

**THIS DEED DECLARATION OF TRUST MADE AND EXECUTED** on this the \_\_\_\_\_ day of \_\_\_\_\_, Two Thousand \_\_\_\_\_  
(\_\_\_/\_\_\_/20\_\_\_)

By:

(1

Hereinafter referred to as the "AUTHOR"

WITNESSETH:

- I. WHEREAS the Author is the PRESIDENT and Member in good standing of Lions Club of \_\_\_\_\_ a Club in Good Standing in DIST 324D1 of Lions Clubs International and being authorized by Lions Club of \_\_\_\_\_ by Unanimous resolution dated 10/11/2011 to create and constitute a Trust known as "\_\_\_\_\_" to achieve the charitable objects which are more clearly enumerated in objects of this Trust Deed and decided, to reduce the terms of the Trust into writing and to execute the Trust Deed and complete the registration formalities :

II. WHEREAS the Author has contributed a sum of Rs.10001/- (Rupees Ten Thousand and one only) by way of Cash, which forms the corpus of this Trust, Subject to the provisions hereby declared and concerning.

III. NOW THIS TRUST DEED WITNESSETH AS FOLLOWS

01. **NAME OF THE TRUST:**

The name of the Trust shall be \_\_\_\_\_  
\_\_\_\_\_ )

02. **REGISTERED OFFICE OF THE TRUST:**

The registered office of the Trust shall be situated at

or at such other place or places as the Board of Trustees may decide from time to time. Branch / administrative offices can be opened in any part of the country for the smooth functioning of the Trust

03. **OBJECTS OF THE TRUST:**

That the objectives of the Trust shall be wholly for the public and charitable purposes and incomes shall be applied for the same and accumulated in India wholly for public & charitable purposes without prejudice to generality of provisions aforesaid and the following shall be deemed to be the principal objectives of \_\_\_\_\_  
(\_\_\_\_\_)

- (a) The Trust has been created for charitable purposes within the meaning of the Income Tax Act.1961 and the main object of the Trust is to provide voluntary services to the poor and deserving persons, irrespective of caste, creed, color and

sex. The object of the trust shall not include any activity for Profit within the meaning of the Income Tax Act. 1961:

- (b) To start educational institutions, residential schools, industrial training institutes, polytechnic courses, job oriented courses and to start and run hostels for the poor students and similar citizens and to assist the institutions running for them;
- (c) To start and run rehabilitation centers for mentally retarded, physically handicapped persons and to start vocational centers and to provide medical aid and financial assistance and other assistance for the betterment of the handicapped and mentally retarded Persons and financially poor.
- (d) To start and run libraries for the benefit of Students and professionals and the general Public;
- (e) To extend financial assistance to alleviate the Human diseases and suffering and to conduct Programmes in regard to health awareness Activities;
- (f) To promote National Integration, Communal Harmony, Universal Brotherhood and Global Peace.
- (g) To help the down-trodden citizens of the Community particularly belonging to the Schedule castes, schedule tribes and the less fortunate brethren of the society;
- (h) To construct an Auditorium, Community Halls and maintain it for the purpose of using the same for the community at large;
- (i) To provide guidance and support to schools, and educational institutions by assisting in the co-ordination of, and up skilling of teachers, trainers and coaches in the delivery of, sport and physical recreation programmes and activities in the District. , which enjoys recognition under section 80-G of the Income Tax Act.1961 as amended from time to time;
- (j) To acquire the immovable Properties and Construct buildings in furtherance of the Objects of the Trust;
- (j) To uplift the downtrodden socially, economically and cure the society from superstition and social evils and to collaborate, assist and join with similar institutions for fulfilling the Objects of the Trust;
- (k) To establish and run old age homes and Destitute Homes;
- (l) To provide various medical services such as organizing health and awareness camps of Immunization, Eye Care, Motherhood, Child Care, and Communicable Diseases

