



3846.

2/12/92

Dr. CLAIRE VELLUT  
Madras.

B.50/- M. Subramaniam

STAMP VENDOR  
HIGH COURT COMPOUND  
MADRAS 1.

L.no - 19/12/92

2/o Bernard Vellut, 667 ans 19, 6 Dardos  
Street, Udaypet

This DEED OF TRUST executed at Madras, this day of 4th December, 1992, by Dr. CLAIRE VELLUT hereinafter referred to as the AUTHOR OF THE TRUST WITNESSETH:

WHEREAS THE AUTHOR OF THE TRUST is desirous of establishing an irrevocable Public and Charitable Trust for the purpose of providing health care to the less privileged with the main focus on leprosy control. Other areas of health care with a medico- social aspect such as tuberculosis could become the concern of this trust.

**NOW THIS DEED DECLARATION OF TRUST WITNESSETH AS FOLLOWS:**

1. The name of the Trust shall be DAMIEN FOUNDATION, INDIA TRUST and the Trust shall be situated at AL 189, Annanagar (West), Madras 600 040 and such other place or places as the Trustees may decide.
2. THE AUTHOR OF THE TRUST has already deposited in ANZ Grindlays Bank, Nungambakkam Branch, Madras the sum of Rs.1,000/- (Rupees One thousand only).
3. **THE OBJECTS OF THE TRUST**

To provide health care for the less privileged irrespective of race, caste, religion, sex or age with the main focus on leprosy control. Other areas of health care with medico-social aspects such as tuberculosis and other communicable diseases may also be taken up.

To support and or carry out programmes of preventive and curative services along with education and information on health related issues.

To establish, maintain and run, improve & develop health care services, research projects and institutions without any motive for profit.

To co-ordinate and assist both Government and voluntary organisations by providing technical support and financial assistance.

To provide training for grass-root level and medical personnel as necessary for the needs of the health care programmes.

To print and publish journals and periodicals, prepare and exhibit films for the diffusion of knowledge on health care, in keeping with the educational, medical and moral ideals of the various health care programmes envisaged by the trust within its priorities.

4. The Trust shall be public and Charitable in nature and is irrevocable.
5. **THE BOARD OF TRUSTEES:**

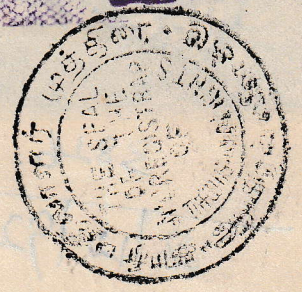
There shall be a Board of Trustees for the Trust. The Board of Trustees shall comprise of not less than 5 (five) and not more than 7 (seven) persons. The Board of Trustees will have the power to co-opt such Trustees as they deem fit. The number of persons co-opted, however, shall not exceed the maximum number of Trustees prescribed above.

213 / 92.  
H.H.

presented in the Office of the  
Sub Registrar of Thousand  
Lights and fee of Rs 10/-  
paid between the hours of  
4.5 PM on the 4th December  
1992.

Document, No. 213 of 1992  
Section 5  
181

*[Signature]*



EXECUTION ADMITTED BY

*[Signature]*

CLAIRE VELLUT d/o FERNAND VELLUT Doctor in Medicine  
19A DEVAJOSS ST. CHINGLEPUT 60300

IDENTIFIED BY

*[Signature]*

C. MANISHANKAR S/o, Mr. A.L. CHANDRASEKHARAN,  
Advocate, No 11, 13th Street Nandanam Extension,  
Madras - 600 025.

*[Signature]* (T.K. MANDHARAJ) S/o T.V. KUPPUSAMY  
RAJO Road - H. Registrar 122/65 T.P.K. ROAD ITOR 20518

4th December 1992.

*[Signature]*

JOINT SUB REGISTRAR II

Registered as No. 213 of 1992  
Volume 22 pages 227 to 230

7th December 1992

Sub Registrar II





DR. CLAIRE VELLUT  
madras.

M. S. S. RAMAN  
STAMP VENDOR  
HIGH COURT  
MADRAS

Amongst the Trustees, there will always be three members from Damien Foundation Belgium (DFB), namely President DFB, Secretary General DFB, Secretary for India.

6. **THE FIRST TRUSTEES WILL BE :**

Dr. Claire Vellut (Founder of the Trust)  
Dr. Jean-Pierre Schenkelaars ( DFB nominee : President DFB )  
Mr. N. Krishnaswamy Reddiar (Retd. Justice)  
Mr. Muthumalla Reddiar - Polambakkam.  
Mr. Rigo Peeters ( DFB nominee : Secretary General DFB )  
Dr. N.B.B. Reddy ( Nominee of DFB )

7. **THE TRUSTEES WILL ELECT AMONG THEMSELVES THE FOLLOWING OFFICE BEARERS:**

The Chairman  
The Vice Chairman  
The Secretary and,  
The Treasurer

8. **THE FIRST OFFICE BEARERS WILL BE:**

Dr. Jean - Pierre Schenkelaars shall be the Chairman of the Board of Trustees.  
Mr. N. Krishnaswami Reddiar shall be the Vice Chairman of the Board of Trustees.  
Dr. N.B.B. Reddy shall be the Secretary of Board of Trustees and the Treasurer of the Board of Trustees.

9. **MEETINGS:**

The Board of Trustees shall meet as often as necessary. They will meet at least once in six months.

10. **DECISIONS:**

All decisions of the Board of Trustees shall be taken with the unanimous agreement of all Trustees.

