

THE CHARITY COMMISSION FOR ENGLAND AND WALES

Under the power given in the Charities Act 2011

Orders that from today, the

26 November 2012

this

SCHEME

will govern the charities identified in part 1 of the schedule

and now to be known together as

THE GLOUCESTERSHIRE AREA QUAKER MEETING CHARITIES (1134212)

at

Nailsworth, Gloucestershire

Authorised Officer:

Alex Young

(amended on 18 November 2014)

Definitions

In this scheme:

“the Area Meeting” means the charity governed by a constitution adopted 5 June 2008 (formerly known as Gloucester and Nailsworth Monthly Meeting of the Society of Friends).

“the charities” means the charities identified in part 1 of the schedule to this scheme.

“the Meetings” means the charities identified in part 2 of the schedule to this scheme.

“FTL” means Friends Trusts Limited (registered charity 237698).

“the trustees” means the trustees of the charities acting under this scheme and “trustee” means one of the trustees.

ADMINISTRATION

1. Administration

- (1) The charities listed in part 1 of the schedule are to be administered in accordance with this scheme. This scheme replaces the former trusts of the charities.
- (2) The unrestricted property (including land and buildings identified in part 3 of the schedule) of the charities is to be administered as part of the property of the Area Meeting.

2. Uniting direction

Subject to any further direction, the Commission directs that the charities listed in the part 1 of the schedule as at the date of this Scheme shall be treated as forming a part of the Area Meeting for the purposes of Part 4 (Registration and names of Charities) and Part 8 (Charity Accounts, Reports and Returns) of the Charities Act 2011.

3. Names of the charities

The new names of the charities are set out in the third column (*New name*) of the table at part 1 of the schedule.

OBJECTS

4. Objects of the charities

- (1) The new objects of the charities are set out in the fifth column (*New objects*) of the table at part 1 of the schedule.
- (2) Subject to the provisions of clause 5(1) and (2) (Power to dispose of and replace purpose property), the land in part 4 of the schedule to this scheme must be retained by the trustees for use for the object of the charity.

5. Powers of the trustees

In addition to any other powers which they have, the trustees may exercise the following powers in furtherance of the objects of the charities:

- (1) Provided they intend to replace the land disposed of with equivalent land to be used for the objects of the relevant charity, the trustees may sell, lease or otherwise dispose of all or any part of the land identified in part 4 of the schedule to this scheme. They must comply with the restrictions on disposal imposed by section 117 of the Charities Act 1993, unless the sale, lease or disposal is excepted from these restrictions by section 117(3)(c) or (d) or section 117(4) of that Act.
- (2) If they do not intend to replace the land disposed of with equivalent land to be used for the objects of the relevant charity, the trustees may sell, lease or otherwise dispose of all or any part of the land in part 4 of the schedule to this scheme provided:
 - (a) the Area Meeting in session has considered and agreed to the decision according to Quaker business practice; and
 - (b) where there is a relevant continuing Local Meeting, the Area Meeting during its session in (a) considered the view of that Local Meeting; and
 - (c) the trustees comply with the restrictions on disposal imposed by section 117 of the Charities Act 1993, unless the sale, lease or disposal is excepted from these restrictions by section 117(3)(c) or (d) or section 117(4) of that Act.
- (3) The proceeds of sale of any property sold, leased or otherwise disposed of under 6(2) must be invested by the trustees, and the income or other return arising must be applied in furtherance of the objects of the Area Meeting.

TRUSTEES

6. Custodian trustee

FTL will be the custodian trustee of the charities and of the Area Meeting.

7. Transfer of property

The title to the land described in parts 3 and 4 of the schedule to this scheme is transferred by this scheme to the custodian trustee in trust for the charity.

8. Trustees

The trustees of the charities will be the persons who are the trustees from time to time of the Area Meeting.

MEETINGS OF TRUSTEES

9. Meetings of trustees

- (1) The trustees shall administer the charities and conduct business related to those charities in accordance with the procedures and practices by which they administer the Area Meeting.

CHARITY PROPERTY

10. Use of income and capital

- (1) For each of the charities the trustees must firstly apply:
 - (a) the charity's income; and
 - (b) if the trustees think fit, expendable endowment; and
 - (c) when the expenditure can properly be charged to it, its permanent endowment

in meeting the proper costs of administering the charity and of managing its assets (including the repair and insurance of its buildings).

- (2) After payment of these costs, the trustees must, for each of the charities, apply the remaining income in furthering its objects.
- (3) The trustees may also for each of the charities apply for its objects:
 - (a) expendable endowment; and
 - (b) permanent endowment, but only:
 - (i) where it is permitted in accordance with, and subject to the conditions in, section 281, sections 282-284 or sections 288-291 of the Charities Act 2011 (*power of unincorporated charities to spend capital*); or
 - (ii) on such terms, including for the replacement of the amount spent, as the Commission may approve by order in advance.

GENERAL PROVISIONS

11. Questions relating to the Scheme

- (1) The Commission may decide any question put to it concerning:
- (2) the interpretation of this scheme; or
- (3) the propriety or validity of anything done or intended to be done under it.

