The text of this legislation is as originally enacted

National Trust Act 1907

1907(7 Edw. 7) C. CXXXVI

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An Act to incorporate and confer powers upon the National Trust for Places of Historic Interest or Natural Beauty.

[21st August 1907]

WHEREAS the National Trust for Places of Historic Interest or It Natural Beauty (hereinafter referred to as "the Association") was in the year 1894 incorporated as an Association not for profit under the Companies Acts 1862 to 1890 with a liability of the members limited by guarantee:

And whereas the Association was incorporated for the purposes of promoting the permanent preservation for the benefit of the nation of lands and tenements (including buildings) of beauty or historic interest and as regards lands for the preservation (so far as practicable) of their natural aspect features and animal and plant life:

And whereas the Association in furtherance of those purposes have acquired considerable property comprising common park and mountain land and buildings and are or are reputed to he the owners of or interested in the properties specified in the First Schedule to this Act to the extent and in the manner therein specified:

And whereas the public are admitted to the enjoyment of the lands buildings and property held by the Association but no adequate powers exist for regulating the use of or protecting the property of the Association or for controlling the persons using the same or resorting thereto:

And whereas with a view to the continuance of the work of the Association for obtaining and preserving lands nnd buildings as aforesaid and for the permanent holding and maintenance thereof and for the preventing as far as possible their destruction or disfigurement and for promoting the permanent preservation of buildings places or property having historic associations or being celebrated for their natural beauty it is expedient that the Association should be dissolved and re-incorporated as in this Act provided and that the powers of this Act should be conferred:

And whereas the objects of this Act cannot be attained 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 (that is to say):—

As originally enacted

1. Short title.

This Act may be cited us the National Trust Act 1907.

As originally enacted

2. Interpretation.

In this Act unless the subject or context otherwise requires—

"The Association" means the National Trust for Places of Historic Interest or Natural Beauty incorporated under the Companies Acts 1802 to 1890 and dissolved by this Act;

"The National Trust" means the National Trust for Places of Historic Interest or Natural Beauty incorporated by this Act;

"The Trust properly" means the property held by the National Trust for purposes of preservation;

"The council" means the council of the National Trust appointed by this Act.

As originally enacted

3. Incorporation of National Trust.

From and after the passing of this Act the Association shall he dissolved and the several persons who immediately before the passing of this Act were members thereof and all other persons who shall subscribe to or who shall hereafter become members of the National Trust in accordance with the provisions of this Act and their executors administrators successors and assigns respectively shall be and they are hereby incorporated for the purposes hereinafter mentioned by the name of "The" National Trust for Places of Historic Interest or Natural "Beauty" and by that name shall be a body corporate with perpetual succession and a common seal and with power to purchase take hold deal with and dispose of lands and other property without licence in mortmain.

As originally enacted

4.— General Purposes of National Trust.

(1) The National Trust shall be established for the purposes of promoting the permanent preservation for the benefit of the nation of lands and tenements (including buildings) of beauty or historic interest and as regards lands for the preservation (so far as practicable) of their natural aspect features and animal and plant life.

(2) Subject to the provisions and for the purposes of this Act the National Trust may acquire by purchase gift or otherwise and may hold without licence in mortmain lands buildings and hereditaments and any rights casements or interests therein or thereover and any other property of whatsoever nature and may maintain and manage or assist in the maintenance and management of lands as open spaces or places of public resort and buildings for purposes of public recreation resort or instruction and may accept property in trust for any public purposes and may act in any trusts for or as trustee of any property devoted to public purposes a may do all acts or things and take all such proceedings as they may deem desirable in the furtherance of the objects of the National Trust and they may upon or with respect to any property belonging to them or in which they have any

interest do all such things and make all such provisions as may be beneficial for the property or desirable for the comfort or convenience of persous resorting to or using such property and may exercise full powers of ownership over their lands and property according to their estate and interest therein not inconsistent with the objects for which they are constituted and may apply their funds to all or any of such objects.

As originally enacted

5. National Trust not to divide Profit among its members.

No dividend bonus or other profit shall at any time be paid out of the income or property of the National Trust to any member of the National Trust.

As originally enacted

6. Present Property of Association vested in National Trust.

Subject to the provisions of this Act all the lands buildings rights and easements which immediately before the passing of this Act were vested in the Association or any person in trust for them or to which the Association are in any wise entitled or which immediately before the passing of this Act were the properly of the Association and all moneys securities credits effects and other property whatsoever which immediately before the passing of this Act belonged to the Association or to any trustee on their behalf and the benefit of all contracts and engagements entered into by or on behalf of the Association and immediately before the passing of this Act in force shall be and the same are hereby vested in the National Trust to the same extent and for the same estate and interest as the same were previously to the passing of this Act vested in the Association or any trustee on their behalf and may subject and according to the provisions of this Act he held and enjoyed, sued for and recovered maintained dealt with and disposed of by the National Trust as they think fit.