- (m) To make such other objects in Consistence with the spirit of this Trust and the Income Tax Act.1961;
- (n) To promote and advocate Human Rights and Fundamental Freedom for all without any discrimination of race, religion, caste, color, sex and language.
- (o) To create public awareness in the field Of voluntary Blood Donation camps and to Organize the lectures and to take and to initiate all necessary programs to involve the general Public in the field of Voluntary Blood Donation awareness and its ancillary Programs;
- (p) To organize and conduct health awareness Programs, camps, lectures, more particularly in the field of deadly diseases and to assist the patients in all respects;
- (q) To grant scholarships to the deserving students to pursue higher studies and to participate in the National and International Sports events;
- (r) To conduct nutritional and health services;
- (s) To assist research and development programs in science, technology, communications and Voluntary blood donation programs;
- (t) To run, manage and administer the educational institutions and manage the movable and immovable Properties of any Educational Institutions.
- (u) To start and assist the relief measures in those parts of the country which become effected to natural calamities like famine, fire flood, earthquakes etc.
- (v) To provide and facilitate legal assistance to underprivileged and poor section of trust to fight for their rights and justice.
- (w) To promote traditional games along with the contemporary sports among youth & others.
- (x) To provide facilitates like shelter sanitation and services to Shanty town
- (y) AND GENERALLY to do in all public, charitable purposes for public benefit without any discrimination of Caste, Creed, Color, Gender, Religion, Faith, Race or any Nationality. That in case any of the objects of the Trust are held to be non charitable within the meaning of section 2 (15) of the Indian Trust Act, or any statutory modification (s) thereof, the Trustee (s) shall not carry out such objectives.

All the above objects shall be within the provisions of section 2 (15) and 80G Of the Income Tax Act.1961 and the rules made there under;

**04. COMPOSITION OF BOARD OF TRUSTEES:**

NINE (09) Life Time Trustees subject to their Continuance of membership in good Standing in Lions Club \_\_\_\_\_ defined as an active member in the Records of the Lions Clubs International and as defined under the Standard Club Constitution of Lions Clubs International;

**05. BOARD OF TRUSTEES:**

The Trust shall be governed by NINE (09) Trustees, who shall hold the office till \_\_\_\_\_. Thereafter, once in Two years the Board shall be elected by the Life Time Trustees. The elected Board shall continue to hold their respective offices, till the new Board is elected. The retiring Board of Trustees is also entitled to contest in the elections. If there were to be vacancy in the Board then, the remaining Trustees in the Board are entitled to Co-opt any person From Life Time Trustees to the Board and continue the Trust activities. However the Co-opted Trustee to the Board will hold office till the Term of the existing Board expires.

**06. TRUSTEES:**

The AUTHOR has nominated the following Trustees as Life Time Trustees who are entitled to hold the office as Life Time Trustees for their life time.

- (1)
- (2)
- (3)

In addition to the above any DONOR being a Lion Member in good Standing in Lions Club of \_\_\_\_\_ defined as an active member in the Records of the Lions Clubs International and as defined under the Standard Club Constitution of Lions Clubs International and who Donates Rs 10,000/- or more to this Trust will become Life Time Trustee and will be entitled to hold the office as Life Term Trustee for Life time.

The above Life Time Trustees will hold the office as Life Term Trustee for Life time and after their Death their Legal Heir Will automatically becomes Life Time Trustee. In order to be a member to the trust and to participate in elections to the trust, the candidate shall hold membership continuously for three years in the Lions Club of \_\_\_\_\_ In case he retires from such membership he shall not be entitled to be a member to the trust.

The candidate shall pay necessary fees as prescribed by the trust in pursuant a decision taken by the board of directors in this regard.

