

**THE STATES OF DELIBERATION**  
**of the**  
**ISLAND OF GUERNSEY**

**PROJET DE LOI**

Entitled

**THE KING GEORGE THE FIFTH MEMORIAL PLAYING FIELD TRUST  
(AMENDMENT) LAW, 2024**

The States are asked to decide:-

Whether they are of the opinion to approve the draft Projet de Loi entitled "The King George The Fifth Memorial Playing Field Trust (Amendment) Law, 2024", and to authorise the Bailiff to present a most humble petition to His Majesty praying for His Royal Sanction thereto.

**EXPLANATORY MEMORANDUM**

This Projet amends the King George The Fifth Memorial Playing Field Trust (Guernsey) Law, 1985 (the "Law") which established a statutory trust.

Section 3 of the Projet amends the Law to vest in the King George The Fifth Trustees the real and personal property of a newer non-statutory Trust, the Friends of KGV Trust. This property includes the shares in a company which is owned by the Friends of KGV Trust, the Friends of KGV Limited. Section 3 also vests in the King George The Fifth Trustees the real property owned by the Friends of KGV Limited.

Section 6, together with a new definition of King George's Field made by section 9, makes clear that the King George The Fifth Trustees, whilst remaining prohibited from borrowing on the security of King George's Field itself, are able to borrow on the security of the KGV Clubhouse. The building and surrounds of the KGV Clubhouse are expressly carved out of the definition of King George's Field.

Section 7 amends section 4 of the Law relating to appointment of Trustees and provides that the Bailiff will no longer be a Trustee, but will retain a power of appointment and removal.



# PROJET DE LOI

ENTITLED

## **The King George The Fifth Memorial Playing Field Trust (Amendment) Law, 2024**

**THE STATES**, in pursuance of their Resolution of the 20<sup>th</sup> August 2020<sup>a</sup>, have approved the following provisions which, subject to the Sanction of His Most Excellent Majesty in Council, shall have force of law in the Island of Guernsey.

### **Amendment of Law.**

1. The King George The Fifth Memorial Playing Field Trust (Guernsey) Law, 1985<sup>b</sup> ("**the Law**") is amended as follows.

2. After section 1 of the Law, insert -

### **"Vesting of Friends of KGV Trust property in the King George the Fifth Trustees.**

1A. On 1<sup>st</sup> January, 2025, there shall vest in the King George The Fifth Trustees -

(a) all the real and personal property held by the

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<sup>a</sup> Article XII of Billet d'État No. XVI of 2020.

<sup>b</sup> Ordres en Conseil Vol. XXIX, p. 2; this enactment has been amended.

Friends of KGV Trustees, free from any trusts to which that property may have been subject immediately before 1<sup>st</sup> January, 2025, and

- (b) all rights and liabilities acquired or incurred solely for the purposes of the Friends of KGV Trust to which the Friends of KGV Trustees were entitled or subject immediately before 1<sup>st</sup> January, 2025.

**Vesting of Friends of KGV Limited property in the King George The Fifth Trustees.**

**1B.** On 1<sup>st</sup> January, 2025 there shall vest in the King George The Fifth Trustees all the real property of the Friends of KGV Limited, a company registered in Guernsey with number 48691, and with regard to the land that shall vest in the King George The Fifth Trustees on that date, the Cadastre shall be amended accordingly."

3. In section 2 of the Law, for "section 1", substitute "sections 1, 1A and 1B".

4. After section 2 of the Law, insert—

**"Application of the Trusts (Guernsey) Law, 2007.**

**2A.** Subject to the provisions of this Law, the Trusts (Guernsey) Law, 2007 applies to the Trust."

5. In section 3(2)(b) of the Law, for "King George's Field", substitute "King George's Field, but, for the avoidance of doubt, the Trustees are empowered to alienate, charge or borrow on the security of the KGV Clubhouse".

6. For section 4 of the Law substitute -

**"Appointment etc. of Trustees.**

4. (1) The King George The Fifth Trustees shall be five persons as the Bailiff for the time being may from time to time appoint:

PROVIDED THAT until any other appointment is made under this section John Philip Greenfield, Stuart John Falla CBE, Shane Raymond Le Prevost, Janice Elizabeth Mancini and Andrew Douglas Laws shall be King George The Fifth Trustees as if they had been so appointed.

(2) Nothing in this section shall be construed as preventing -

(a) the resignation of a Trustee by notice in writing to the Bailiff for the time being, or

(b) the termination by the Bailiff for the time being of any appointment of a Trustee made under this section."