11. **DUTIES OF OFFICE BEARERS:**

- a) **THE CHAIRMAN** shall preside over the meetings of the Board of Trustees and guide the affairs of the Trust. In his/her absence, the Vice-Chairman will preside over the meeting. In the event of absence of both Chairman and Vice Chairman, one of them will nominate one other of the Trustees to chair the meeting.
- b) **THE SECRETARY** shall convene the meeting in consultation with the Chairman after giving at least one month's notice before the meeting of the Board. The agenda will be circulated by the Secretary. In case of any emergency meeting, it can be held after serving notice of 7 days. The

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11/11/92

Dr. CLAIRE VELLUT  
Madras

M. Subramanyam  
M. SUBRAMANYAM  
STAMP VENDOR  
HIGH COURT COMPOUND  
MADRAS-1

Secretary will manage and administer the affairs of the Trust in accordance with the decisions of the board from time to time. The Secretary will be in charge of the day to day administration of the affairs of the Trust. Without prejudice to the generality of the above, the Secretary will be entitled to do the following acts:

- (i) To appoint such persons as Doctors, Laboratory Technicians, Administrators, Assistants etc as deemed necessary for Damien Foundation in India to carry out the objectives of the Trust, and to dispense with their services subject to approval of the Board of Trustees.
- (ii) The Secretary will be authorised to fix the remuneration payable to these persons subject to approval of the Board of Trustees.
- (iii) The Secretary will be entitled to take on lease any premises necessary for the purpose of the Trust and also incur such expenditure as necessary for the day-to-day administration of the Trust.

c) THE TREASURER will maintain the accounts and have them audited every year.

#### 12. THE MANAGEMENT:

The management and administration of the Trust shall be vested in the Board of Trustees.

#### 13. FUNDS:

- a) The Funds of the Trust shall consist of Funds donated by the Damien Foundation Belgium, donors, loans, subscriptions and any other amounts which may be collected by the Board or the income derived by the Board from its investments.
- b) The funds of the Trust shall be vested in the Board of Trustees.
- c) The income and funds of the Trust will be solely utilised towards the objects of the Trust and no portion of it will be utilised for payment to Trustees by way of profits, interest, dividends, etc. The Secretary for India will not receive any remuneration from Damien Foundation India Trust.

#### 14. POWER OF THE BOARD:

The Board of Trustees shall have power to acquire, hold, enjoy, sell, mortgage, lease out, exchange, gift, or otherwise deal with and dispose of properties of every description for and on behalf of the Trust.

#### 15. INVESTMENT:

- a) The funds of the Trust shall be invested in Bank deposits, Government Bonds, immovable property or such other appropriate investments as the Board of Trustees may decide from time to time.
- b) The funds of the Trust shall not be invested contrary to the provisions of the Income Tax Act, 1961.

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16. **POWER TO BORROW AND TO DEAL WITH PROPERTY:**

The Board of Trustees shall have power to borrow for the purpose of the Trust from Banks or any other Government or non- government institutions with or without security and also to purchase, sell or deal with movable and immovable properties in any manner they deem fit.

17. **DELEGATION OF POWERS:**

Without prejudice to the generality of the Powers, the Board of Trustees may empower any two Trustees to represent or act for the Trust in any matter connected with the working of the Trust, the properties, funds, investments, borrowings and the making or cancellation of any instruments for any of these purposes.

18. **OPERATION OF BANK ACCOUNTS:**

The Bank accounts will be operated by the Secretary/Treasurer and Manager Administration & Finance of Damien Foundation India to withdraw monies from the Banks, negotiate bills of exchange, cheques, etc., on behalf of the Trust.

19. **AUDIT AND ACCOUNTS:**

Proper accounts shall be maintained for the purpose of the Trust and the Accounts shall be audited by a Chartered Accountant. The financial year of the Trust will be from 1st April to the 31st of March of the succeeding year. The first accounting year will end with 31st March 1993.

20. **PROCEEDINGS:**

All acts and proceedings of the Trust shall be taken and conducted in the name of the Trust. The Trust shall sue and be sued in the name of the Secretary.

21. **RESTRICTION OF TRANSFER:**

No part of the income or assets of the Trust shall be transferred or applied at any time for any purpose other than those set out in the Objects of the Trust.

22. **FRAMING OF RULES:**

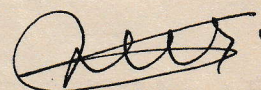
It is declared and understood that it shall be lawful for the Trustees to resolve and frame the Rules for the carrying out of the objects of the Trust.

23. **TRUSTEES CEASING TO HOLD OFFICE:**

A Trustee shall cease to hold office if he/she is adjudicated as an insolvent or convicted of any offence involving moral turpitude with imprisonment of six months or more, or declared insane.

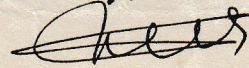
24. **VACANCY:**

In the event of any vacancy in the Board of Trustees due to death or resignation or due to any other reason, the remaining Trustees shall co-opt any person whom they deem fit and proper to fill the vacancy.



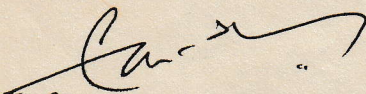
25. That no activities of the Trust will be carried out outside India.
26. That the Trust will not carry on any activity with the intention of earning profit.
27. That when the Trust is dissolved the assets of the Trust after the satisfaction of all its debts and liabilities shall not be paid to or disbursed to the Trustees but shall be taken over by another Trust having similar objects.
28. This Trust can also take over other Trusts having similar objects.

IN WITNESS WHEREOF THE AUTHOR OF THE TRUST has signed this deed of Declaration of Trust on the day, month, and year first above written. *The Author of the Trust is willing to register this Trust at the Registrar's office Thiruvananthapuram.*




AUTHOR OF THE TRUST

Witnesses:

1.   
(C. MANI SHANKHAR)

Advocate,  
NO 11, XIV Street, Nandanam Extension, MADRAS-600 035.

2.  (T. K. MANOHARAN)

