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From the Senior Clerk

6 December 2006

Your ref:
Our ref: C471(4)

Tom Minogue Esq
94 Victoria Terrace
Dunfermline
Fife
KY12 0LU

Dear Mr Minogue,

I am replying to your email, in connection with the Charter for the Carnegie Dunfermline and Hero Fund Trustees, asking if the Privy Council Committee considered the terms of Andrew Carnegie's letter of 2 August 1903. I am sorry you have had to wait for this reply.

The Committee's decision was informed by the terms of the letter of 2nd August 1903. That letter was incorporated in the objects of the Carnegie Dunfermline Trust Deed of 18 August 1903, and in turn set out in full as an integral part of the objects of the joint trust body as incorporated by the 1919 Charter. The issue of the disposal of land at the fringes of Pittencrief Park was brought out in detail in the Petition to Her Majesty in Council in relation to the recent Supplemental Charter and in Article 1(a) of the Supplemental Royal Charter. Both the Petition and the wording of the Supplemental Charter quote directly from the letter of 2nd August 1903.

The 1903 letter states that "the fortunate acquisition of Pittencrief, with its lovely glen, furnishes the needed foundation upon which you can build, beginning your work by making it a recreation park for the people. Needed structures will have admirable sites on its edge, in the very centre of population." The Supplemental Charter reiterates the reference to the original Dunfermline Trust purposes in relation to the Park, requiring the Trust to consider the spirit of the Dunfermline Trust grant in relation to the new powers made available. It also contains restrictions to protect the recreational use of the Park. The new Charter would accordingly not appear to be inconsistent with the terms of the 1903 letter about the purposes of the Park and its references to building in Pittencrief Glen and the objects of the original Dunfermline Trust.

Yours sincerely,


M A McCULLAGH
Senior Clerk

