

- 1.4** The Kilmarnock Leisure Centre Trust established by Kilmarnock and Loudoun District Council (now East Ayrshire Council) to operate the Galleon Centre in Kilmarnock. The Trustees comprised of Councillors, Business People and East Ayrshire Sports Council Members who all manage the Galleon Centre. Under the Local Government etc (Scotland) Act 1994, property held on Trust automatically transferred and vested in East Ayrshire Council on 1st April 1996.

The Trustees are bound to continue to administer the management of the Galleon Centre under the Terms and Conditions of the 1985 Trust Deed and in accordance with Trust Law. The statute dealing with the administration of Trusts is the Trusts (Scotland) Act which as amended by the Trust (Scotland) Act 1961 contains certain provisions of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, and the 1993 Regulations relating to amalgamation and re-organisation of Public Trusts may also be applicable.

Notwithstanding the above the Kilmarnock Leisure Centre Trust is also governed by the Office of the Scottish Charity Regulator (OSCR) under the auspices of Charities and Trustees Investment (Scotland) Act 2005 and since then Trustees have been required to report annually to OSCR (Kilmarnock Leisure Centre Trust SCO08314).

Powers of Duties of the Kilmarnock Leisure Centre Trust:-

1. To enter into Contracts, Agreements and Undertakings required for funding, construction maintenance and management of the Leisure Centre.
2. To borrow and raise money in any manner and to ensure payment of any outstanding mortgage loans secured over the Trust property or assets.
3. To control the day-to-day running of the Leisure Centre directly or through a nominee and to fix or alter the charges levied in relation to the Centre.
4. To administer or manage any heritable property, owned or leased by the Trustees and to be responsible for the repair, maintenance, renewal or improvement of the property.
5. To compromise or settle by arbitration all disputes by or against the Galleon Leisure Centre.
6. To appoint a Management Committee to advise on the management and operation of the Leisure Centre.

The following points should be noted as guidelines issued at a meeting held on 25th May 1988.

- a. If it appears to the Trustees that the loss in any financial year might be in excess of the estimated loss, the Trustees are obliged to consult the District Council.
- b. The prior consent of the District Council is also required to enter into any contractual relationship which is not necessary for the repair and maintenance and normal operation and management of the leisure facilities.
- c. The Centre's financial targets should be monitored to ensure the cost of providing and running the Galleon Centre are met.
- d. Charges levied within the Galleon Centre are to be calculated taking the financial targets into account.

Kilmarnock Leisure Centre Board of Trust

Chair:	Hugh Ross	Councillor, East Ayrshire Council
Vice Chair:	Alan Brown	Councillor, East Ayrshire Council
Trustee:	Gordon Cree	Councillor, East Ayrshire Council
Trustee:	Jim Todd (Provost)	Councillor, East Ayrshire Council
Trustee:	Lillian Jones	Councillor, East Ayrshire Council
Trustee:	John Armstrong	Business Owner
Trustee:	Graeme Fraser Niven	Royal Bank of Scotland Manager