SCHEDULE

PART 1

	Former name	New name	Former objects	New objects or restricted purposes within the Area Meeting funds*	Former governing documents (replaced by this scheme)	Permanent endowment (yes/no)
1	Nailsworth Meeting House and Burial Ground		Meeting House and burial ground	unchanged	Declaration of trust dated 3 January 1669 (over leasehold comprised in indenture dated March 1698) , indenture dated 1 December 1786 and Charity Commission Scheme sealed 7 September 1965	Y
2	Shortwood Burial Ground		A burial ground	Unchanged	Lease and declaration of trust dated 15 September 1715, indenture dated 1715, lease and declaration dated 3 May 1716 and Charity Commission Scheme sealed 7 September 1965	Y
3	Gloucester Meeting House and Burial Ground		Meeting House and burial ground	Unchanged	Assignment of lease dated 17 December 1833 and Charity Commission Scheme sealed 7 September 1965	N
4	Painswick Meeting House and Burial Ground and the Dell Burial Ground		Meeting House and burial grounds	Unchanged	Indenture dated 2 May 1870 and Charity Commission Scheme sealed 7 September 1965	Y
5	Littleton on Severn Land	Littleton on Severn Fund	Income applied for charitable purposes of the Gloucester and Nailsworth Monthly Meeting of the Religious Society of Friends	Transferred to the Area Meeting as additional permanent endowment.	Deed of lease dated 24 March 1812, deed of release dated 25 March 1812 and Charity Commission Scheme sealed 7 September 1965	Y
6	Cirencester Meeting		Meeting House	Unchanged	Deed of lease dated 26 November 1753, deed of release dated 27	Y

References:

Authorised number: 619/1213

Case number: c-349762

	House and Trust Property				November 1753, Deed of lease dated 4 March 1774, and deed of release dated 5 March 1774 and Charity Commission Scheme sealed 7 September 1965	
7	Cheltenham Meeting House		Meeting House	Unchanged	Conveyance dated 23 July 1902, Charity Commission Scheme sealed 7 September 1965 and Declaration of Trust. August 1986	Y
8	Siddington Burial Ground		Burial Ground	Unchanged	Indenture dated 3 April 1660 and Charity Commission Scheme sealed 7 September 1965	Y
9	Cinderford Meeting House		Meeting House	Proceeds of sale of former Meeting House site transferred to the Area Meeting as additional permanent endowment..	Declaration of trust dated 1932 and Charity Commission Scheme sealed 7 September 1965	Y

PART 2

Meetings Amalgamated with the Area Meeting	Successor branches of the Area Meeting
Cheltenham Preparative Meeting	Cheltenham Quaker Meeting
Cirencester Preparative Meeting	Cirencester Quaker Meeting
Forest of Dean Preparative Meeting	Forest of Dean Quaker Meeting

Gloucester Preparative Meeting	Gloucester Quaker Meeting
Malmesbury Preparative Meeting	Malmesbury Quaker Meeting (laid down 2008).
Nailsworth Preparative Meeting	Nailsworth Quaker Meeting
Painswick Preparative Meeting	Painswick Quaker Meeting
Stroud Preparative Meeting	Stroud Quaker Meeting
Wotton Preparative Meeting	Wotton Quaker Meeting

PART 3

Land	HM Land Registry title number	Vested in FTL (y/n)
Friends Meeting House, Greyfriars, Southgate Street, Gloucester, GL1 1TS	GR327415	Y

PART 4

Land	HM Land Registry title number	Vested in FTL (y/n)
<p><i>Description</i></p> <p><i>Nailsworth Meeting House and Burial Ground, 1 Quaker Close, Chestnut Hill, Nailsworth, GL6 0RA (and 1&2 Quaker Close).</i></p> <p>This property is part of the charity number 1 in part 1 of the schedule.</p>	GR224959	Y
<p><i>Description</i></p> <p><i>Shortwood Burial Quaker Burial Ground, Homefield, Shortwood, Nailsworth, Stroud, Gloucestershire.</i></p> <p>This property is part of the charity number 2 in part 1 of the schedule.</p>	GR327995	Y
<p><i>Description</i></p> <p><i>Painswick Meeting House and Burial Ground Friends Meeting House, Vicarage Street, Painswick, Stroud, GL6 6XS</i></p> <p>This property is part of the charity number 4 in part 1 of the schedule.</p>	GR327575	Y
<p><i>Description</i></p> <p><i>Dell Burial Ground, Near Painswick, Near Dell Farm, Beech Lane, Painswick, GL6 6SQ</i></p> <p>This property is part of the charity number 4 in part 1 of the schedule.</p>	GR333441	Y

<p><i>Description</i></p> <p><i>Friends Meeting House, 53 Thomas Street, and properties at 49 and 51 Thomas Street, Cirencester, GL7 2BA</i></p> <p>This property is part of the charity number 6 in part 1 of the schedule.</p>	GR328616	Y
<p><i>Description</i></p> <p><i>Friends Meeting House, Warwick Place, Cheltenham, GL52 2NP</i></p> <p>This property is part of the charity number 7 in part 1 of the schedule.</p>	GR280615	Y
<p><i>Description</i></p> <p><i>Siddington Burial Ground, near. Roberts House, South Cerney Road, Siddington, GL7 6EX</i></p> <p>This property is part of the charity number 8 in part 1 of the schedule.</p>	GR333440	Y

References:

Authorised number: 619/1213

Case number: c-349762