As originally enacted

7. Memorandum and articles of association of Association to be void.

Subject to the provisions of this Act the memorandum and articles of association of the Association shall as to any prospective operation thereof be wholly void and the National Trust and the members thereof shall be exempted from all the provisions restrictions and requirements of any Act which applied to the Association and the members thereof as such But nothing in this Act contained shall release or discharge any person from any liability or obligation in respect of any breach of the provisions of the said memorandum or articles of association incurred before the passing of this Act but such liability or obligation in respect of any such breach shall continue and save as in this Act otherwise provided may he enforced by or on behalf of the National Trust as nearly as may be in like manner as the same might have been enforced by or on behalf of the Association if tliis Act had not been passed.

As originally enacted

8. Nothing to affect previons rights and liabilities.

Except as is by this Act otherwise expressly provided everything before the passing of this Act done or suffered by or with reference to the Association or the members thereof as such shall be as valid as if tho National Trust had not been incorporated and the said memorandum and articles of association had not been avoided by this Act and such incorporation and avoidance and this Act respectively shall accordingly be. subject and without prejudice to everything so done or suffered and to all rights liabilities claims and demands both present and future which if the National Trust were not incorporated and the said memorandum and articles of association were not avoided by this Act and this Act were not passed would be incident to or consequent on any and every thing so done or suffered and with respect to all such rights liabilities claims and demands the National Trust and the members and property thereof shall to all intents and purposes represent the Association and the members thereof as such and the property of the Association as the case may be and the generality of this enactment shall not be restricted by any of the other sections and provisions of this Act.

As originally enacted

9. Contracts Prior to Act to be binding.

Except as is by this Act otherwise specially provided all purchases sales couveynuces grants assurances deeds contracts bonds and agreements entered into or made before the passing of this Act by to or with the Association or any trustees or persous acting on behalf of the Association or by to or with any other person to whose rights and liabilities they have succeeded and now in force shall be as binding and of as full force and effect in every respect against or in favour of the National Trust and may be enforced as fully and effectually as if instead of the Association or the trustees or persons acting on behalf of the Association the National Trust had been a party thereto.

As originally enacted

10. Actions &c. not to abate.

Nothing in this Act contained shall release discharge or suspend any action or other proceeding which was pending by or against the Association or any member thereof in relation to the affairs of the Association or to which the Association or any member thereof in relation to such affairs were parties immediately before the passing of this Act but such action suit or other proceeding may be maintained. Prosecuted or continued by or in favour of or against the Notional Trust (as the case may be) in the same manner and as effectually and advautageously as the same might have been maintained prosecuted or continued by or in favour of or against the Association or any member thereof if this Act had not been passed the National Trust and the members thereof being in reference to the matters aforesaid in all respects substituted for the Association and its members respectively.

As originally enacted

11. National Trust to satisfy Liabilities of Association.

From and after the passing of this Act and except at is by this Act otherwise expressly provided the National Trust shall in all respects be subject to and shall discharge all obligations and liabilities to which the Association immediately before the passing of this Act were subject and shall indemnify the members council officers and servants of the Association and their respective representatives from all such obligations and liabilities and from all expenses and costs in that behalf.

As originally enacted

12. Books &c. continued evidence.

All documents books and writings which if the dissolution of the Association and the avoidance of its memorandun and articles of association had not taken place would have been receivable in evidence shall be admitted as evidence in all court and elsewhere notwithstanding such dissolution and avoidance.

As originally enacted

13. Saving to National Trust of benifits of deeds &c. In which Association Interested.

The dissolution of the Association and the avoidance of its memorandum and articles of association shall not affect any deed or other instrument or any testamentary disposition of or affecting any property in or to which the Association would but for such dissolution and avoidance have been interested or become entitled.

