

Appendix 1

THIS DEED is made the day of 2008 BETWEEN THE COUNCIL OF THE BOROUGH OF STOCKTON-ON-TEES of PO Box 11, Municipal Buildings, Church Road, Stockton-on-Tees TS18 1LD (“the Council”) and THORNABY TOWN COUNCIL of the Town Hall, Mandale Road, Thornaby-on-Tees (“the Town Council”)

WHEREAS:-

- (1) As a result of local government reorganisation in 1968 the property of the former Thornaby Borough Council, including the Chains of Office (hereinafter referred to as “the Chains of Office”) as described in Schedule 1 hereto, was transferred to Teesside County Borough Council;
- (2) By virtue of local government reorganisation in 1974 the Teesside County Borough Council was abolished and the property of the former Thornaby Borough Council, including the Chains of Office, was transferred to the new Stockton-on-Tees Borough Council; and
- (3) The Council has agreed to transfer the ownership of the Chains and all of the duties and responsibilities inherent in such ownership to the Town Council.

NOW THEREFORE:

1. Subject at all times to the terms and conditions hereinafter appearing, the Council hereby agrees that the Chains of Office shall be transferred to the Town Council for its own use and benefit absolutely.
2. The date of the transfer (“the transfer date”) will be such date and time as may be agreed in writing in advance between the parties.
3. Subject to the terms and conditions hereinafter appearing, the Town Council will collect the Chains of Office on the transfer date from the Municipal Buildings, Church Road, Stockton-on-Tees and on so doing will sign a memorandum of completed transfer in the form set out in Schedule 2 hereto.
4. With effect from and commencing on the transfer date the Town Council will keep the Chains of Office fully insured in its replacement value against loss or damage due to fire, theft, accidental damage, malicious damage, impact of vehicles, earthquake, lightning, storms, floods and all other risks involved within an “all risks” insurance policy (“policy”), such policy to be effected with an insurance company of repute to be approved in advance by the Council.
5. With effect from and commencing on the transfer date, the Town Council will put into place and thereafter maintain arrangements (“security arrangement”) for the safe storage, display and use of the Chains of Office, such arrangements having been approved beforehand to its reasonable satisfaction by the Council.

6. On the transfer date but prior to the transfer of the Chains of Office, the Town Council will provide or have provided the Council with such details of the policy and the security arrangements for its approval, as it may require to its reasonable satisfaction, and will further provide such details, from time to time, within seven days of any written request to do so from the Council.
7. If at any time the Town Council is to be dissolved, abolished or is about to cease to exist as a corporate entity for whatever reason, or should the Town Council at any time cease to wish to use or display the Chains of Office, the Chains of Office will be transferred back unconditionally to the Council within seven days of a written request so to do by the Council in that behalf and the Council will collect the same on a date and time to be agreed within the said seven days period.
8. In such event, the Town Council will make the Chains of Office available for collection by the Council on the agreed date and time.
9. Any notice to be given under this Agreement to either party shall be deemed to have been fully and properly given if made in writing and sent by first class post or delivered by hand or by facsimile transmission to the persons, addresses, or facsimile numbers specified below:-

For the Council

The Director of Law and Democracy
PO Box 11
Municipal Buildings
Church Road
Stockton-on-Tees
TS18 1LD

Facsimile Number 01642 527062

For the Town Council

The Town Clerk
Thornaby Town Hall
Mandale Road
Thornaby-on-Tees
TS

Facsimile Number 01642

IN WITNESS whereof the parties have caused their respective common seals to be hereunto affixed the day and year first before written

SCHEDULE 1

The Chains of Office

The Mayor's chain was presented to the Municipal Borough of Thornaby-on-Tees by Sir Horace Davey QC on 9 November 1892. It is 18ct gold with enamelled centre inscribed "Sir Horace Davey 1892".

The Mayoress Chain was presented to the Corporation of Thornaby-on-Tees by Alderman George Butt Craig JP to commemorate his three years of office as Mayor of the Borough 1902. It is 18ct gold with enamelled centre and alternate links set with amethysts and citrines.

SCHEDULE 2

Memorandum of Completed Transfer

MEMORANDUM that on the undersigned
....., for and on behalf of Thornaby
Town Council ("the Town Council"), pursuant to a Deed dated
..... between the Council of the Borough of Stockton-on-Tees
("the Council") and the Town Council, received possession of the property ("the
Chains of Office") specified in the Schedule hereto, for the Town Council's own use
and benefit absolutely, having provided the Council with such details of an all risks
insurance policy and security arrangements relating to the Chains of Office as it
required to its reasonable satisfaction, as evidenced by the
undersigned....., for and
on behalf of the Council

Schedule

The Mayor's chain was presented to the Municipal Borough of Thornaby-on-Tees by Sir Horace Davey QC on 9 November 1892. It is 18ct gold with enamelled centre inscribed "Sir Horace Davey 1892".

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.....
For and on behalf of the Town Council

.....
Date

.....
For and on behalf of the Council

.....
Date

THE COMMON SEAL of the)
COUNCIL OF THE BOROUGH)
OF STOCKTON-ON-TEES was)
hereunto affixed in the presence)
of:-)

Authorised Officer

THE COMMON SEAL of)
THORNABY TOWN COUNCIL)
was hereunto affixed in the)
presence of:-)