

Open Agenda

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Memorandum for Executive Council

SUBJECT St Helena National Trust (Amendment) Regulations, 2020

Memorandum by the Chairman of the Social and Community
Development Committee

ADVICE SOUGHT **1. Executive Council is asked to consider and advise whether the St Helena National Trust (Amendment) Regulations, 2020 (copy attached at Annex A) should be approved and brought into force prior to 27 January 2020, which is the date on which the next Annual General Meeting of the Trust Council is due to be held.**

BACKGROUND & CONSIDERATIONS **2. In March 2019 the St Helena National Trust (SHNT) Ordinance, 2001 was amended to further regulate the powers and procedures of the Trust and the composition and procedures of the Trust Council. The amendment made provision for formalities relating to the appointment of the Trust Council to be prescribed by Regulations.**

3. The SHNT Regulations, 2002 have since been reviewed by the Trust Council and recommendations for amendments were subsequently discussed with the Attorney General's chambers, following which the draft SHNT (Amendment) Regulations, 2020 at Annex A, were developed.

4. The SHNT has grown over the past five years in terms of turnover and number of staff, resulting in increased risks and complexity. The proposed amendments introduce a number of improved governance measures as part of the Trust's strategic and operational development. A significant material change to the regulations includes provision for Trust Council appointments as per the intention when the Ordinance was amended in March 2019. A further substantive alteration includes removal of responsibility for the National Heritage Register. Whilst the Trust remains committed to protecting and promoting Island heritage, this move recognises the reality of stretched resources and the Trust's inability over recent years to deliver on this responsibility.

5. Details of the amendments are set out in the table at Annex B.

6. Approval of the amendments will deliver on commitments made in March 2019 when the Ordinance was revised. Significantly, this includes a new definition of "corporate member" to distinguish members that are companies from society members. Delay will

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result in the Trust's AGM being conducted under the existing Regulations that make no provision for society membership as this had formerly been codified in the Ordinance.

FINANCIAL IMPLICATIONS

7. There are no financial implications arising from this memorandum.

ECONOMIC IMPLICATIONS

8. N/A

CONSISTENCY WITH INVESTMENT POLICY PRINCIPLES

9. N/A

PUBLIC/SOCIAL IMPACT

10. The proposed changes will ensure organisational good governance and regulation and will not have any public/social impact.

ENVIRONMENTAL IMPACT

11. None.

PREVIOUS CONSULTATION/ COMMITTEE INPUT

12. The proposed SHNT (Amendment) Regulations, 2020 takes account of recommendations made by the Trust Council and were considered and endorsed by the Social and Community Development Committee on 11 December 2019.

PUBLIC REACTION

13. The proposed amendments to the Regulations give effect to the internal regulation of the Trust. It is therefore unlikely that there will be any public reaction.

PUBLICITY

14. The decision will be covered in the media briefing following the Executive Council meeting.

SUPPORT TO STRATEGIC OBJECTIVES

15. This memorandum indirectly supports the '*Altogether Greener*' goal and Strategic Objective 7.1 '*Promote the sustainable management and use of natural resources and the environment.*'

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LINK TO SUSTAINABLE ECONOMIC DEVELOPMENT PLAN GOALS

16. This paper fits with the following SEDP goals:
- 3. *Mitigate impacts of inflation on the lowest income groups*
 - 7. *Developing, maintaining and attracting a skilled workforce.*

OPEN/CLOSED AGENDA ITEM

17. This paper is suitable for the Open Agenda.

AAG

Corporate Support
Corporate Services

13th January 2020

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