As originally enacted

14. Constitution of National Trust.

The members of the National Trust shall be divided into (A) ordinary subscribing members (B) life members (c) honorary members and (D) local corresponding members:—

(A) Ordinary subscribing members shall be annual subscribers to the funds of the National Trust of ten shillings or more:

(B) Life members shall be the persons who were life members of the Association and any persons who shall hereafter pay to the funds of the National Trust the sum of twenty pounds or such other sum as the council may from time to time specify in that behalf:

(C) Honorary members shall be the persons who were honorary members of the Association and any persons who shall give to the National Trust any property which or any part of which in the opinion of the council is proper to be preserved for the benefit of the nation or who shall give to the National Trust such sum of money or other property as shall appear to the council to entitle such persons to be distinguished as honorary members:

(D) Local corresponding members shall be the persons who were local corresponding members of the Association and any persons who without pecuniary contribution undertake to further the objects of the National Trust in any parish district or place in such manner as to the Council may seem meet.

As originally enacted

15. Subscriptions.

Every ordinary subscribing member shall be liable for the amount of his subscription and the subscriptions of such members shall be payable on the first day of January in each year:

Provided that any such member may at any time previously to the thirty-first day of December in any year resign his membership and cease to be a member by sending his resignation in writing to the secretary of the National Trust but subject to such resignation in writing every such member shall be liable to the amount of his subscription in respect of the ensuing year.

As originally enacted

16. As to Liability of members.

No member of the National Trust shall be liable for or to contribute towards the payment of the debts and liabilities of the National Trust beyond the amount of the annual subscription of such member or of any contribution agreed to be given and remaining unpaid.

As originally enacted

17. General meetings.

The first general meeting of the National Trust shall General be held within six months after the passing of this Act and the future general meetings shall be held once at least every year at such time and place as the council may appoint and the general meetings shall be called and held in accordance with the regulations contained in the Second Schedule to this Act.

As originally enacted

18.— Establishment of Council.

(1) The affairs of the National Trust shall be administered by a council to be called "the council of the National Trust" consisting of a president of the council and fifty members of whom twenty-five shall be elected annually from among the members at the annual general meeting of the National Trust.

(2) Any of the bodies or persons hereinafter named may appoint a member or members to the council of the National Trust as follows (that is to say):—

Two members may be appointed by each of the following bodies or persons:—

The Trustees of the National Gallery;
The President of the Royal Academy of Arts; and
The Trustees of the British Museum;

And one member may be appointed by each of the following bodies or persons:—

The President of the Royal Society of Painters in Water Colours;
The President of the Society of Antiquaries of London;
The President of the Royal Institute of British Architects;
The President of the Linnean Society;
The President of the Entomological Society;

The President of the Royal Botanic Society;
The Vice-Chancellor of the University of Oxford;
The Vice-Chancellor of the University of Cambridge;
The Vice-Chancellor of the University of London;
The senate of the University of Edinburgh;
The senate of the University of Glasgow.
The senate of the University of Saint Andrew's;
The senate of the University of Dublin;
The chairman of the Commons Preservation Society;
The chairman of the Kyrle Society;
The Selborne Society;
The County Councils Association;
The Society for the Protection of Ancient Buildings; and
The Trustees of Public Reservations Massachusetts United States of America.

(3) Any annual general meeting of the National Trust may determine that a member or members of the council shall be appointed by or on behalf of some body or person other than those hereinbefore mentioned either by way of addition to or by way of substitution for any one or more of the bodies or persons so mentioned or by way of increase or reduction of the number of members appointed by or on behalf of any of the bodies or persons so mentioned but so that the number of appointed members shall not exceed twenty-five.

(4) The council shall be deemed fully constituted and all acts and proceedings of the council shall be deemed valid in all respects if and so long as twenty-five members shall have been elected to the council as by this section provided.

As originally enacted

19. Supply and casual vacaucies in council.

If any elected member of the council dies or resigns the council may appoint in his place another member to be a member of the council and any member appointed under this section shall continue a member of the council until the next annual general meeting after his appointment and the acts of the council shall not be deemed invalid by reason of the death or resignation of any member or members thereof.

As originally enacted

20.— Power and proceedings of council.

(1) The entire business of the National Trust shall be arranged and managed by the council who may exercise all such powers of the National Trust as are uot exerciseable only by the National Trust in general meeting and no regulation made or resolution passed by the National Trust in general meeting shall invalidate any prior act of the council which would have been valid if such regulation or resolution bad not been made or passed.

(2) The council shall have power to make such regulations as to the procedure of the council (including the quorum required at its meetings) and for the conduct of the business and affairs of

the National Trust and for the despatch of business at meetings as the council may deem necessary provided that such regulations do not contravene any of the provisions of this Act.

(3) The council may elect a president for such periods as they may from time to time fix by their regulations and may appoint such officers and servants as they may from time to time think desirable and fix their salaries and wages and the conditions of service including the provision of pension on retirement and determine their respective duties and the tenure of their offices.

