

**"Re: vCJD Trust - briefing note for SofS on accountability"**

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Subject: Re: vCJD Trust - briefing note for SofS

Dani

I promised, in my note on 24 March, a further note from SOL on the accountability of the vCJD Trust. Here is that note. The position is summarised in the last two paragraphs, which I reproduce here for ease of reference:

"8. Where does this leave the relationship between the settlor [DH] and the trustees? . In practice the trustees may listen to what the settlor may say to them about their management of the trust but ultimately the law expects the trustees to exercise their own independent judgment.

9. DH have always recognised the distance that now exists between it and the trust - a distance recognised in law. Equally it has recognised the very onerous work the trustees face and part of this recognition has been to support the trustees where that support has been sought - but not to hold them to account."



vCJD Trust SOL brief 03-06.doc

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