses to the questions. These cannot be accounted for but do not unduly skew the outcomes.

The list of propositions which were considered have been sent to the trustees who were unable to attend and at the time of writing one of them has replied to say that they would have responded to send all of the items on to the Parliamentary Agent to progress.

Recommended resolution c) on paper C is:

To identify the provisions which are ready to be passed to the Parliamentary Agent for him to commence work.

The workshop was not a decision-making forum, but it has given an indication of views from which the following proposal has been formulated for the purpose of the above resolution:

That the following items should be passed to the Parliamentary Agent to commence work.

All of session 1 except item 8

Session 2, items 1, 6, 7, 8

Session 3, except item 2

All of sessions 4 and 5

### Recommendation

In relation to the other items, the Board request that the Governance Committee consider how best to ascertain the views of trustees and resolve any outstanding issues.

Susan Satchell  
10.01.2024

	Majority of responses were in favour of passing the topic to Parliamentary Agent to commence work
	2/3 or more of respondents in favour of proceeding
	Matters which are proposed to take forward to further discussion

<b>Workshop 8 January 2024</b>		Pass to PA	Needs more work		
<b>Session 1</b>		<b>Objects and Admin</b>			
1	Restate the objects in a single clause in modern language	12	6		
2	Include the Sandford Principle	12	3		
3	Adopt the name of Malvern Hills Trust	13	3		
4	Include an up to date set of administrative powers	12	6		
5	Include a power to set up a trading company/membership organisation	10.5	4.5		
6	Include a single power to mortgage	10.5	4.5		
7	Update the Trust's public liability obligations so they are the same as those for land which is open to the public under the Countryside and Rights of Way Act 2000	13	3		
8	Incorporate a general power	11	6		
9	Auditors appointed by the Board	12	5		
10	Power to acquire buildings, and/or buy land to erect buildings for offices, information centres etc	13	2		
11	Remove third party rights which no longer apply /update those which remain relevant	13.5	2.5		
12	Remove provisions which are no longer relevant (eg expired powers in 1924 Act)	12	3		
<b>Session 2</b>		<b>Appointment of trustees</b>			
1	Reduce the size of the Board	16	2		
2	Reduce the size of the Board to a maximum of 12	9	6		
3	With all places filled, equal numbers of elected and selected trustees	10.5	7.5		
4	One electoral area (defined as the whole of the levy paying area) with a single list	11	7		
5	Appointed trustees selected by a separate body for their relevant skills and experience.	10	7		

6	Interim vacancies of elected trustees filled by appointed trustee until next elections take place (subject to calling an election of there are multiple vacancies)	12	6		
7	Elections take place by post (with online option & all candidate material circulated)	13	3		
8	If not move date of start of term of office to coincide with council elections in May	15	1		
	<b>Session 3</b>	<b>Trustee Admin</b>			
1	Power to make urgent decisions outside meetings in writing with support of 75 % of trustees	13.5	2.5		
2	Committee meetings where no delegated decisions are made can be held without public present (All other meetings open to the public)	11	10		
3	Power to make payment to trustees of reasonable expenses (as other charities can) This would be subject to being in the best interests of the charity and defined circumstances)	13	5		
4	Power to remove trustees for good reason	15	1		
5	Trustees serve a maximum of 2 consecutive terms (with limited exceptions)	14.5	.5		
6	One quarter of the board to retire annually by rotation	14	2		
7	Power to hold hybrid meetings (to be streamed)	12	5		
8	Power to make amendments to the Act limited to defined provisions without a further Act	12	5		
	<b>Session 4</b>	<b>Land Management 1</b>			
1	Power to prevent stock straying off the grazed commons by fencing or other barriers Including cattle grids with ancillary gates and fencing	14	4		
2	Extend powers under s15 1995 Act to allow temporary grazing compartments for up to 60 days	14.5	.5		
3	Power (with consultation) to create temporary grazing compartments for up to 12 months for animal health purposes (with break before being able to use the power again	13.5	1.5		
4	Power to fence land which is not common land (with appropriate access points	12	3		
5	Power to install watering points	14	2		
6	Power to purchase/care for livestock	14	2		
7	Power to purchase ancillary land off the common to provide stock handling facilities	17	2		

8	Power to put up buildings/fences/stock handling equipment (off the common	13.5	3.5		
9	Power to deal with sick or injured animals on MHT land	17			
	<b>Session 5</b>		<b>Land Management II</b>		
1	Power to remove abandoned vehicles which have a value	15			
2	Power to use loose rock, spoil and land slip material for Trust purposes (subject to consultation with appropriate body/ies	15	0		
3	Power to enforce byelaw by means of fixed penalty notices	10	5		
4	Clarification of limits on rights of estover	14	3		
5	Express power to grant leases over MHT land which is not common	13	3		
6	Power to lease existing buildings	14	1		
7	Power to licence use of land	13	4		
8	Power to licence events and activities on Trust land and make a charge	13	3		