(4) The council may also elect any number of honorary vice-presidents but the persons so elected shall not by reason of such election be members of the council.

(5) The council may exercise the powers of borrowing on mortgage which are by this Act conferred on the National Trust.

(6) The council shall appoint from their own number an executive committee and may add to any such committee for such length of time and with such powers of voting or otherwise as the council may think fit any member of the National Trust or other person whose aid they judge useful to forward the objects of the National Trust and such committee shall exercise and enjoy all the powers conferred upon the council by this Act except the power of electing a president and except any other power which the council expressly withholds from the committee But the council may impose conditions and limitations as to the exercise of any of the powers enjoyed by the committee.

(7) The council may also appoint from their own number any committee for any special purpose and may add to any such committee for such length of time and with such powers of voting or otherwise as the council may think fit any member of the National Trust or other person whose aid they judge useful to forward the objects of the National Trust.

(8) The executive committee shall have power of appointing sub-committees for special purposes similar in all respects to the powers hereby conferred upon the council of appointing committees for special purposes The executive committee may also appoint a chairman to hold office during such period as the committee may specify and may make such regulations as to the procedure of the committee as the council is hereby empowered to make as to the procedure of the council.

(9) No act or proceeding of the council the executive committee or of any committee or sub-committee shall he questioned on account of there being at the time of such act or proceeding any vacancy or vacancies in the council executive committee or in any committee or sub-committee.

(10) No defect in the qualification or election of any person or persons acting as member or members of the council the executive committee or of any committee or sub-committee shall be deemed to invalidate any proceedings of such council executive committee committee or sub-committee in which he or they has or have taken part in cases where the majority of members parties to such proceedings are duly entitled to act.

(11) The council the executive committee and all committees and sub-committees appointed as aforesaid shall cause minutes to be made of all proceedings at any meeting thereof respectively and the council shall at all times cause to be kept minutes of the meetings of the National Trust and a register of the members of the National Trust with their respective last-known places of abode.

(12) Any minute made of proceedings at a meeting of the National Trust the couucil the executive committee or of any committee or sub-committee respectively if signed either at the meeting at which such proceedings took place or at the next ensuing meeting by any person purporting for the time being to bo the president of the council or the chairman of the executive committee committee or sub-committee as the case may be shall be receivable evidence of such proceedings in all legal

proceedings without further proof and until the contrary is proved every meeting of the council the executive committee or of any committee or sub-committee shall he deemed to have been duly couvened and held and all the members thereof to have been duly qualified.

(13) Any instrument which if made by private persons would be required to be under seal shall be under the seal of the National Trust Any notice issued by or on behalf of the National Trust shall be deemed to be duly executed if signed by the chairman the deputy-chairman or the secretary but subject as aforesaid any appointment made by the National Trust and any contract order or other document made by or proceeding from the National Trust shall be deemed to be duly executed either if sealed with the seal of tho National Trust or signed by two or more members of the council authorised to sign by a resolution of tlie council or executive committee but it shall not bo necessary in anv lemil proceeding to prove that the members signing any such order or other document were authorised to sign and such authority shall be presumed until the contrary is proved.

As originally enacted

21.— Certain property of Trust to be inalienable.

(1) The properly specified in the First Part of the First Schedule to this Act so far as the same is vested in the National Trust shall be held by the National Trust for preservation for the benefit of the nation in accordance with the objects of the National Trust and shall not bo chargeable with any debts or liabilities of the National Trust and shall bo inalienable.

(2) Whenever after Iho passing of this Act any lands or tenements (including buildings) shall become vested in the National Trust the council may by resolution determine that such lands or tenements or such portions thereof as may he specified in such resolution are proper to bo held for the benefit of the nation and such lands or buildings shall thereupon be so held by the National Trust and shall bo inalienable,

As originally enacted

22. Power to raise money.

The National Trust may raise money by borrowing on the security of any of their property (not being property specified in the First Schedule to this Act or in any such resolution of the council as proper to be held for the benefit of the nation) by way of specific mortgage thereof and by charging or appropriating as security for money borrowed the rents profits or income derivable from any of the lands and properties of the National Trust including the rents profits and income arising from any property held for the benefit of the nation.

As originally enacted

23. Incorporation of certain provisions of Companies Clauses Consolidation Act as to mortgages.

The provisions of sections 45 and 47 to 55 (both inclusive) of the Companies Clauses Consolidation Act 1845 shall so far as applicable extend and apply to the raising of money by the National. Trust under the provisions of this Act and to the mortgagees of the National Trust and to the mortgages

or other securities granted or given by the National Trust and in those sections any reference to the company shall for the purposes of this Act be deemed to bo references to the National Trust.

