

# DECLARATION OF TAA TRUST FUND

Unique Entity No:

**T06CC1974E**

Effective Date of Registration:

**30 June 2006**

Declared on 4<sup>th</sup> day of April Two Thousand and Six (2006)

Amended on 17<sup>th</sup> day of August Two Thousand and Sixteen (2016)

Amended on 4<sup>th</sup> day of February Two Thousand and Twenty (2020)

Amended on 3<sup>rd</sup> day of March Two Thousand and Twenty-two (2022)

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DATED THIS 3<sup>rd</sup> day of March 2022

## DECLARATION OF TAA TRUST FUND

BY

THE AMENDMENT IN THIS DECLARATION OF TRUST is made on the 3<sup>rd</sup> day of March, Two Thousand and Twenty-two (2022) by:

<u>S/No</u>	<u>Name of Trustee</u>	<u>Address</u>
A.	Zulkifli Mohammed	
B.	Ameerali Abdeali	
C.	Hamsani Bin Raoh	
D.	Izzuddin S/O Taherally Sareewalla	
E.	Sapiah D/O Junab Abdul Barick Molla	

(hereinafter called “**the Trustees**”).

**WITNESSES** as follows:

1. Interpretation

In this Deed the following expressions shall have the following meaning:

- (1) “Fund” means the charitable trust established by Clause 3 of this Deed and shall mean the sum of Dollars S\$5,032,000 referred to in Clause 2(3) and any other property and accretions which may be held by the Trustees on the charitable trusts declared by this Deed and the investments from time to time representing the same;
- (2) “Rules of Operation” means the rules for the operation of the Fund as set out in the Annexure hereto;

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(3) “MMO” means 17 Malay/Muslim Organisations as follows;

<b><u>S/No</u></b>	<b><u>Name of Organisation</u></b>	<b><u>Abbreviation</u></b>
1)	Association of Muslim Professionals	(AMP)
2)	Dewan Perniagaan dan Perusahaan Melayu Singapura	(DPPMS)
3)	Federation of Indian Muslims	(FIM)
4)	Kesatuan Guru Guru Melayu Singapura	(KGMS)
5)	Lembaga Biasiswa Kenangan Maulod	(LBKM)
6)	Majlis Pusat Singapura	(Majlis Pusat)
7)	Persatuan Persuratan Pemuda Pemudi Melayu (4PM)	
8)	Persatuan Muhammadiyah	(Muhammadiyah)
9)	Persatuan Taman Pengajian Islam Singapura	(Pertapis)
10)	Persatuan Pemuda Islam Singapura	(PPIS)
11)	Persatuan Seruan Islam Singapura	(Jamiyah Singapore)
12)	Syarikat Guru Guru Melayu Koperatif Berhad	(SGM)
13)	Muslimin Trust Fund Association	(MTFA)
14)	Muslim Kidney Action Committee	(MKAC)
15)	The Muslim Converts Association of Singapore	(MCAS)
16)	United Indian Muslim Association	(UIMA)
17)	Yayasan Mendaki	(YM)

- (4) “Trustees” means and includes the trustees or trustee for the time being of this Deed;
- (5) “Executive Committee” means the Executive Committee appointed by the Trustees from the 17 MMOs to administer the Fund and referred to in the Rules of Operation; and
- (6) Unless the context otherwise requires, the singular includes the plural and the masculine includes the feminine and vice versa.

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2. **Recital**

- (1) The Fund has been established for the benefit of all poor and needy persons in Singapore, especially those who are in poverty, distress and sickness and are in need of financial assistance. The objects of the Fund are set out in Clause 5 of this Deed.
- (2) The Fund was constituted with effect from 4<sup>th</sup> April 2007 to hold capital and income received, collected, accepted or acquired or to be received, collected or acquired from time to time for the Fund;
- (3) The Trustees acknowledge that as they hold the sum of Dollars S\$5,032,000 (Net Asset) received by them as Trustees of the Fund.

3. Name of Fund

The Fund established by this Deed shall be called the “**TAA Trust Fund**”.

4. The Fund

The Trustees shall hold the Fund on trust to retain or **sell the same or any part of it** and to invest the proceeds in or on any investments authorised by this Deed or the Rules of Operation as set out in the Annexure hereto and to pay or apply the net income of the Fund and any part of the capital after consultation with the Executive Committee referred to in the Rules of Operation in furtherance of the objects of the Fund declared in Clause 5.

