

REGIONAL COUNCIL OF GOYDER

	ROBERTSTOWN PEACE HALL POLICY	Department	Governance
		Version No:	2.0
		Adopted:	October 2023
		Reviewed:	Oct 23
		Next Review:	Oct 25
		Minutes Ref:	180/25
		Responsibility:	CEO

ROBERTSTOWN PEACE HALL

Council recognise the wishes of the Robertstown community indicated in a Deed of Trust to transfer the Robertstown Peace Hall back to Robertstown Peace Hall Inc. should it be required.

Adopted 01.06.94

REGIONAL COUNCIL OF GOYDER
ROBERTSTOWN PEACE HALL POLICY V1.0

Appendix 1

65.

DATED the _____ day of _____
1994

BETWEEN:

THE DISTRICT COUNCIL OF ..
ROBERTSTOWN

- and -

THE ROBERTSTOWN PEACE HALL
INCORPORATED

DEED OF TRUST

TEUSNER & CO.
SOLICITORS
1/7 GAWLER STREET
NURIOOTPA
[Tel. (085) 621 688]

**REGIONAL COUNCIL OF GOYDER
ROBERTSTOWN PEACE HALL POLICY V1.0**

DEED OF TRUST

THIS DEED OF TRUST is made this 12 day of June 1994

BETWEEN: THE DISTRICT COUNCIL OF ROBERTSTOWN of 7 Commercial Street Robertstown in the State of South Australia (hereinafter together with its successors and assigns called "the Trustees")

AND: THE ROBERTSTOWN PEACE HALL INCORPORATED of Robertstown aforesaid (hereinafter together with its successors and assigns called "the Beneficial Owner")

COMMISSIONER OF STAMP

S.A. STAMP DUTY
DOCUMENT 2 OF 2
21/07/94, 09:40:35 0011-12210
ADMITTED ONLY 11/07/94

WHEREAS

- A) The Beneficial Owner is the owner of the whole of the land comprised in Certificate of Title Register Book Volume 1108 Folio 151 and Volume 1370 Folio 125 (hereinafter referred to as "the said land") upon which is erected a Hall known as the "Robertstown Peace Hall"

AND WHEREAS

- B) The Beneficial Owner has agreed to transfer to the Trustee the said land upon the terms and conditions of this Deed

AND WHEREAS

- C) The Trustee has agreed to accept the transfer of the said land upon the terms and conditions of this Deed

AND WHEREAS

- D) The Trustee shall hold the said land merely as trustee for the Beneficial Owner

NOW THIS DEED WITNESSETH AND IT IS HEREBY AGREED AND DECLARED

as follows:

- 1) The Beneficial Owner hereby transfers to the Trustee the said land to be held by the Trustee merely as trustee for the Beneficial Owner
- 2) The Trustee shall of and from the date hereof be

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- responsible for all maintenance development and all rates taxes and insurance in relation to the said land to the complete exoneration of the Beneficial Owner and in so doing shall hold the said land for the benefit of the community
- 3) That the said land shall be known as the "Robertstown Peace Hall"
- 4) That the management control and conservation of the said land shall vest in all things in the Trustee as the Trustee may from time to time determine in its absolute discretion and the Trustee may as it deems appropriate delegate its powers to an approved committee from time to time which said delegation may be revoked from time to time as the Trustee may in its absolute discretion deem fit
- 5) The Trustee shall establish the Robertstown Peace Hall Management Committee as a controlling body constituted by the Trustee pursuant to Section 199 of the Local Government Act 1934 as amended for the purpose of controlling the management of the Robertstown Peace Hall
- 6) That the Trustee shall when required to do so execute a Memorandum of Transfer of the said land to the Beneficial Owner for no monetary consideration but at cost in all things to the Beneficial Owner
- 7) The Trustee shall pay the cost of and incidental to the preparation of this Deed and all stamp duty and registration fees on the transfer of the said land to the Trustee

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THE COMMON SEAL of the)
DISTRICT COUNCIL OF)
ROBERTSTOWN was hereto)
affixed in the presence of:)



L.B. Keller
Chairman

J. P. Jones
Chief Executive of

THE COMMON SEAL of the)
ROBERTSTOWN PEACE HALL)
INCORPORATED was hereto)
affixed in the presence of:)



S. E. Voigt
Seal Holder

W. Geo. Fehner
Deed holder.

Council recognise the wishes of the Robertstown community indicated in a Deed of Trust to transfer the Robertstown War Memorial Community Centre back to the Robertstown War Memorial Community Centre Inc. should Council resolve it is no longer viable to maintain the property.