**07. OFFICE BEARERS:**

- (a) The Board of Trustees among themselves within one Month thereof shall elect a Chairman, Vice Chairman, Secretary and Treasurer, who shall hold the office till 30/06/2013.
- (b) Thereafter, once in two years the office Bearers shall be elected amongst the Board of Trustees. The elected office bearers shall continue to hold their respective offices, till the new office bearers are elected. The retiring office bearers are also entitled to contest in the elections: No office bearer shall continue to hold the same office more than two terms in succession
- (c) The Chairman shall be entitled to preside over all the meetings of the Board of Trustees:
- (d) The Vice-Chairman shall preside the meeting of the Trustees in the absence or inability of the Chairman:
- (e) In the absence of the Chairman and the Vice Chairman, the Board of Trustees Present in the meeting shall elect a Chairman to preside over such meeting from and among them. In such situation, the Trustees shall not take any policy decisions and encumber the finances of the Trust:
- (f) A Trustee of the Board who is not a candidate for any post or Office bearer shall preside over the meeting of the Board of Trustees while electing the office Bearers from among the Trustees:

**08. FUNDS OF TRUST:**

The Trustees declare that they hold all money and other property settled upon trust for those charitable purposes referred in objects of this Deed together with all other money and property which may be added to it by way of capital or income ('Trust Fund').

**The funds of the Trust shall comprise of:**

- (a) The amounts contributed by the Author Of the trust towards corpus;
  - (b) Financial assistance from Lions Clubs International Foundation;
  - (c) Lions Clubs International and its Sub-Districts;
  - (d) Lions Club and other social organizations;
  - (e) Donations received from Philanthropists;
  - (f) Endowments in favor of the Trust;
  - (g) Grants from the Central and state Government, Corporation and other Statutory bodies and Institutions;
  - (h) Income from properties of the Trust;
  - (i) Donations received from General Public; Corporate Bodies, Companies, firms, Public Charitable Trusts etc.,
  - (j) Any other income which may accrue in the working of the other institutions controlled by the Trust;
  - (k) Funds received from Lions Club
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**09. UTILISATION OF TRUST FUNDS:**

The funds of the Trust shall be solely utilized towards the achievement of the objects and also to contribute and donate funds to an Institution Wherein the Trust is unable to take up the Particular project independently as mentioned in the objects of this Trust Deed;

**10. VACANCIES OF THE BOARD OF TRUSTEES:**

Any vacancy that may arise among the Board of Trustees including that of the office bearers, due to the reason of ill-health, death, insolvency, resignation or otherwise, invalidity by any law in force shall be filled up by taking any person From Life Time Trustees to the Board within 60 days (sixty days) from the date of such Vacancy, and continue the Trust activities. However the Co-opted Trustee to the Board will hold office till the Term of the existing Board expires.

**11. VESTING OF PROPERTY:**

All the properties whether movable or immovable now held by the Trust or to be acquired by the Trust or donated to the Trust or Properties whether movable or immovable belonging to or acquired by the Trust shall vest with the Board of Trustees only, and their successors in office perpetually for fulfillment of the objects of the Trust. The existing immovable and movable properties belonging to the Trust shall continue to be the assets of this Trust:

**12. INVESTMENTS:**

The funds of the Trust other than the investment in the movable and immovable properties shall be invested in accordance with the provisions of the section 13(1) (d) read with section 11 (5) of the Income Tax Act. 1961:

**13. APPOINTMENT OF COMMITTEES AND FORMATION OF REGULATIONS:**

The Board of Trustees may appoint Advisory Committees and Governing Bodies from for all or any one of its managed Institutions and the Trustees may delegate their powers to such bodies; The Trustees may make such Rules and Regulations for conduct of the affairs of the Trust and its Institutions and amend or rescind all such rules and Regulations from time to time as they deemed fit:

**14. POWERS, PRIVILEGES AND DUTIES OF THE BOARD OF TRUSTEES:**

The Board of Trustees shall administer the Trust, its institutions Properties and funds and do all such acts, deeds and things as are required to promote the objects for which the Trust is created. They shall be entitled to act, not withstanding any vacancy in the Board of Trustees:

**WITHOUT PREJUDICE TO THE GENERALITY OF THE FOREGOING,** the Board of Trustees shall have the powers for the Implementation of the purposes of the activities of the Trust:

- (a) To acquire by purchase, grant, gift, Exchange, lease, hire or otherwise, Lands, buildings stocks, shares, Securities, movable and immovable Properties of every other description:
- (b) To accept donations, contributions, grants, subscription in cash or in kind from any person, company, firm, association, organizations, government, non government or semi government agencies, national or foreign funding agencies, family Trust, or corporate bodies for furtherance and achievement of the objectives of the Trust.