5. The Objects of the Fund

The Fund is established:

- A to promote the relief of poverty, distress and sickness for the following persons (“Beneficiaries”) in Singapore:
- (a) any person in need of financial assistance who is at the time of need:
    - (i) a Singapore citizen;
    - (ii) a permanent resident of Singapore
  - (b) the dependents of the aforementioned; and
  - (c) at the discretion of the Trustees, any person affected by poverty, distress and sickness not falling within the above Clauses 5A(a) or 5A(b); and

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- B. to promote any charitable purposes for the benefit of the community in general in Singapore who may be in need of financial assistance, and in particular, the advancement of education, the protection of health and the relief of poverty, distress and sickness.

This may be achieved in a number of ways including but not limited to the following:

- (i) providing direct financial assistance to the Beneficiaries;
- (ii) providing funded medical and/or health care to the Beneficiaries; or
- (iii) providing financial sponsorship to service channels to support the holistic rehabilitation of the Beneficiaries.

6. Power of Trustees

For the purposes of carrying out the above objects but not otherwise, the Trustees of the Fund shall have the following powers:

- (1) to cause to be written, and printed or otherwise reproduced and circulated gratuitously or otherwise periodicals, magazines, books, leaflets or other documents or films or recorded productions;
- (2) to hold any events to raise funds in any manner either alone or with others;
- (3) to foster and undertake research into any aspect of the objects of the Fund and its work and to disseminate the results of any such research;
- (4) to co-operate and enter into arrangements with any government or statutory authorities or any educational institution for promoting the objects of the Fund and/or procuring contributions to the Fund;
- (5) to promote the objects of the Fund in any appropriate manner;
- (6) to accept subscriptions, donations, devises and bequests of, and to purchase, take on lease or in exchange, hire or otherwise acquire and hold, any real or personal estate, maintain and alter any of the same as are necessary for any of the objects of the Fund and (subject to such consents as may be required by law) sell, lease or otherwise dispose of or mortgage any such real or personal estate;
- (7) to hold public meetings, organise events or street collections, conduct seminars and take such other steps as may be required for the purpose of procuring contributions to the Fund;

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- (8) to raise funds by appealing for and inviting contributions from any person in any manner by way of donation, covenant, grant, legacy or subscription and to accept donations on any special trust in connection with the Fund;
- (9) to take and accept any gift of money, property or other assets, whether subject to any special trust or not, for any one or more of the objects of the Fund and to apply the same for any one or more of the objects of the Fund;
- (10) to make any charitable donation and/or grants either in cash for the furtherance of the objects of the Fund;
- (11) to establish and support any charitable association or body and to subscribe or guarantee money for charitable purposes calculated to further the objects of the Fund;
- (12) to employ and pay any person or persons or to recruit any voluntary workers to participate in or carry on any fund-raising activity;
- (13) to pay out of the Fund the costs, charges and expenses of and incidental to the formation and management of the Fund;
- (14) to invest all or any part of the Fund not immediately required for its purposes into such investments, securities or property as the Trustees may think fit and to take such measures as may be necessary to protect the Fund including without limitation the appointment of a financial expert;
- (15) to appoint and constitute the Executive Committee, any other committees and/or sub-committees;
- (16) to delegate to any one or more of the Trustees, the Executive Committee and/or any committee the transaction of any business or the performance of any act required to be transacted or performed in the furtherance of the objects of the Fund;
- (17) to amend the Rules of Operation and make any regulations and approve any policies to govern the use, application and/or commitment of the Fund including regulations about the operation of bank accounts and other financial matters; and
- (18) to do all such things as are necessary for the attainment of the objects of the Fund declared in Clause 5 hereunder.
- (19) to make donation of not more than 2% of money collected in that financial year for other causes in Singapore which the Trustees deem fit.

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7. Administration and Management

The operation, administration and management of the Fund shall be in accordance with the Rules of Operation and the provisions of the Charities Act (Cap. 37).

