

Minute of Agreement  
The Kinross Town Council  
and  
The Kinross Parish Council  
and Landward Comtee thereof-

18 March 1904:

Minute of Agreement between the Town Council of the Burgh of Kinross on the one part, and the Parish Council of the Parish of Kinross and the Landward Committee thereof on the other part.

Whereas Andrew Carnegie, Doctor of Laws, of Skibo, has promised a gift of one thousand five hundred pounds Sterling to the Town and Parish of Kinross, for the purpose of building and equipping a Library, Museum and Recreation Room for the inhabitants of the Town and Parish of Kinross, and that it is necessary an arrangement should be come to between the parties hereto so as to prevent any after misunderstandings, therefore the whole parties agree as follows:

- First           **That the Library, Reading room, Museum and Recreation Room, hereinafter referred to as the Library, shall be upheld in all time coming for behoof of the whole inhabitants of the Town and Parish of Kinross** by the Town Council of the Burgh of Kinross and the Parish Council or Landward part thereof of the Parish of Kinross. The title thereto shall be taken in name of the parties hereto or in such other way as may be arranged so as to provide that **the building shall belong in all time coming to the inhabitants of the said Town and Parish.** The Library shall be called the Kinross Carnegie Free Library.
- Second       The Library shall be managed by a Committee not exceeding twenty members hereinafter referred to as the Committee six members thereof to be elected by the Town Council from their own number and four from the Landward Committee of the Parish Council from their own number. The Town Council shall also elect an additional six members from the ratepayers in the Burgh and the Landward Committee of the Parish Council shall also elect from members from the ratepayers in the Landward part of the Parish.
- Third         The Library Committee shall have full power and control of the Library books, appliances, antiquarian subjects & all others necessary for the carrying on of the Library in a suitable manner with power to purchase books, appliances and antiquarian subjects if they deem it necessary. Power is hereby granted to them to act as fully and freely in all respects as if they had been one individual and the subjects had belonged unencumbered to themselves, they being of course **always bound to carry out the intentions of the said Andrew Carnegie as the same and illustrated by the custom in other places where he has given a grant for a Public Library** or as may be laid down by him in connection with his grant of one thousand five hundred pounds.
- Fourth       **The Committee shall have power to let the Recreation Room and the fees shall be applied towards the upkeep of the Library.**
- Fifth         The Town Council of the Burgh of Kinross and the Parish Council of the Parish of Kinross and the Landward Committee thereof hereby agree each to impose the full assessment they are empowered at present by Law to do and

- to hand the same over to the Library Committee or to any one authorised to receive the same less such reasonable sum for collecting the same.
- Sixth The Committee shall annually appoint a Chairman, Secretary and Treasurer, Caretaker and Auditor whose term of office shall expire not later than the annual election of the Committee and they shall be entitled to pay such remuneration as they see fit.
- Seventh The Committee at any meeting shall have power with two thirds of a majority of both the Burgh and Landward members to admit any individuals outside the Town & Parish of Kinross to the whole benefits of the Library on such terms as they may agree upon and also to admit to the full benefits of the Library the inhabitants of any neighbouring parish or part thereof on such terms as may be arranged.
- Eighth **The Library shall be upheld out of the rates in all time coming for behoof of the Town and Parish of Kinross** and this Agreement shall subsist until First January Nineteen hundred and fourteen unless altered before that time by consent of two thirds of a majority of the Town Council members and the members elected by them and two thirds of a majority of the Landward Committee of the Parish Council and the members elected by them. Declaring that in the event of either party hereto being dissatisfied with this Agreement after Nineteen hundred and fourteen and being unable to get it altered as before provided they shall have power to apply to the Sheriff Principal of the County of Kinross who is hereby authorised, after hearing parties, and proof if advised, to set aside this Agreement and to substitute another in its place in such terms that justice may be done to all parties, keeping in mind the original intention of the Library and the financing thereof.
- Ninth The Committee have power to delegate all part of the necessary work in carrying on the Library to sub-committees consisting of not less than three of their number or to an outsider but such sub-committees shall not alter any matter relating to the original constitution. In Witness Whereof these presents written upon this and the preceding page by George Hutton Clerk to John Wilson, Solicitor, Kinross are subscribed in duplicate as follows:- For and on behalf of the said Town Council of the Burgh of Kinross and as authorised by them at a Meeting called for that purpose by Robert Cumming, Builder, Old Manse, Kinross Provost and the said John Wilson, Town Clerk, and sealed with the Common Seal of the said Town Council all upon the Third day of March Nineteen hundred and four before these Witnesses Robert Alles Millwright Kinross and James Kirk, Watchmaker, Kinross, for and on behalf of the said Parish Council of the Parish of Kinross and as authorised by them at a meeting called for that purpose by George Henderson, Gellybank, Kinross, Chairman of said Parish Council, at Gellybank aforesaid upon the Fifth day of said month and year last mentioned before these Witnesses Mary Robertson domestic servant at Gellybank aforesaid and the said George Hutton, and by Robert Wylie, Bootmaker, Kinross, Clerk to the said Parish Council at Kinross upon the Tenth day of the month and year last mentioned before these Witnesses Alexander Bennet, Junior Apprentice to the said James Kirk and the said George Hutton, and by the whole members of the said Landward Committee of said Parish Council as follows:- By the said George Henderson at Gellybank aforesaid upon the fifth day of the month and year last mentioned

before these Witnesses the said Mary Robertson and George Hutton, by David Richardson, farmer, Gallowhill, Kinross, at Gallowhill aforesaid upon the Tenth day of the month and year last mentioned before these Witnesses Anne Richardson daughter of and residing with the said David Richardson and the said George Hutton by Charles Bruce Pitblado the Mount Kinross, at the Mount aforesaid upon the day month and year last mentioned before these Witnesses Margaret McLellan, Housekeeper there and the said George Hutton, and by David Beath farmer, Balleave, Kinross at Balleave aforesaid upon the day month and year last mentioned before these Witnesses Agnes Cant Beath daughter of and residing with the said David Beath and Robert Beath, farmer Balleave aforesaid (Signed) Robt Cumming Provost, J Wilson, Town Clerk (L.S.) Geo Henderson, Chairman, Robert Wylie Clerk, Parish Council, Geo Henderson, David Beath, D Richardson, C B Pitblado, Robert Alles Witness James Kirk Witness Mary Robertson Witness Geo Hutton Witness Alexander Bennet Junr Witness Geo Hutton Witness Mary Robertson Witness Geo Hutton Witness Agnes C Beath Witness Robert Beath Witness Annie Richardson Witness Geor Hutton Witness Margaret McLellan Witness Geor Hutton Witness Written by James Emslie Collated by J W Watson

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