- (c) To sell or give on rent/lease or on hire any immovable or moveable property of the Trust for some certain period (s) on such terms and conditions as the Trustees may think fit and proper from time to time. Subject to the three fourth majority decision among the Board of Trustees:
- (d) To invest moneys of the Trust not immediately required in such manner as the Board of Trustees may in their absolute discretion from time to time deem fit, in accordance with the provisions of the Indian Trust Act.1982 and Income Tax Act.1961:
- (e) The Board of Trustees shall have powers to open Bank Accounts in the name of the Trust with any Nationalized banks / Scheduled banks / Co operative Banks and the Operation of such bank accounts shall be jointly Operated by the Treasurer along with the Chairman or the Secretary of the Trust;
- (f) To receive collect and enforce recovery of all moneys due to or payable to the Trust, and grant necessary receipts and discharges thereof;
- (g) To appear and to act before Government, Judicial and Quasi-Judicial Authorities, Tribunals, Public Offices, etc.
- (h) To institute, prosecute, defend and Compromise all suits and other legal Proceedings;
- (i) To incur all necessary expenses from the Income of the Trust in connection with the Management of the Trust and Institutions managed by it;
- (j) The Board of Trustees shall meet ordinarily not less than four times a year, but may meet as often as it is necessary with maximum gap of three months in between;
- (k) To appoint committees for any purposes and to invest them with necessary powers and Provide funds for specific purposes;
- (l) The Board of Trustees shall be responsible for the proper maintenance of the buildings and the moneys entrusted and received by the Trust;
- (m) To frame bye-laws and rules necessary for the proper implementation of the objects Of the Trust and effective functioning of the Trust for holding and conducting of General Meetings including elections and for the Management of the Institutions and Homes Started by the Trusts and service conditions Of the staff;

- (n) To engage the services of Architects, Engineers, Contractors, Carpenters, Fitters or other workmen for the purposes of the Trust and to pay them such remuneration as may be found necessary;
- (o) To engage the services of Advocates, solicitors, Chartered Accountants and other professional Bodies for the purpose of the Trust and to pay them such remuneration as may be found necessary to authorize all or any of them to represent the Trust in all courts of law or before any arbitrator or arbitrations, office or officers or any committees in connection with any measure affecting the interests the welfare of the institution Of Trust;
- (p) To insure or keep insured all or any of the building or other properties of the Trust and incur and pay the necessary expenses for the same;
- (q) To incur and pay all expenses necessary for Carrying out the objects of the Trust;
- (r) To become members of the Trust and Associations, whose objects are similar to that of the trust
- (s) To nominate and depute delegates on behalf of the Trust to attend and take part in proceedings of the conferences, committees which are convened to promote the objects similar to the Trust;
- (t) All questions before the Board of Trustees shall be decided by a show of hands, except when a ballot is demanded by at least three members Present at the meeting. The Chairman of the Meeting shall have a second or casting vote in case of an equality of votes;
- (u) To appoint, terminate, suspend and otherwise Deal with the staff;
- (v) To invite special dignitaries as Invitees to the Board of Trustees meetings for their expert opinion and Advise;
- (w) All questions relating to the management of the Trust or the exercise of the powers vested in the Trust shall be decided at a meeting or, if necessary and expedient, by circulation. Every such question shall be decided by a majority of the Trustees present and voting in any meeting of Board of Trustees or by the circulation, as the case may be and any action or decision of such majority shall be as valid as if it was done or made by the all Trustees.
- (x) All matters not provided for in this Trust deed but necessary for the administration of the Trust or for giving effect to the objectives of the Trust may by resolution(s) made by the Board of Trustees carried by a special majority of two third of total number of the Trustees.

**15. GENERAL BODY:** All the Life Time Trustees of the Trust Shall together constitute the General Body, which shall be Supreme authority on all matters pertaining to the Trust.

**16. GENERAL BODY MEETING :** The General Body Meeting of The Life Time Trustees of the Trust shall be Convened once in a year by the Board within Six Months from 31<sup>st</sup> March every Year by giving a notice of Clear 21 Days.