8. Appointment and Proceedings of Trustees

- (a) There shall be a minimum of five (5) and a maximum of seven (7) Trustees and each future Trustee shall be appointed by a majority of the Trustees at a meeting of the Trustees and the quorum for any meeting of the Trustees shall be any three (3) Trustees.
- (b) Any Trustee may resign by written notice to the Trustees (but only if at least five (5) Trustees remain in office).
- (c) Any Trustee may be removed by a majority of the Trustees at a meeting of the Trustees.
- (d) A Trustee automatically ceases to be a Trustee if he or she is disqualified from acting as a trustee under the provisions of the Charities Act (Cap. 37).
- (e) Except where otherwise provided in this Deed or under law, every issue may be determined by a simple majority of the votes cast at a meeting of the Trustees but a resolution in writing and signed by all the Trustees is as valid as a resolution passed at a meeting and for this purpose the resolution may be contained in more than one document.
- (f) The Trustees may appoint a chairperson for each meeting from among their number by a majority of votes.
- (g) Except for the chairperson of the meeting, who has a casting vote, every Trustee shall have one vote on each issue.
- (h) Any resolution of the Trustees may be rescinded varied or waived from time to time by the Trustees.
- (i) The Trustees shall provide and keep a minute book in which shall be entered the proceedings of the Trustees and which shall be signed by the chairperson of the meeting at the conclusion of such meeting or at such future meeting if the minutes shall have been duly confirmed.

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9. Amendment of the Trust Deed

The Trustees may amend the provisions of this Deed if so decided by the majority of the Trustees at a meeting of the Trustees, provided that (i) no amendment may be made to Clause 5 unless it appears to the Trustees that it would be necessary to apply the proceeds of the Fund cy-pres subject to the provisions set out in the Charities Act (Cap. 37) and (ii) no amendment may be made to the provisions of this Deed without the prior written approval of the Commissioner of Charities.

10 Dissolution of the Fund

In the event of the Fund:

- (a) ceases to be a registered charity under the Charities Act; or
- (b) being dissolved;

all debts and liabilities legally incurred on behalf of the Fund shall be fully discharged, the remaining funds will be donated to an Institution or Institutions of a Public Character with similar objectives in Singapore which is or are approved under the Charities Act, as the Trustees and the Executive Committee may decide at the General Meeting, unless otherwise allowed by the Commissioner of Charities.

Notice of the winding up of the Fund shall be given to the Commissioner of Charities within 7 days of the passing of the resolution to wind up the Fund.

**IN WITNESS WHEREOF** the Trustees have set their hands and seals the day and year first above written.

ZULKIFLI BIN MOHAMMED  
NRIC:

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AMEERALI ABDEALI  
NRIC:

\_\_\_\_\_

IZZUDDIN S/O TAHER ALLY SAREEWALLA  
NRIC:

\_\_\_\_\_

HAMSANI BIN RAOH  
NRIC:

\_\_\_\_\_

SAPIAH D/O JUNAB ABDUL BARICK MOLLA  
NRIC:

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Witnessed by: DR AHMAD MOHAMED MAGAD  
NRIC:

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## ANNEXURE

### RULES FOR THE OPERATION OF THE TAA TRUST FUND

1. Name of the Fund

The Fund shall be called the “TAA Trust Fund” (hereinafter called the “Fund”) which shall be registered under the Charities Act (Cap. 37).

2. Purpose of the Fund

The Fund is established to receive contributions and donation which may consist of cash and other donations and the income of any fund-raising activity for the furtherance of the objects of the Fund described in the Clause 5 of the Declaration of Trust. For the purposes of these rules the terms “other donations” shall mean donations other than cash.

3. Receipts

Every donations shall be acknowledged forthwith in writing and an official receipt marked for the “[ •• ]” shall be issued therefore.

4. Register of Donors

A register of Donors shall be maintained containing a description of all donations received and the following particulars of the individual donor:

- (i) name and NRIC of donors and the company registration number in the case of corporate donors;
- (ii) amount of donation;
- (iii) the date the donation was received; and
- (iv) in relation to a donation of S\$5,000 and above, the terms and conditions of the donation, if any.

5. Management of the Fund

- (a) Administration of the Fund shall be controlled and managed by a Executive Committee (hereinafter called “the Executive Committee”) appointed by the trustees of the Fund (the “Trustees”).
- (b) The Executive Committee shall not be bound in any case to act personally but shall be at full liberty to employ any agent or servant to transact all or any business of whatsoever nature required to be done in furthering the objects of the Fund and shall be entitled to be allowed and paid all charges and expenses incurred by them in the administration thereof.

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(b) cont.

The Executive Committee shall not be responsible for default of any such agent or servant or any loss occasioned by such employment provided that such default/loss is not due to any negligence on the part of the Executive Committee and that reasonable precautions have been exercised in the control and management of the Fund.

