

## CHAPTER 244

### CODRINGTON TRUST

1983-27

This Act came into operation on 1st October, 1983 by Proclamation (S.I. 1983 No. 144).

#### **Amended by:**

This Act has not been amended

#### **Law Revision Orders**

*The following Law Revision Order or Orders authorized the insertion and removal of pages as the case may be under the Law Revision Act Cap.2 now repealed:*

1985



**CHAPTER 244**

**CODRINGTON TRUST  
1983-27**

*Arrangement of Sections*

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**BARBADOS**

## CODRINGTON TRUST

1983-27

*An Act to repatriate to Barbados the administration and control of the Codrington Estate Trust and for related matters.*

*Preamble*

[Commencement: 1st October, 1983]

Whereas the United Society for the Propagation of the Gospel, located in the United Kingdom, is the sole trustee under the will of Christopher Codrington, who died in 1710, of the estate situated in the South-East corner of the parish of St. John in Barbados, which is now known as the Codrington Estate and upon a part of which stands the theological college formerly known as Codrington College and now the Provincial Theological College of the Province of the Church in the Province of the West Indies, hereinafter referred to as the "College";

Whereas the United Society for the Propagation of the Gospel had heretofore delegated the performance of its executive functions under the trust of the Codrington Estate

- (a) in respect of the College, to a Board of Governors of the College, and
- (b) in respect of the remainder of the trust, to a Board of Management of the Estate,

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under a Scheme modified and approved on the 2nd day of June, 1976, by the Supreme Court of Judicature of Barbados and entered in the records of the High Court as Case No. 165 of 1970;

Whereas the Society now wishes to relinquish its trusteeship of the Codrington Estate to a trust established within Barbados with the agreement of the Church in the Province of the West Indies, to which plan the Church is agreeable;

Whereas it appears desirable and expedient in the public interest that the wishes of the Society be carried out;

IT IS ENACTED AS FOLLOWS:

### **Short title**

1. This Act may be cited as the *Codrington Trust Act*.

### **Interpretation**

2. In this Act,

“Church” means the Church in the Province of the West Indies;

“Society” means the United Society for Propagation of the Gospel.

### **Trust established**

- 3.(1) There is hereby established a corporation to be known as the Codrington Trust, which shall be the sole trustee of the Codrington Estate in Barbados.

- (2) Section 21 of the *Interpretation Act*, Cap. 1 applies to the Codrington Trust.

### **Transfer of trust**

4. There is hereby vested in the Codrington Trust in perpetuity all the property, estate, rights and interests heretofore vested, under the will of

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Christopher Codrington, in the Society as sole trustee of the Codrington Estate in Barbados.

**Preserving obligations**

5. On 1st October, 1983,
- (a) the Codrington Trust becomes liable for the obligations of the Society as sole trustee of the Codrington Estate in Barbados; and
  - (b) any existing claim or cause of action by or against the Society as trustee of the Codrington Estate in Barbados shall be continued only by or against the Codrington Trust.

**Protecting Society**

6. After 1st October, 1983, no action may be brought against the Society as trustee of the Codrington Estate for any matter or thing arising in respect of that estate or its administration before or after that date.

**Governing body**

- 7.(1) The Codrington Trust shall consist of not more than 7 members.
- (2) 5 of the members shall be appointed by the Church.
  - (3) 2 of the members shall be appointed by the Minister.

**Tenure**

- 8.(1) All members hold office during good behaviour for a term of 5 years from the date of their appointment.
- (2) Members retain office until their successors have been appointed.
  - (3) Vacancies among the members do not impair the powers of the other members to act or carry out the functions of the Codrington Trust.

**Chairman**

**9.** The members shall appoint a chairman from among themselves, to hold office for such period and subject to such terms as the by-laws of the Codrington Trust prescribe.

**Powers**

**10.** The Codrington Trust has all such powers, authorities and privileges as are necessary, incidental or ancillary to its corporate objects.

**By-laws**

**11.** The members may make by-laws for the purposes of governing and regulating the affairs and undertaking of the Codrington Trust, including by-laws

- (a) respecting the holding and place of meetings;
- (b) providing for quorums at meetings and the procedure to be followed at meetings of the members;
- (c) authorising and regulating the delegation of the functions of the officers of Codrington Trust and providing for their duties and remuneration.