

**Scanned Copy of Order from the Charity Commissioners for England and Wales
Scheme altering the Trusts known as
Gatcombe and Chillerton Village Hall
and
Chillerton Reading Room [286944]
Dated : 15th January 1999**

THE CHARITY COMMISSIONERS FOR ENGLAND AND WALES

Under the power given in the Charities Act 1993

Order that from today, the

15TH JANUARY 1999

the following

SCHEME

will alter the trusts of the charities known as

GATCOMBE AND CHILLERTON VILLAGE HALL and

CHILLERTON READING ROOM (286944)

at

Chillerton, Isle of Wight

This Scheme has been adjudged as not liable to stamp duty.

Commissioners' References:

Sealing: W15(S)99

Case No: 89811b

Case No: 89811 30/07/98

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Version: 1.1

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1. Definitions

In this scheme:

“the charities” means the Reading Room Charity and the Village Hall Charity.

“the committee” means the committee of management of the Village Hall Charity.

“the governing document” means the conveyance and trust deed of 2 February 1981.

“the Reading Room Charity” means the charity called Chillerton Reading Room.

“the Village Hall Charity” means the charity called Gatcombe and Chillerton Village Hall Charity (286944).

2. Administration

- (1) The Village Hall Charity is to be administered in accordance with the governing document as altered or affected by this scheme.
- (2) The property of the Reading Room Charity is to be administered as part of the permanent endowment of the Village Hall Charity. This scheme replaces the former trusts of the Reading Room Charity.

3. Alteration of governing document

The governing document will take effect with clause 18 of the schedule deleted.

CHARITY PROPERTY

4. Transfer of property

The title to the land numbered 1 in the schedule to this scheme is transferred by this scheme to the Official Custodian for Charities in trust for the Village Hall Charity.

5. Sale of land

- (1) Subject to the provisions of this clause, the committee may sell the land numbered 1 and 2 in the schedule to this scheme. (The committee must comply with the restrictions on disposal imposed by section 36 of the Charities Act 1993, unless the disposal is excepted from these restrictions by section 36(9)(b) or (c) or section 36(10) of that Act.)
- (2) The committee may only sell the land if:
 - (a) the committee decide that the land is no longer required for use as a village hall; and
 - (b) the decision to sell is confirmed by a resolution passed at a meeting of the inhabitants of the area of benefit of 18 years and upward. At least

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14 days' notice of the meeting, setting out the terms of the resolution, must be given.

- (3) The committee must invest the proceeds of any sale of the land numbered 1 in the schedule to this scheme in trust for the charity. The committee may then apply the income in furthering the object of the Village Hall Charity and for general charitable purposes for the benefit of the inhabitants of the area of benefit.
- (4) The committee may apply the income and expendable endowment representing the proceeds of any sale of the land numbered 2 in the schedule to this scheme in furthering the object of the Village Hall Charity and for general charitable purposes for the benefit of the inhabitants of the area of benefit.

AMENDMENT OF GOVERNING DOCUMENT

6. Amendment of scheme

- (1) Subject to the provisions of this clause, the provisions of the governing document may be amended.
- (2) Any 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.
- (3) The committee must not make any amendment which would:
 - (a) vary this clause;
 - (b) vary clause 1 of the schedule to the governing document (objects clause).
 - (c) confer a power to dissolve the Village Hall Charity;
 - (d) enable permanent endowment of the charity to be spent.
- (4) 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 3(7) of the schedule to the governing document);
 - (b) vary clause 6 of the schedule to the governing document (members not to have a personal interest);
 - (c) change the name of the Village Hall Charity;
 - (d) vary the powers of investment exercisable by the committee.

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- (5) The committee must:
- (a) promptly send the Commissioners a copy of any amendment made under this clause; and
 - (b) keep a copy of any such amendment with the governing document and this scheme.

GENERAL PROVISION

7. Questions relating to the Scheme

The Commissioners may decide any question put to them concerning:

- (1) the interpretation of this scheme; or
- (2) the propriety or validity of anything done or intended to be done under it.

SCHEDULE

The following land at Chillerton, Isle of Wight:

- 1. Land with the buildings thereon known as Chillerton Reading Room. The land is described in a conveyance and trust deed of 11 December 1928 and made between Sir Hugh Michael Seely of the one part and Albert Charles White and two others of the other part.
- 2. Land with the buildings thereon known as Gatcombe and Chillerton Village Hall. The land is described in the governing document.