As originally enacted

24. Appointment of receiver

The mortgagees of the Nantional Trust (other than mortgagees of specific properties with a power of foreclosure and sale) may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one thousand pounds in the whole.

As originally enacted

25. Accounts.

Proper accounts shall be kept of all sums of money received and expended by the National Trust and of the matters in respect of which such receipt aud expenditure take place and of the property credits and liabilities of the National Trust and subject to any reasonable restrictions as to the time and manner of inspecting the same that may be imposed in accordance with the regulations for the time being of the National Trust such accounts shall be open at all reasonable times to the inspection of the members.

As originally enacted

26. Audit

Once at least in every year the accounts of the National Trust shall be examined and audited by an auditor or auditors being a member or members of the Institute of Chartered Accountants and such auditor or auditors shall be elected annually at the annual general meeting and any previously elected auditor or auditors shall be eligible for re-election.

As originally enacted

27. Application of revenue.

The council shall apply all money received by the National Trust under this Act except money borrowed and money received from the sale of lands or other moneys received on capital account as follows (that is to say)

First In payment of the working and establishment expenses of the National Trust and the cost of management maintenance up-keep and improvement of the Trust property ;

Secondly In payment of the interest on moneys borrowed under the powers of this Act and of the instalments (if any) of principal moneys so borrowed:

And the balance if any shall be applied in furthering the objects for which the National Trust is established in such manner as the council may from time to time direct and may if the council see fit be invested in securities in which trustees are by law entitled to invest trust funds.

As originally enacted

28. Capital

All moneys received by the National Trust on capital account shall subject to any conditions attached to any gift be applicable in or towards the repayment of moneys borrowed or otherwise in furthering the objects for which the National Trust is established.

As originally enacted

29. J'owersexerciseable over certain Trust property.

By virtue of this Act there shall be imposed upon the National Trust with respect to any of the Trust property which consists of common or commonable land the following duties and the National Trust shall (subject to the provisions of this Act) have with respect to the same property the following powers (namely):—

(A) Except as in this Act otherwise provided they shall at all times keep such property unenclosed and unbuilt on as open spaces for the recreation and enjoyment of the public:

(B) They may plant drain level and otherwise improve and alter any part or parts of such property so far as they may deem necessary or desirable and they may make temporary enclosures for the purposes of this subsection and for the purpose of protecting or renovating turf and for protecting trees and plantations:

(C) They may make and maintain roads footpaths and ways over such property and may make and maintain ornamental ponds and waters on such property:

(D) They may on such property erect sheds for tools and materials and may maintain and repair such sheds :

(E) They shall by all lawful means prevent resist and abate all enclosures and encroachments upon and all attempts to enclose or encroach upon such property or any part thereof or to appropriate or use the same or the soil timber or roads thereof or any part thereof for any purpose inconsistent with this Act:

(F) They may set apart from time to time parts of such property upon which persons may play games or hold meetings or gatherings for atldetic sports.

As originally enacted

30.— Power to charge for admission to Trust property.

(1) The Nationnl Trust may make such reasonable charges for the admission of the public to any of the property of the National Trust or any part or parts thereof or for the use by the public of any such property as they may from time to time determine.

(2) The Nationnl Trust shall not make charges for admission to any common or commonable land or to any other property of the Trust to which the public had a right of access at the date when such property was acquired by the Nationnl Trust or the Association except such part or parts of such common or commonable land as may be from time to time set apart under the provisions of and for the purposes specified in subsection (F) of the section of this Act of which the marginal note is " Powers exerciseable over certain Trust property."

As originally enacted

31. Arrangements with local authoritics and other.

The Natioual Trust may act in concert with and make any arrangements and agreements with any local authority now or hereafter constituted or with any residents or committee of residents in the neighbourhood of any land or property of the National Trust or with any other person, for giving effect to the objects of this Act.

