

**NHS CHARITIES: Supplemental deed for general purpose charities comprising unrestricted funds but whose objects are more narrowly defined than the statutory remit - (MODEL G)**

**THIS SUPPLEMENTAL DEED OF DECLARATION** is made the        day of 200... by ..... (“The Trust”)

**WHEREAS:**

- A. The Trust holds charitable monies pursuant to a Original Declaration of Trust of the charity called .....(registered under charity registration number .....)
- B. The Trust wishes to amend the said Original Declaration and the Charity Commission has provided prior written approval to the amendments specified in this supplemental deed.

**NOW IT IS HEREBY AGREED** as follows:

**1. Interpretation**

- 1.1 Words and phrases defined in the Original Declaration shall, where used in this Supplemental Deed and except as amended in this Supplemental Deed or unless the context otherwise requires, have the same meaning in this Supplemental Deed.
- 1.2 Except as set out in this Supplemental Deed the provisions of the Original Declaration shall remain in force and effect and in the event of any conflict between the provisions of the Original Declaration of Trust and this Supplemental Deed the provisions of this Supplemental Deed shall prevail.
- 1.3 Clause headings are for convenience only and shall not affect the construction of this Supplemental Deed and unless otherwise specified, all reference to Clauses are to Clauses of this Supplemental Deed.
- 1.4 References to “this Supplemental Deed” and/or any other document are to be construed as references to this Supplemental Deed and/or such other document as amended, supplemented, or otherwise amended from time to time.

## 2. Amendment of Original Declaration

2.1 [\*The Trust acknowledges for the purposes of pre-amble (a) of the Original Declaration that it has replaced (old NHS Trust) as the Trustee of the Charity].

2.2 With effect from the date of the Supplemental Deed the Original Declaration(s) shall be amended, to the extent required in the respective declarations, as follows:

(a) [\*Clause A (Administration) shall be amended by deleting "(old NHS Trust) Charity" and replacing it with "(new NHS Trust) Charity"].

(b) Clause C (Objects) shall be amended by deleting "(insert existing objects text from after "the capital" to end of the clause)" and replacing it with "*for charitable purposes relating to the general or any specific purposes of the (insert name of new Trust) Trust or to purposes relating to the health service*"

(\* Note: these 2 clauses are optional: many Deeds from mid 1990s shown name of original Trustee, not current Trust as trustee)

**IN WITNESS** whereof [*need to insert appropriate formula for Corporate body to reflect its normal procedure to execute legal documents on behalf of the body e.g. acting under seal and/ or by signature of nominated officers*]