7. In subsection 5(1) of the Law, after "purposes" insert, ", and in accordance with the Trusts (Guernsey) Law, 2007".

8. In section 7 of the Law -

(a) in the appropriate places insert -

**""Friends of KGV Trust"** means the Trust constituted by a Charitable Declaration of Trust on 18<sup>th</sup> March 2013 by John Philip

Greenfield, Mark Robert Thompson, Nigel Andrew Le Page, Stephen Robert Lloyd and Dominic Wheatley,"

""**Friends of KGV Trustees**" means the Trustee or Trustees of the Friends of KGV Trust,"

""**KGV Clubhouse**" means the building known as the KGV Clubhouse, as extended, together with parts of the adjoining car park and access road the curtilage of which is marked by a dotted line in the diagram attached in the Schedule,"

""**the Trust**" means the King George The Fifth Memorial Playing Field Trust,"

(b) for the definition of "**King George's Field**", substitute -

""**King George's Field**" means the land conveyed by the 1937 Conveyance and the land vested in the King George The Fifth Trustees by section 1B, but does not include the KGV Clubhouse,"

(c) in the definition of "**the Trust Property**", for "section 1" substitute "sections 1, 1A or 1B".

9. At the end of the Law, insert as a schedule the Schedule contained in the Schedule to this Law.

**Citation.**

10. This Law may be cited as the King George The Fifth Memorial Playing Field Trust (Amendment) Law, 2024.

**Commencement.**

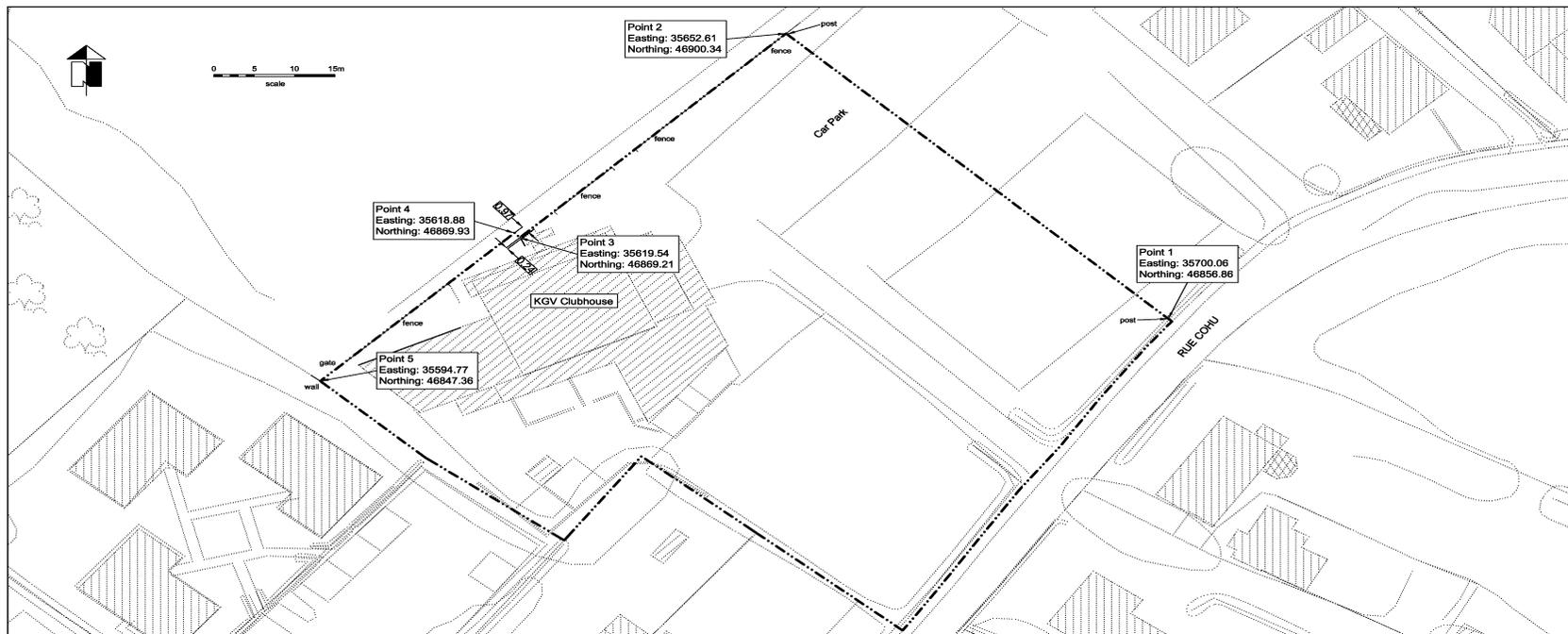
11. This Law shall come into force on 1<sup>st</sup> January, 2025.

SCHEDULE

Section 9

"SCHEDULE

Section 7



NOTES

1. Co-ordinates are in metres in Guernsey Grid.
2. Dimensions are in metres.
3. Map data is shown dotted and has not been surveyed.
4. Map data is copyright © States of Guernsey 2023. User number 30.
5. The boundary line shown clockwise from Point 5 to Point 1 is from map data and has not been surveyed.

Project: Boundary at KGV  
Client: King George V Memorial Playing Fields  
Title: Survey and co-ordinates merged with map