As originally enacted

32. Byelaws.

For the regulation and protection of and for prevention of nuisances and preservation of order upon any lands or property of the National Trust held for the benefit of the nation the National Trust may make revoke and alter byelaws for any of the following purposes (that is to say):—

(A) For prohibiting any person without lawful authority from digging cutting or taking turves sods gravel stone sand clay or other substance on or from such lands or property and from cutting felling or injuring any gorse heather timber or other tree shrub brushwood or other plant growing thereon :

(B) For prohibiting or regulating the lighting of any fire on such lands or property:

(C) For prohibiting or regulating the firing or discharge of firearms or the throwing or discharge of missiles on such lands or property without lawful authority ;

(D) For prohibiting the deposit on such lands or property or in any pond thereon of road-sand materials for repair of roads or wood or any dung rubbish or other ofiensive matter:

(E) For prohibiting the injury defneemont or removal of any building structure or other thing upon such lands or property or of seats fences notice boards or other things put up or maintained by the National Trust :

(F) For prohibiting or regulating the posting or painting of bills placards advertisements or notices on trees or fences or notice boards on such lands or property :

(G) For prohibiting any person without lawful authority from bird catching setting traps or nets or liming trees or laying snares for birds or other animals taking birds' eggs or nests and shooting driving or chasing game or other animals or such lands or property :

(H) For prohibiting or regulating the drawing or propelling upon such lands or property without lawful authority of any carriage cart caravan truck motor car cycle or other vehicle and the erecting or permitting to remain on such lands or property without the consent of the National Trust or other lawful authority any building shed tent fence post railing or other structure whether used in connection with the playing of games or not and for authorising an officer of the National Trust to remove therefrom any vehicle drawn or propelled thereon and any structure erected thereon in contravention of the byelaws and for prescribing any roads other than public roads upon which motor cars and cycles may be used :

(I) For prohibiting or regulating the placing on such lands or property of any photographic cart or of any show exhibition swing roundabout or other like thing and for authorising an officer of the National Trust to remove from such lands or property anything placed thereon in contravention of the byelaws :

(J) For regulating games to bo played and other means of recreation to be exercised on such lands or property and assemblages of persons thereon :

(K) For regulating the use of any portion of such lands or property temporarily closed or set apart under this Act for any purpose:

(L) For prohibiting or regulating horses being exercised or broken in on such lands without lawful authority :

(M) For prohibiting any person without lawful authority from turning out or permitting to remain on such lands any cattle sheep or other animals and for authorising an officer of the National Trust to remove therefrom any cattle sheep or other animal being thereon in contravention of the byelaws or suffering from disease:

(N) Generally for prohibiting or regulating any act or thing tending to injure or disfigure such lands or property or to interfere with the use and enjoyment thereof by the public :

(O) For authorising an officer of the National Trust after due warning to remove or exclude from such lands or property any person who within his view commits an offence against the byelaws made under this Act :

(P) For prohibiting the hindrance or obstruction of an ofiicer of the National Trust in the exercise of his powers or duties under this Act or under any byelaws made thereunder.

As originally enacted

33. Byelaws as to buildings.

The National Trust may in respect of any building forming part of the Trust property and being open to the public whether on payment or not make byelaws for the purposes specified in section 3 of the Public Libraries Act 1901 in respect of such building as if they were a library authority under that Act and the provisions of section 2 of the Libraries Offences Act 1898 shall apply to any such building.

As originally enacted

34. Byelaws to be exhibited.

Copies of the byelaws for the time being in force shall be put up by the National Trust on the Trust property at such places and in such manner as the National Trust think best calculated to give information to persons resorting to such property.

As originally enacted

35. Provisions applicable to byelaws.

The provisions of sections 182 183 184186 and 251 of the Public Health Act 1875 shall apply to byelaws to be made under this Act as if the National Trust were a local authority:

Provided that in section 184 (Confirmation of byelaws) of the said Act the Secretary of Slate for the Home Department shall for the purposes of this section be deemed to be substituted for the Local Government Board and in the said sections for the purposes of this Act the expression " this Act " shall mean this Act.

As originally enacted

36. Restriction on diggiog gravel &c. from commons.

Any common or commonable land the soil of which is vested in the National Trust shall be deemed to be a common to which the provisions of section 20 of the Commons Act 1876 apply.

As originally enacted

37. Saving of rights.

All rights of common commonable or other like rights or rights of way in over or affecting the Trust property shall remain and be unaffected by the provisions of this Act and save as in this Act expressly provided nothing contained in or done under or in pursuance of this Act shall take away abridge or prejudicially affect any estate vested in or any right belonging to and previously to the passing of this Act exerciseable by any person.

As originally enacted

38. Copy of Act to be registered.

The National Trust shall deliver to the Registrar of Joint Stock Companies a printed copy of this Act and he shall retain and register the same and if such copy is not so delivered within three months from the passing of this Act the National Trust shall incur a penalty not exceeding two pounds for every day after the expiration of those three months during which the default continues and any member of the council of the National Trust who knowingly and wilfully authorises such default shall incur the like penalty Every penalty under this section shall be recoverable summarily.