**17. GENERAL BODY IN MEETING ASSEMBLED.**

(a) Shall place the report of Board of Trustees of the previous year working and the Audited Accounts for the Previous Year Ended 31<sup>st</sup> March for discussion, confirmation and acceptance.

(b) Shall appoint Board of Trustees to hold office for Two Years consisting of Nine Members, who will elect among themselves a Chairman, Vice Chairman, Secretary, Treasurer for management of the Trust.

(c) Shall receive from the Board of Trustees yearly report of the working of the Trust and its State of Affairs.

(d) Shall decide on any Amendments and alterations to the Trust Deed with Two Third of Life Time Trustees Present in the General Body Voting in favor of the Amendments and Alterations.

(e) Shall transact any other general business of the Trust.

(f) Shall appoint one Internal Auditor to check the Accounts of the Trust from amongst the Life Time Trustees

(g) Shall have power to create a Trust for its Properties.

(h) Shall have power to appoint Chartered Accountant as Statutory Auditor to hold office till the conclusion of next General Body.

(i) Shall have Power to remove at any time any or all the Trustees from the Board on Reasonable Grounds.

**18. QUORUM OF GENERAL BODY MEETING:**

Two Thirds of Life Time Trustees present shall be deemed to be the Quorum for a meeting of the General Body. If No quorum is formed, the meeting shall stand adjourned For One Hour on the same day to discuss the same agenda and the Life

Time Trustees present may transact the business for which the meeting is called. In such adjourned Meeting no new subject other than the Agenda circulated shall be considered. However, the Quorum is not required for the adjourned meeting.

**19. INFORMATION REQUIRED BY THE LIFE TIME TRUSTEES:**

Any Life Time Trustee may apply to the Secretary for any information connected to the activities of the Trust as may be required or any matter of the subjects or rules and regulations of the Trust.

**20. ACCOUNTING YEAR / ACCOUNTS:**

- (a) The Accounting year of the Trust shall be from the first day of April of one Year to the 31<sup>st</sup> day of March of the next Year;
- (b) Trust shall maintain true and correct account of all receipts and payments in respect of the Trust properties and shall also maintain proper Accounts and records. The accounts shall be got audited every year, through a Chartered Accountant as approved by the provisions of the Income Tax Act. 1961 and to submit the returns to the Income Tax Authorities on or before the due dates;

**21. MINUTES:**

The Trust shall maintain a correct record of their Meetings and deliberations. The minutes of the Previous Board Meeting shall be circulated to the Board of Trustees before the commencement of the next Meeting of Board of Trustees;

**22. BOARD MEETING AND MEETING NOTICES:**

The Board of Trustees shall meet at least once in three Months and as and when necessary to transact the business;

The Secretary of the Trust shall have absolute Powers to convene the Board Meeting with the Consultation of the Chairman by giving clear Seven Days Notice. The emergent Board Meetings of the Trust may also be convened at the discretion of the chairman;

The Chairman shall preside over all the Board Meetings. In the absence of the Chairman, Vice Chairman shall preside over the Meetings. In the absence of the Chairman and the Vice Chairman the other Board of Trustees can elect a person

among the Board as Chairman to transact the agenda. All the decisions and the resolutions shall be carried by a simple majority. All the Majority decisions shall be valid and binding On the Trust.

**23. QUORUM OF BOARD OF TRUSTEES MEETING:**

Six (6) Trustees present shall be deemed to be the Quorum for a meeting of the Board of Trustees. If No quorum is formed, the meeting shall stand adjourned to the convenient day to discuss the same agenda and the members present may transact the business for which the meeting is called. In such adjourned Meeting no new subject shall be considered. However, the Quorum is not required for the adjourned meeting;

**24. PROCEEDINGS OF THE BOARD MEETING:**

No business shall be transacted at the ordinary Meeting of the Board of Trustees other than those detailed in the agenda except with the permission of the Chairman of the meeting;

**25. AMENDMENTS:**

The Life Time Trustees present in General Body may by Two-Thirds (2/3) majority Resolution, amend, add, curtail, vary or alter any Clause of the Trust Deed, so as to confirm to the Provision of the Income Tax Act to be entitled for Exemption under Income Tax Act .

