



NRCC Trustee Meeting – Extraordinary General Meeting

Meeting Agenda (published 14 November 2017)

Date: Monday, 20 November 2017

Time: 7.30 pm

Place: Main Hall, Necton Rural Community Centre

Other members of the Council are welcome to attend.

Press & Public are invited to attend and are able to address the Committee during the public participation session. **Following this session, this Trustee meeting will continue in private.**

Signed *Gabrielle Joyce*, Parish Clerk & RFO

AGENDA

1. To receive apologies for absence
2. To receive any declarations of interest from Members & consider requests for dispensation
Members are invited to declare interests in items on the agenda as required by the Necton Parish Council Code of Conduct for Members and by the Localism Act 2011.
3. Governance document
 1. To agree by Resolution, amendments to the Charity Scheme, dated 09 January 2003 to reflect the status of Necton Parish Council as the Sole Trustee of this Charity. Proposed amendments listed in Appendix to this agenda

Appendix to Agenda

That the Charity Scheme dated 09 January 2003, be modified as set out below:

1. Definitions

Deletion of the following:

“the committee” means the committee of management of the charity

“the existing trustees” means the persons listed in part 1 of the schedule to this scheme.

“the members” means the members of the committee (who are the charity trustees of the charity) acting under this scheme.

Insertion of the following:

“the trustee” means the trustee of the charity acting under this scheme.

2. Administration

Amendment of clause 2 (1) to reflect Trustee in place of Committee and to read as follows:

2 (1) The charity is to be administered by the Trustee in accordance with this scheme. This scheme replaces the former trusts of the charity.

Deletion of clause 2 (2): The charity will be administered by the existing trustees until the end of the first annual general meeting held under this scheme. The must administer the charity in accordance with the provisions of this scheme.

4 Objects of the charity

Amendment of clause 4 (3) to reflect Trustee in place of committee and to read as follows:

4 (3) Subject to clause 5(2) below, the land identified in part 2 of the schedule to this scheme must be retained by the Trustee for use of the objects of the charity.

5 Powers of the committee

Amendment of clause 5 and sub-clauses to reflect Trustee in place of committee:

5 (3) replacement of ‘members’ with the ‘members of the Trustee’

5 (5) replacement of ‘committee’ with ‘Trustee’

5 (6) replacement of ‘committee’ with ‘Trustee’

6 Committee of management

Deletion of this clause and all sub clauses and replacement as follows:

6 Trustee

6 (1) Necton Parish Council is the Trustee of the charity.

6 (2) The Trustee shall administer the charity in accordance with Necton Parish Council Standing Orders and Charity Commission regulations.

7 Elected members – Removal of this clause and all sub clauses

8 Appointed members - Removal of this clause and all sub clauses

9 Co-opted members - Removal of this clause and all sub clauses

10 New members - Removal of this clause and all sub clauses

11 Register of members - Removal of this clause and all sub clauses

12 Members not to have a personal interest - Removal of this clause and all sub clauses

13 Termination of membership - Removal of this clause and all sub clauses

14 Chairman and President - Removal of this clause and all sub clauses

15 Secretary and treasurer - Removal of this clause and all sub clauses

16 Ordinary meetings - Removal of this clause and all sub clauses

17 Special meetings - Removal of this clause and all sub clauses

18 Quorum - Removal of this clause and all sub clauses

19 Voting - Removal of this clause and all sub clauses

20 Recording of meetings - Removal of this clause and all sub clauses

21 Members to act jointly - Removal of this clause

22 Annual General Meeting - Removal of this clause and all sub clauses

23 Use of income and capital

23 (1) replace 'committee' with 'Trustee'

23 (1) (b) replace 'committee' with 'Trustee'

23 (2) replace 'committee' with 'Trustee'

23 (3) replace 'committee' with 'Trustee'

24 Amendment of scheme

Deletion of the following:

24 (2) The committee may resolve to add the names of other organisations operating in the area of benefit to the list in part 3 of the scheduled to this scheme. The resolution must be passed at an ordinary meeting of the committee by not less than two thirds of the members of the committee.

24 (3) any other amendment must be made by a resolution passed at the annual general meeting. The notice of the meeting must include notice of the resolution, setting out the terms of the amendment proposed.

24 (4) The committee must not make any amendment which would:

(a) vary this clause

(b) vary clause 1 (Definitions)

(c) vary clause 4 (Objects)

(d) confer a power to dissolve the charity or

(e) enable permanent endowment to be spent.

24 (5) The prior written approval of the Commissioners must be obtained to any amendment which would:

(a) vary the composition of the committee or the terms on which the members hold office (other than amendments made under sub-clause (2) of this clause)

(b) vary clause 12 (Members not to have a personal interest) or

(c) change the name of the charity.

24 (6) The committee must:

(a) promptly send the Commissioners a copy of any amendment made under sub-clause (3) of this clause; and

(b) keep a copy of any such amendment with this scheme.

Replace with the following:

24 (2) blank

24 (3) any other amendment must be made by a resolution passed at a Trustee meeting. The notice of the meeting must include notice of the resolution, setting out the terms of the amendment proposed.

24 (4) The Trustee must not make any amendment, which would:

- (a) blank
- (b) blank
- (c) vary clause 4 (Objects)
- (d) confer a power to dissolve the charity or
- (e) enable permanent endowment to be spent.

24 (5) The prior written approval of the Commissioners must be obtained to any amendment which would :

- (a) blank
- (b) blank
- (c) change the name of the charity.

24 (6) The Trustee must:

- (a) promptly send the Commission a copy of any amendment made under sub-clause (3) of this clause; and
- (b) keep a copy of any such amendment with this scheme.