

## 6. Special Resolutions

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### Introduction

- 1 Under Standing Order 126, special resolutions of the Conference are required to be confirmed the following year after appropriate consultation before they can become effective. For the purpose of consultation, they are either referred to the Methodist Council (unless moved on the Council's behalf, in which case they are referred to the Law and Polity Committee) or dealt with as provisional legislation under Standing Order 122 and submitted to the Synods and the Law and Polity Committee. The bodies consulted may approve or disapprove the special resolution but may not amend it.
- 2 The Conference of 2022 referred one such resolution to the Methodist Council and one to the Law and Polity Committee. The background information and proposed amendments to the Model Trusts and Deed of Union are shown below.

### Background information

- 3 The Law and Polity Committee has identified various corrections and modifications to the Model Trusts and Standing Orders consequent upon decisions already taken by the Conference.
- 4 Amendments to the Model Trusts of this nature require a special resolution, which means a resolution passed by a special majority (three quarters of the members of the Conference present and voting) in year one and then, after appropriate consultation, confirmed by the following year's Conference (again by a special majority).
- 5 Consultation on these amendments has been undertaken with the Methodist Council, and they were also submitted to the Channel Islands, Isle of Man, Scotland and Shetland Synods.

### Special Resolution

- 6 On the advice of the Law and Polity Committee, the Conference, by special resolution, agreed to amend the Model Trusts as set out below and directed that

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consultation on the proposed amendments be with the Methodist Council under Standing Order 126(1)(c).

- 6.1 Paragraph 2 of the Model Trusts: The content of what was paragraph 2 of the Model Trusts is now in sub-paragraph 2(1). Consequential amendments to other paragraphs of the Model Trusts to correct cross-references are proposed as follows:

**Special Resolution:** In paragraphs 3(2)(a), last line, and 4(1), line 4, of the Model Trusts replace 'paragraph 2' by 'sub-paragraph 2(1)'.

- 6.2 Paragraph 16 of the Model Trusts: The content of what was paragraph 16 of the Model Trusts is now in sub-paragraph 16(1). A consequential amendment to another paragraph of the Model Trusts to correct cross-references is proposed as follows:

**Special Resolution:** In paragraph 19(1)(b), last line, of the Model Trusts replace 'paragraph 16' by 'sub-paragraph 16(1)'.

- 6.3 Circuit Advance Funds: There is a reference in paragraph 18(2)(b) of the Model Trusts to 'all existing Circuit Advance Funds'. Such funds no longer exist, so it is proposed the reference be deleted.

**Special Resolution:** The Conference amends paragraph 18(2) of the Model Trusts as follows:

18(2) This paragraph shall apply to —~~(a)~~ all moneys which shall be paid or payable to the trustees (whether by one or more or successive or recurrent payments) on or pursuant to any sale, letting or other disposition of the property or any part thereof or of any interest therein made by the managing trustees in exercise of any power in that behalf conferred on them under any provision of paragraphs 15 or 16 of this Schedule; ~~and~~ ~~(b)~~ all existing Circuit Advance Funds.

- 7 The Council approved the Resolution.

### \*\*\*RESOLUTION

- 6/1. The Conference confirms the amendments to the Model Trusts as set out above.

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### Background information

- 8 In light of the merger of Synod Cymru and the Wales Synod to form Wales Synod Cymru with effect from 1 September 2022, the Conference approved a suite of amendments to Standing Orders, including the deletion of SO 491 relating to the constitution and work of Y Cyngor.

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- 9 As a result of this, a consequential amendment to clause 1(iv) of the Deed of Union is required as follows:

#### 1. Particular Expressions

(iv) 'Church Courts' means the Conference, ~~Y Cyngor~~, the Synods, the Circuit Meetings, the Local Preachers' Meetings, the Church Councils and the boards and committees appointed by or reporting to those bodies;

- 10 By Special Resolution 41/4, the Conference resolved to amend Clause 1(iv) of the Deed of Union as set out above, and directed that the required consultation under Standing Order 126(1) shall be with the Law and Polity Committee.
- 11 The Law and Polity Committee approved the Resolution.

### \*\*\*RESOLUTION

- 6/2. **The Conference confirms the amendments to the Deed of Union as set out above.**