There shall be paid to the registrar by the National Trust on such copy being registered the like fee as is for the time being payable under the Companies Act 1862 on registration of any document other than a memorandum of association.

As originally enacted

39. Costs of Act.

The costs charges and expenses of and incidental to the preparation obtaining and passing of this Act or otherwise in relation thereto shall be paid by the National Trust.

THE FIRST SCHEDULE.

PROPERTIES OF THE NATIONAL TRUST.

PART I.

PROPERTIES TO BE HELD AND PRESERVED FOR THE BENEFIT OF THE NATION.

As originally enacted

Freehold.

Country.	Parish.	Name and Description of Property.
Merionethshire	Llanaber	The cliff known as “Dinas-o-leu” Barmouth.
Sussex	Alfriston	The Old Clergy House
Cornwall	Tintagel	15 acres of cliff land at Barras Head.
Wiltshire	Salisbury	The Joiner's Hall.
Kent	Brasted	Land on Toy' Hill.
Cambridgeshire	Wicken	About 4 acres of Wicken Fen.
Kent	Westerham	15 acres of woodland on Ide Hill.
Derbyshire	Duffield	Duffield Castle.
Co. Cork	Kilmeen	Kanturk Castle.
Buckinghamshire	Long Crendon	The Old Court House.
Surrey	Godalming	Eashing Bridges.
Cumberland	Crosthwaite	Brandlehow Park Derwentwater 108 acres.
Monmonthshire	Dixton Hadnock	9 aeres on Kymin Hill.
Monmouthshire	Dixtonn Hadnock	9 aeres on Kymin Hill.
Cornwall	Tintagel	Old 14th century house known as “The Old Post Office”
Kent	Westerham	3 1/2 acres on Crockham Hill.
Devonshire	Rockbeare	21 acres on Rockbeare Hill Known as Prickly Pear Blossoms Park and Recreation Ground.
Derbyshire	Winster	Old Market House.
Berkshire	Newtown	Land at Newtown Common.
Surrey	Thursley	Hindhead Inval and Weydown Commons 750 acres.
Cumberland	Greystoke	Goebarrow Deer Park and Aira Force 750 acres.
Berkshire	Newbury	Monument to Viscount Falkland.
Yorkshire	Sharow	Old Sanctuary Cross.
Gloucestershire	Westbury-on-Trym	Westbury College Gatehouse.
Cambridgeshire	Burwell	30 acres of Fenland.
Surrey	Wimbledon	Mill Pond at Merton.
Somerset	Barrington	Barrington Court and 34 acres of land adjointing.

Other than Freehold.

Country.	Parish.	Name and Description of Property.	Nature of Interest.
Dorset.	Portesham	Monument to Vice-Admiral Sir Thomas Hardy.	Lease for 500 years.
Cumberland	Keswick	Monument to John Rudskin on Friars Crag Derwent-water.	Tenancy at will.

PART II.

ALIENABLE PROPERTIES.

As originally enacted

County.	Parish.	Name and Description of Property.
Somerset	Barrington and Shepton Beauchamp.	185 acres of farm land occupied with Barrington Court.

THE SECOND SCHEDULE

REGULATIONS GOVERNING THE CALLING AND HOLDING OF GENEUAL MEETINGS OF THE NATIONAL TRUST.

As originally enacted

1.
The annual general meetings shall be called ordinary meetings and all other general meetings shall be called extraordinary meetings.

As originally enacted

2.
The council at each ordinary meeting shall lay before the meeting a report of the work done in the preceding year.

As originally enacted

3.
The council or the executive committee may whenever they think fit and the executive committee (or in their default the council) shall upon a requisition made in writing and signed by any thirty or more members convene an extraordinary meeting.

As originally enacted

4.
Any requisition made by the members shall express the object of the meeting proposed to be called and shall be left with the secretary of the National Trust.

As originally enacted

5.
Upon the receipt of such requisition the executive committee (or in their default the council) shall forthwith proceed to convene a general meeting and if the executive committee or the council do not convene the same within fourteen days from the date of the receipt of such requisition the requisitionists may themselves convene a meeting.

As originally enacted

6.
A notice of every general meeting and of the agenda shall be given to the members at such time and in such form and manner as the council may from time to time prescribe.

As originally enacted

7.
Notice of any motion proposed to be made at a general meeting by any person not being a member of the council shall be sent to the secretary of the National Trust fourteen days before the general meeting Such notice shall be signed by the proposer and two seconders being members of the National Trust and no motion made by any member other than a member of the council shall be entertained by a general meeting unless notice thereof has been given as aforesaid.

