

## **South West Peninsula League Benevolent Fund Constitution (Registered Charity Number 1079397)**

A) Name: The Name of the Charity shall be the South West Peninsula League Benevolent Fund (“the Charity”) or such other name as the board may from time to time decide with the approval of the Charity Commissioners.

B) Administration: Subject to the matters set out below the Charity and its property shall be administered and managed in accordance with the Rules of the League by the members of the board.

C) Objects: The Charity’s object is to relieve financial hardship in the counties of Devon & Cornwall suffered by any person involved with or connected to the League. The Charity shall further its object by awarding grants in accordance with Clause E.

D) Powers: In furtherance of the object but not otherwise, the board may exercise the following powers:-

(i) Power to raise funds and to invite and receive contributions provided that in raising funds the board shall not undertake any substantial permanent trading activities and shall conform to any relevant requirements of the law.

(ii) Power to invest the funds of the Charity in any of the investments for the time being authorised for the investment of Charity Funds.

E) Grants:

(i) Applications for grants from the Charity shall be made in writing to the Secretary who may request further particulars and/or supporting documents.

(ii) Applications for grants shall be approved or refused by the board.

In the event of an emergency, a sub-committee of the board containing not less than three members including at least two officers may approve an application for a grant.

(iii) Grants may take the form of money or goods and in the case of money shall be payable in a lump sum or over such period as the board thinks fit.

(iv) There shall be no appeal against the refusal of an application for a grant.

F) Personal Interest:

Except with the prior written approval of the Charity Commissioners, no member of the board may:-(i) Receive any benefit in money or in kind from the Charity. (ii) Acquire or hold any interest in property of the Charity (except in order to hold it as trustee of the Charity).

G) Funds

(i) The funds of the Charity, including all donations, contributions and bequests, shall be paid into an account in the name of the Charity operated by the board at such bank as the board shall from time to time decide. All

cheques drawn from the account must be signed by any two from the Chairman, Company Secretary and Treasurer.

(ii) The funds belonging to the Charity shall be applied only in furthering the object.

#### H) Accounts:

The board shall comply with their obligations under the Charities Act 1993 (or any statutory modification or re-enactment of that Act) with regard to:-

(i) The keeping of accounting records for the Charity.

(ii) The preparation of annual statements of account for the Charity and their transmission to the Charity Commission.

(iii) The auditing or independent examination of the statements of account of the Charity.

(iv) The preparation of an annual report and its transmission to the Charity Commission.

(v) The preparation of an annual return and its transmission to the Charity Commission.

#### I) Amendment:

(i) Amendments to this constitution shall only be made in accordance with Rule 20 of the Rules of the South West Peninsula League.

(ii) No amendments may be made to Clause A (name), Clause C (object), Clause F (personal interest), Clause J (distribution) or this clause without the prior written consent of the Charity Commission.

(iii) No amendment may be made which has the effect of making the Charity cease to be a Charity at law.

(iv) The board shall promptly send to the Charity Commission a copy of any amendment made to this constitution.

#### J) Dissolution:

If the board decide that it is necessary or advisable to dissolve the Charity, they shall call a meeting of all members of the League of which not less than 21 days notice (stating the terms of the resolution to be proposed) shall be given. If the proposal is confirmed by a two-thirds majority of those present and voting, the board shall have the power to realise assets held by or on behalf of the Charity. Any assets remaining after the satisfaction of any proper debts and liabilities shall be given or transferred to such other charitable institution or institutions having objects similar to the object of this Charity as the board shall determine or, if that cannot be done, shall be applied for some other charitable purpose.

#### K) Law:

The Charity shall be governed by the law of England and Wales.