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Adopted: 28.2.92
Reviewed July 07

Appendix 2

DATED 28 Feb 1992

ACKNOWLEDGMENT OF TRUST

BETWEEN

THE DISTRICT COUNCIL OF ROBERTSTOWN

The Trustee

AND

ROBERTSTOWN WAR MEMORIAL COMMUNITY CENTRE INCORPORATED

The Beneficial Owner

NORMAN WATERHOUSE & MUTTON
185 Victoria Square,
ADELAIDE SA 5000

Telephone: 211:7188

**REGIONAL COUNCIL OF GOYDER
ROBERTSTOWN PEACE HALL POLICY V1.0**

ACKNOWLEDGMENT OF TRUST

01356516

THIS ACKNOWLEDGMENT OF TRUST is made the 28th day of Feb 1992

BY: THE DISTRICT COUNCIL OF ROBERTSTOWN of 7
Commercial Street Robertstown 5381
(hereinafter together with his heirs
executors and administrators called "the
Trustee")

IN FAVOUR OF: ROBERTSTOWN WAR MEMORIAL COMMUNITY CENTRE
INCORPORATED of c/- Mrs D Neal Church Street
Robertstown 5381 (hereinafter together with
its successors and assigns called "the
Beneficial Owner")

COMMISSIONER OF STAM
S.A. STAMP DUTY
ADJUDGED DULY STAMP

WHEREAS:

- A. The Beneficial Owner was the owner of certain land in the Robertstown area being the whole of the land comprised in Certificate of Title Register Book Volume 4330 Folio 117 more particularly known as the "Robertstown War Memorial Community Centre" (hereinafter called "the said Land").
- B. The Beneficial Owner has transferred the said Land to the Trustee at no cost for the purposes of maintaining and developing a war memorial and community centre for the benefit of the Community.
- C. The Trustee desires to acknowledge and confirm that the Trustee holds the said Land as trustee for the Beneficial Owner subject to the trusts set out herein.

NOW THE TRUSTEE HEREBY ACKNOWLEDGES AND CONFIRMS THAT:

- 1. The Trustee holds the said Land UPON TRUST for the Beneficial Owner to be used as a war memorial and community centre upon the trusts and subject to the powers herein contained namely:
 - 1.1 The said Land shall be known as the Robertstown War Memorial Community Centre;
 - 1.2 The said Land is to be maintained to a reasonable standard at all times and may be developed as the Trustee thinks fit for the benefit of the community;
 - 1.3 The Trustee shall ensure that venue exists as a surgery for visiting doctors and other medical personnel within the township of Robertstown;
 - 1.4 The Management control and conservation of the said Land shall be vested in the Trustee which

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may nevertheless delegate its powers to an approved committee from time to time and may at its pleasure revoke such delegation of power;

- 1.5 The alterations or repairs of a substantial nature or any development of the land shall be undertaken by the Trustee in its absolute discretion. Such works shall be undertaken in consultation with the Robertstown War Memorial Community Centre Committee.
- 1.6 Should the trustee at any time hereafter resolve that it is no longer economically viable to maintain the Robertstown War Memorial Community Centre upon the said Land the Trustee shall first offer to transfer the Land to the Beneficial Owner at no cost. Should the Beneficial Owner be unable to accept the offer by the Trustee for whatever reason the Trustee shall then offer the said Land to such other community body as the Trustee thinks fit at no cost subject to the Trusts and powers set out herein.

IN WITNESS WHEREOF the Trustee and the Beneficial Owner have hereunto set their hands and seals as hereunder appears.

THE COMMON SEAL of THE)
DISTRICT COUNCIL OF)
ROBERTSTOWN was hereunto)
affixed in the presence of:)

H.B. Keller.....
Chairman

D.L. Jones.....
District Clerk

THE COMMON SEAL of THE)
ROBERTSTOWN WAR MEMORIAL)
COMMUNITY CENTRE INCORPORATED)
was hereunto affixed in the)
presence of:)

P.R. Dredge.....
Deaf Holder
D.L. Moser.....
SEAL HOLDER



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1. RECORDS

All records should be treated in accordance with Local Government GDS40.

2. REVIEW

This document shall be reviewed by the Council every two (2) years (or on significant change to legislation or aspects included in this policy that could affect the health and safety of workers).

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3. REVIEW HISTORY

Document History	Version No:	Issue Date:	Description of Change:
	1.0	15/12/15	Reviewed with no changes.
	1.0	20/12/16	Reviewed with no changes.
	1.0	18/12/18	Reviewed with no changes refer minute 256/18
	1.0	15.12.20	Reviewed with no changes refer minute 244/20
	2.0	19.12.23	Updated Refer Minute 180/23