6. Powers of Executive Committee to Collect Donations, etc

The Executive Committee may by resolution exercise all the powers of the Trustees contained in Clause 6 of the Declaration of Trust.

7. Bank Account

The Executive Committee may from time to time open and maintain a bank account or bank accounts in the name of "TAA Trust Fund" at such bank or banks as they shall from time to time decide and may at any time pay any monies held on account of the Fund to the credit of any such account or accounts and all cheques and orders for the payment of money shall be signed by the signatories specified in a resolution of the Executive Committee or the Trustees.

8. The Executive Committee

(a) The Executive Committee shall hold at least 3 ordinary meeting each year and may hold such other ordinary meetings as may be required and a special meeting may be summoned at any time by any three (3) members upon at least seven (7) days' notice being given to all the other members of the matters to be discussed.

(b) There shall be quorum when any seven (7) members of the Executive Committee are present at a meeting. If at such adjourned meeting at a quorum is not present within half an hour from the time appointed for the meeting, the member or members present in person or by proxy, attorney or representative shall be a quorum, but they shall not have the power to amend the Rules.

(c) At meetings of the Executive Committee, every matter shall be determined by the majority of the members present and voting on the question but a resolution in writing and signed by all the Executive Committee is as valid as a resolution passed at a meeting and for this purpose the resolution may be contained in more than one document.

(c) Deleted.

(d) In the event of an equal number of votes being cast for a particular motion, the chairperson shall have a casting vote.

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- (f) Any resolution of the Executive Committee may be rescinded varied or waived from time to time by the Executive Committee.
- (g) The Executive Committee shall provide and keep a minute book in which shall be entered the proceedings of the Executive Committee and which shall be signed by the chairperson of the meeting at the conclusion of such meeting or at such future meeting if the minutes shall have been duly confirmed.
- (h) Within the limits prescribed by these Rules, the Executive Committee shall have full powers from time to time to make alter and rescind regulations for the conduct of their business.
- (i) The term of office of treasurer shall be a maximum of four (4) years. Re-appointment of the outgoing Treasurer may be considered after a lapse of at least two years.
- (j) All minutes of Executive Committee meetings must be sent to Trustees after the conclusion of such meetings.
- (k) Whenever a Trustee or member of the Executive Committee in any way, directly or indirectly, has an interest in a transaction or project or other matter to be discussed at a meeting, the meeting shall disclose the nature of his interest before the discussion on the matter begins.
- (l) The Trustee or member of the Executive Committee concerned should not participate in the discussion or vote on the matter, and should also offer to withdraw from the meeting and the Executive Committee shall decide if this should be accepted.
- (m) Any changes in the Trustees or Executive Committee shall be notified to the Commissioner of Charities within seven (7) days of the change.

9. Stocks, Securities and Properties

All stocks, securities, and properties, whether movable or immovable, accepted, received or acquired by donations, requests, demises or otherwise shall be accepted, received or acquired by the Executive Committee in the name of the Trustees and all investments or reinvestments made on all such stocks, securities and properties, whether movable or immovable, or on any monies belonging to the fund shall be made by the Executive Committee in the name of the Trustees.

10. Investment

- a) All stock securities properties and all sums of money at any time belonging to the Fund may be applied or invested at the discretion of the Executive Committee in such investments as it shall in its absolute discretion deem fit with the intent that it shall have the same full and unrestricted powers of investing and varying investments in all aspects as if it was absolutely and beneficially entitled thereto.

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(b) Any investment exceeding \$100,000.00 shall be approved by the Trustees.

11. Maintenance of Accounts

(a) All proper books and statements of accounts relating to the affairs of the Fund shall be kept and maintained by the Executive Committee on behalf of the Trustees and entries made therein of all receipt and payments and such accounts shall be audited annually by a qualified accountant to be approved by the Comptroller of Income Tax and the Commissioner of Charities.

(b) A statement of receipts and expenditure shall be submitted to the Trustees on a monthly basis within thirty (30) days from the end of the month to which the statement relates and shall include all information, and shall be accompanied by such reports as may be determined by the Trustees from time to time.

12. Amendment of Rules

These Rules made hereunder shall not be repealed, altered or added to except by a majority of votes cast in favour of such repeal, alteration or addition at a meeting of the Trustees. Provided always that any repeal of or alteration or addition to these Rules shall not be enforced or applied without the prior written approval of the Commissioner of Charities.

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