

THE MARCHANT CUP

The Marchant Cup Fund was established by a Declaration of Trust dated 21 July 1930. The Charity's assets consist of a Cup (which is now presented to the winners of the Schools Under 16 Doubles Tournament) and a small endowment now standing at some £313 and producing income of less than £10 per year.

The Trustees of the Fund (namely myself, David Gardner and Denise Hall-Wilton) have decided that no useful purpose can be served by applying the income only of the fund and that the restriction on the expenditure of the capital (which is a permanent endowment) should be removed.

Our intention, following receipt of approval from the Charities Commission, is to transfer the funds (and the Cup itself, which is a fine silver trophy) to the RFA Charitable Trust, to be used as part of the funds of that Charity.

If anyone has any questions or requires further information, please do not hesitate to contact me. Unless anyone specifically objects to the Charities Commission by contacting them as specified in Form D2 attached, I understand that approval for this transfer is likely to be given in about 3 months.

Incidentally, I believe that an article on the history of the Cup will appear in this year's Annual Report.

John East
4 July 2005

**Model Resolution for the Expenditure of Capital
under Section 75**

Charity Reference

Charity Commission Number

2 7 7 4 2 9 /

(If registered)

CC Reference Number

(Non-registered Charities only)

Resolution

We, the undersigned, Trustees of

Charity Name

THE MERCHANT FIVES CUP FUND

Place

LONDON

County

Being satisfied that we are properly appointed Trustees of the Charity in accordance with the Governing Document HEREBY RESOLVE by a minimum of two-thirds majority of the Trustees voting at a properly constituted and quorate meeting of the Charity Trustees that the following Resolution under section 75 of the Charities Act 1993 be passed:

That the restriction with respect to the expenditure of capital which is permanent endowment comprised in the Trusts of the Charity be removed

Resolution(s) approved by

Signed by all the Trustees attending the Trustee meeting and voting in favour of the Resolution.

Please note that this form will be retained by the Commissioners. The resolution should be recorded in the minute book of the charity.

Signed

Date

Trustee 1

[Signature]

18th June 2005

Trustee 2

[Signature]

18th June 2005

Trustee 3

John East

18th June 2005

Trustee 4

Trustee 5

Trustee 6

Trustee 7

Please continue on a separate sheet if necessary

Public Notice for the Expenditure of Capital under Section 75

Charity Reference

Charity Commission Number

2 7 7 4 2 9 /

(If registered)

CC Reference Number

(Non-registered Charities only)

Declaration

The TRUSTEES of

Charity Name

THE MERCHANT FIVES CUP FUND

Place

LONDON

County

HEREBY GIVE NOTICE that they have passed a Resolution under the above provisions for the following purpose:

Authorising the expenditure of the Charity capital as income.

Any interested person wishing to make representations regarding this said Resolution may do so, quoting the Registered reference at the head of this notice, within a period of 6 weeks from the date of this notice, by writing to the Charity Commissioners for England and Wales at:

Delete addresses that do not apply

~~Haxmsworth House
13-15 Bowyerie Street
London
EC4Y 8DP~~

2nd Floor
20 Kings Parade
Queens Dock
Liverpool
L3 4DQ

~~Woodfield House
Tangier
Taunton
Somerset
TA1 4BL~~

Signed by and on behalf of the Trustees

Signed

John East

Date

18th June 2005

Capacity

TRUSTEE & SECRETARY

Certificate in Respect of the Trustees' Resolution for the Expenditure of Capital under Section 75

Charity Reference

Charity Commission Number (if registered)

CC Reference Number (Non-registered Charities only)

Date of Resolution

Charity Details

Charity Name

Place

Country

Certification

I/WE CERTIFY as follows:

- (a) The Trustees are satisfied that they have been properly appointed as managing trustees in accordance with the Governing Instrument of the Charity.
- (b) No part of the Charity permanent endowment comprises land.
- (c) The gross income of the Charity in its last financial year did not exceed £1,000.
- (d) Before passing the Resolution the Trustees considered the possibility of effecting a transfer or division of the Charity property under section 74 of the Charities Act 1993 but concluded that such a transfer or division would not be practicable.
- (e) The Trustees are satisfied that the property of the Charity is too small for any useful purpose to be achieved by the expenditure of income only.
- (f) The Resolution was passed by a two-thirds majority of the Trustees voting at a properly constituted meeting of the Trustees.
- (g) The Trustees have given public notice of the Resolution on/from

Please attach accounts if not previously sent

Please provide a certified true copy of the Resolution

Please insert relevant date

and in the following manner:

Please complete and attach a copy of the notice published. If notice was affixed to public notice board(s) please specify the location and the period for which the notice was/will be exhibited

Certification - continued

(h) The Trustees' reasons for passing the Resolution were as follows:

The trustees are satisfied that the property of the charity is too small, in relation to its purposes, for any useful purpose to be achieved by spending only its income;

The trustees are also satisfied that it would be appropriate to transfer the funds to the relatively new RFA Charitable Trust, which has very similar purposes.

Certificate Signed by

This Certificate must be signed by one or more of the Trustees or by some other person having a competent knowledge of the facts and acting on behalf of the Trustees. Each signatory should state the capacity in which he signs, eg Trustee, Clerk, etc.

Signed

Date

Signatory 1

[Signature]

18th June 2005

Capacity

TRUSTEE

Signatory 2

[Signature]

18th June 2005

Capacity

TRUSTEE

Signatory 3

[Signature]

18th June 2005

Capacity

TRUSTEE