

DRAFT
STATUTORY DECLARATION

I, [*insert details of superior of congregation or other appropriate person*] of [*insert address*] aged 18 years and upwards do solemnly and sincerely declare as follows:

1. I am the [*insert title*] of [*insert relevant congregation*] (the “Congregation”) and I am duly authorised by the Congregation and have the necessary means of knowledge to make this Statutory Declaration.
2. I beg to refer to an Indemnity Agreement entered into by the Congregation and other congregations with the Minister for Education and Science and the Minister for Finance on 5th June 2002 (the “Agreement”).
3. The Agreement was entered into because the State required property as a condition to the Agreement and the Congregation agreed to make various properties available at 2002 values to achieve the Agreement.
4. The cost of the Agreement to the Congregation was €[*insert cost*].
5. At the time the Agreement was entered into the Congregation had pending against it [*insert number*] civil claims made by former residents of institutions in the care of the Congregation. Since the Agreement was entered into [*insert number*] claims have been lodged with the Residential Institutions Redress Board in respect of institutions in the care of the Congregation.
6. Pursuant to the terms of the Agreement the Congregation (together with other congregations) in consideration of the indemnity provided by the State in respect (inter alia) of the claims referred to at paragraph 5, agreed (inter alia) to transfer real property assets to the State.
7. As part of the consideration referred to at Paragraph 6 the Congregation has identified the property described in the Schedule hereto (“the Property”) as a property which would be suitable for transfer to the State in partial satisfaction of the legal obligation of the Congregation to dispose of properties at 2002 values to the State under the terms of the Agreement. The State has agreed to accept the Property and the Congregation propose to transfer the Property to the State.
8. The Property was valued at €[*insert value*] being its value as at the date of the agreement and I beg to refer to the valuation of [*insert name of auctioneer/valuer*] and dated [*insert date*].
9. The Congregation believes that the disposition of the Property to the State under the terms of the Agreement is advantageous to the Congregation as a charity pursuant to Section 34 (1) (a) of the Charities Act 1964 as amended.

I make this Statutory Declaration conscientiously believing same to be true from facts within my own knowledge save where otherwise appears by virtue of the Statutory Declarations Act, 1938.

DECLARED before me by [*insert name*] who is personally known to me (or who is identified to me by who is personally known to me) at

in the County of
this day

of 20

PRACTISING SOLICITOR