

Charity Reorganisation – Summary of Application

Type of Scheme

Hutton Village Hall Trust (SC002095) ('the charity') has applied to the Office of the Scottish Charity Regulator (OSCR) for approval of a reorganisation scheme for a transfer of the property of the charity (after satisfaction of liabilities) to another charity under section 42(3)(b) of the Charities and Trustee Investment (Scotland) Act 2005 (the 2005 Act).

The trustees propose to transfer the assets of the charity to:

Hutton Village Hall SCIO (SC053391)

Reasons for reorganisation

The original Trust Deed sets out that the village hall is to be used "for the purposes of physical and mental training and recreation, and social, moral and intellectual development through the medium of reading and recreations rooms, library, lectures, classes, recreation or otherwise".

Reorganisation conditions

The trustees suggest that the following reorganisation condition is met:

S42(2)(a)(ii) can no longer be given effect to (whether or not in accordance with the directions or spirit of its constitution)

The trustees suggest the condition is met because the language used in the purposes is outdated and focusses more on education and training than recreation. The trustees consider it is no longer necessary or appropriate to focus on physical and mental training or on social, moral and intellectual development. The charity does not have the powers required to allow it to update its purposes to reflect the current social and economic conditions and the way in which the inhabitants of the village use the hall.

Since 1958, there has been a significant increase in the use of gyms and health and leisure centres rather than village halls for physical training. Education is more usually provided in schools and other educational establishments.

Although the hall is still used for physical activities, these have been updated to include monthly dances with live music, yoga classes, table tennis classes, line dancing, keep fit workshops and indoor bowling. It also provides a lending library/book exchange which is accessible to the community. Social activities

such as craft sessions, coffee mornings, film nights, games nights, afternoon teas, quiz events and lunch clubs are also provided. The emphasis has moved from training and education to recreation as better reflects the modern world.

Reorganisation outcomes

The trustees suggest that the following reorganisation outcome is met:

S39(1)(b)(i) of the 2005 Act that the proposed reorganisation scheme will enable the resources of the charity to be applied to better effect for charitable purposes consistently with the spirit of its constitution, having regard to changes in social and economic conditions since it was constituted

The trustees suggest the outcome is met because the Hutton Village Hall SCIO ("the SCIO") has similar aims to the charity but their purposes recognise the changes in social conditions explained above. The SCIO's purposes are for the provision of recreational facilities and / or the organisation of recreational activities with the object of improving the conditions of life for the persons for whom the facilities or activities are primarily intended. The SCIO also operates from a more modern governance model and has a comprehensive constitution.

The trustees consider the assets of the charity, particularly the village hall, can be used to better effect by the SCIO.

How to make a representation in relation to the proposed reorganisation scheme

Any person may make a representation to OSCR either supporting or opposing this proposed reorganisation scheme. Should you wish to make a representation, you may do so by writing to OSCR providing the following information:

- Your name and address
- The name of the charity concerned
- The nature of the representation and reasons for it

These are the terms of Regulation 5 of the Charities Reorganisation (Scotland) Regulations 2007).

Representations should be sent to OSCR by post or email

Postal: OSCR
2nd Floor Quadrant House
Riverside Drive
Dundee
DD1 4NY

Email: info@oscr.org.uk

Representations can be made up to 14 days following the end of the publication period. The latest date for the receipt of representations is 03/07/2025.

We cannot accept representations via social media channels.

Copies of any representations will be provided to the applicant charity for comment. If you do not wish the charity to be provided with your personal details, please indicate this in your representation.

Personal details will otherwise be disclosed to the applicant charity.

Please contact us by email or by telephone on 01382 220446 if you have any questions about the submission of a representation.

OSCR
15/05/2025