As originally enacted

8.
The non-receipt of a notice by any member shall not invalidate the proceedings of any general meeting.

As originally enacted

9.
Twenty members shall form a quorum for a general meeting.

As originally enacted

10.
If within an hour from the time appointed for a meeting convened upon tlie requisition of members a quorum be not present the meeting shall be dissolved In any other case the meeting may transact such business as they think necessary notwithstanding the absence of a quorum.

As originally enacted

11.
At every general meeting all matters which come up for the the decision of such meeting shall be decided by a majority of votes of the members personally present and voting by show of hands unless a poll be demanded as hereinafter mentioned.

As originally enacted

12.
The president of the council or in his absence the chairman of the executive committee shall take the chair at a general meeting.

As originally enacted

13.
If neither the president or the chairman of the executive committee be present the meeting shall elect a chairman The chairman shall in ease the votes at any general meeting or in the case of a poll are equally divided have as well as his own vote a second or casting vote The chairman may with the consent of the meeting adjourn any meeting from time to time and from place to place but no business shall be transacted at any adjourned meeting other than the business left undisposed of at the meeting at which the adjournment took place unless in pursuance of a notice and agenda given to the members as here in before prescribed.

As originally enacted

14.
At a general meeting one third of the members of the executive committee or any twenty members of the National Trust may demand a Poll in respect of any resolution and on such demand being made a poll of the National Trust shall be taken accordingly by voting papers in such manner as the chairman may direct and the result of the poll shall be deemed to be the decision of the general meeting on the resolution.

As originally enacted

15.

Every member shall have one vote only with the exception of the chairman's casting vote.

Table of Contents

National Trust Act 1907 c. cxxxvi. 1
- Preamble 1
- s. 1 Short title. 1
- s. 2 Interpretation. 2
- s. 3 Incorporation of National Trust. 2
- s. 4 General Purposes of National Trust. 2
- s. 5 National Trust not to divide Profit among its members. 3
- s. 6 Present Property of Association vested in National Trust. 3
- s. 7 Memorandum and articles of association of Association to be void. 3
- s. 8 Nothing to affect previons rights and liabilities. 3
- s. 9 Contracts Prior to Act to be binding. 4
- s. 10 Actions &c. not to abate. 4
- s. 11 National Trust to satisfy Liabilities of Association. 4
- s. 12 Books &c. continued evidence. 5
- s. 13 Saving to National Trust of benifits of deeds &c. In which Association Interested. 5
- s. 14 Constitution of National Trust. 5
- s. 15 Subscriptions. 5
- s. 16 As to Liability of members. 6
- s. 17 General meetings. 6
- s. 18 Establishment of Council. 6
- s. 19 Supply and casual vacaucies in council. 7
- s. 20 Power and proceedings of council. 7
- s. 21 Certain property of Trust to be inalienable. 9
- s. 22 Power to raise money. 9
- s. 23 Incorporation of certain provisions of Companies Clauses Consolidation Act as to mortgages. 9
- s. 24 Appointment of receiver. 10
- s. 25 Accounts. 10
- s. 26 Audit. 10
- s. 27 Application of revenue. 10
- s. 28 Capital. 10
- s. 29 J'owersexerciseable over certain Trust property. 11
- s. 30 Power to charge for admission to Trust property. 11
- s. 31 Arrangements with local authoritics and other. 11
- s. 32 Byelaws. 12
- s. 33 Byelaws as to buildings. 13
- s. 34 Byelaws to be exhibited. 13
- s. 35 Provisions applicable to byelaws. 13

s. 36 Restriction on diggiog gravel &c. from commons.. 13
s. 37 Saving of rights.. 14
s. 38 Copy of Act to be registered.. 14
s. 39 Costs of Act.. 14
Schedule 1 PROPERTIES OF THE NATIONAL TRUST.. 14
Part I PROPERTIES TO BE HELD AND PRESERVED FOR THE BENEFIT OF THE NATION.. 14
para. 1 15
Part II ALIENABLE PROPERTIES.. 16
para. 1 16
Schedule 2 REGULATIONS GOVERNING THE CALLING AND HOLDING OF GENEUAL MEETINGS OF THE NATIONAL TRUST.. 16
para. 1 16
para. 2 16
para. 3 16
para. 4 17
para. 5 17
para. 6 17
para. 7 17
para. 8 17
para. 9 17
para. 10 18
para. 11 18
para. 12 18
para. 13 18
para. 14 18
para. 15 19
Table of Contents. 20