**26. INCOME OF THE TRUST:**

The income of the Trust shall be solely applied for promoting the objects of the Trust enunciated in this Trust Deed and no portion of it shall be Utilized for payment of Trustees by way of profit, Interest, dividend etc,

**27. INDEMNITY:**

The Board of Trustees shall be kept fully indemnified and harmless to the Trust against any loss, suffered or liability arising against them for anything done by them in good faith pursuant to the power and authority referred on them by this Deed;

**28. DISSOLUTION OF THE TRUST:**

In the event of the Dissolution or winding up of the Trust, the assets remaining after meeting all the liabilities of the Trust shall not be distributed among Life

Time Trustees but the same shall be handed over to 324-D1 District Lions Service Foundation or Institution, whose objects are recognized under Section 80-G of the Income tax Act.1961;

**29. IRREVOCABILITY:**

This Trust is irrevocable;

**30. EXECUTION OF DOCUMENTS AND REPRESENTING THE TRUST:**

That all deeds and other documents to be executed on behalf Of the Trust shall be done by the Chairman, Secretary and Two Trustees of the Board;

**31. DUTIES AND RESPONSIBILITIES OF THE SECRETARY**

- (a) To attend to the correspondence of the Trust;
- (b) To convene and attend the meetings of the Trustees;
- (c) To maintain the minutes book of the Trust;
- (d) To maintain the membership register, stock Register and all relevant records of the Trust;
- (e) To co-ordinate the activities of all the sub Committees from the Trust;
- (f) To arrange for collection of donations, Contributions, subscriptions and grants to the Trust;
- (g) To manage the office and properties and other general interest of the Trust;
- (h) To prepare regular administrative reports of the Trust;
- (i) To attend all legal matters;
- (j) To convene General Body Meeting of the Trust as per the Decision of the Board.

**32. DUTIES AND RESPONSIBILITIES OF THE TREASURER:**

- (a) To receive and issue receipts for all collections and pay the expenses in respect of the Trust in consultation with Chairman and Secretary;
- (b) To be the custodian of cheque books, receipt books, pass books etc,

- (c) To maintain day book, ledger book and other accounting books for all the accounts of the Trust;
- (d) To prepare the monthly and annual account Statements and to place in the meeting of the Trust for their consideration and approval;
- (e) To be the custodian of imprest amount not Exceeding Rs.10 000/- to meet the miscellaneous and incidental expenses;

**33. QUALIFICATION:**

Only the active Lion members subject to their Continuance of membership in good Standing in Lions Club of \_\_\_\_\_ defined as an active member in the Records of the Lions Clubs International and as defined under the Standard Club Constitution of Lions Clubs International; shall be entitled to become the Life Time Trustee of the Trust. The Trusteeship in the Trust comes to end, immediately when the Trustee ceases his membership in the Lions Club of \_\_\_\_\_

**34. LEGAL MATTERS:**

The Trust shall sue and be sued in the name of its Secretary or such other Trustee as may be designated from time to time by the Board of Trustees;

**35. JURISDICTION:**

The Trust shall be entitled to conduct its activities with in the jurisdiction of the International Association of Lions Clubs;

**36. ACCEPTANCE BY TRUSTEES:**

The Life Term Trustees specified in this Trust Deed have accepted to become the Trustees and therefore they have subscribed their signatures to this Trust Deed signifying their willingness and to act as Trustees of

“ \_\_\_\_\_ ”

**IN WITNESS WHEREOF THE AUTHORS** and Life Time Trustees of this Trust Deed hereby set forth their hands on the day, month and year in the above Trust Deed of \_\_\_\_\_ (\_\_\_\_\_) written at \_\_\_\_\_ in the presence of the attesting witnesses;

1.

**A U T H O R**

(1)

(2)

**L I F E T I M E T R U S T E E S**

**WITNESSES:**

1.

**D R A W N B Y**

2.