

**THE CHARITY COMMISSIONERS FOR ENGLAND AND WALES**

Under the power given in the Charities Act 1993

Order that from today, the

**27<sup>TH</sup> NOVEMBER 1998**

the following

**SCHEME**

will govern

THE CHARITY OF GEORGE CROWHURST RUBIE and others

which are now to be known together as the

**RYE RELIEF IN NEED CHARITY**

at Rye, East Sussex

Commissioners' References:

Sealing: 298(s)/98

Case No: 75471

## **SCHEME**

### **1 Definitions**

In this scheme:

“the area of benefit” means the Town of Rye, East Sussex.

“the charity” means the charity created by clause 2 of this scheme.

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

The documents containing the “former trusts” of the charities are listed in the schedule to this scheme.

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

## **ADMINISTRATION**

### **2 Administration**

The charities are to be administered as one charity in accordance with this scheme. This scheme replaces the former trusts of the charities.

### **3 Name of the charity**

- (1) The name of the charity is the Rye Relief in Need Charity.
- (2) The trustee may vary the name of the charity, with the prior written approval of the Commissioners.

## **OBJECT**

### **4 Object of the charity**

- (1) The object of the charity is the relief of persons resident in the area of benefit who are in need, hardship or distress.
- (2) The trustee may relieve persons in need by:
  - (a) making grants of money to them; or
  - (b) providing or paying for goods, services or facilities for them: or
  - (c) making grants of money to other persons or bodies who provide goods, services or facilities to those in need.

- (3) In exceptional cases the trustee may decide to assist someone (who is otherwise qualified) who is:
  - (a) resident outside the area of benefit; or
  - (b) only temporarily resident in the area of benefit.

## **POWERS OF THE TRUSTEE**

### **5 Powers of the trustee**

In addition to any other powers which it has, the trustee may exercise the following powers in furtherance of the object of the charity:

- (1) Power to co-operate with other charities, voluntary bodies and statutory authorities. The trustee may exchange information and advice with them.
- (2) Power to make donations to charities whose objects are similar to those of the charity.
- (3) Power to raise funds. (The trustees must not undertake any permanent trading activity.)
- (4) Power to make rules and regulations consistent with this scheme for the management of the charity.

## **TRUSTEE**

### **6 Trustee**

Rye Town Council is the trustee of the charity.

### **7 Trustee not to have a personal interest**

Except with the prior written approval of the Commissioners the trustee may not:

- (1) receive any benefit in money or in kind from the charity; or
- (2) have a financial interest in the supply of goods or services to the charity.

## **CHARITY PROPERTY**

### **8 Use of income and capital**

- (1) The trustee must firstly apply:
  - (a) the charity's income; and
  - (b) if the trustee thinks 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 property.

- (2) After payment of these costs, the trustee must apply the remaining income in further the object of the charity.
- (3) The trustee may also apply for the object of the charity:
  - (a) expendable endowment; and
  - (b) permanent endowment, but only on such terms for the replacement of the amount spent as the Commission may approve by order in advance.

## **GENERAL PROVISION**

### **9 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**

<b>Charity</b>	<b>Governing Document</b>
1 George Crowhurst Rubie (233763)	Charity Commissioners' scheme of 11 <sup>th</sup> December 1917
2 Alexander Wells for Pensions (233764)	Charity Commissioners' scheme of 15 <sup>th</sup> July 1963
3 Margaret Horsfield (241035)	Will dated 22 <sup>nd</sup> December 1756
4 John Bradley (241035/1)	Will dated 1721
5 Edward Wilson (241035/2)	Deed of unknown date
6 George Hilder (241034)	Will proved on 29 <sup>th</sup> December 1902
7 George Wake (241034/1)	Will proved on 24 <sup>th</sup> July 1953
8 The Adams Trust (241034/2)	Will proved on 17 <sup>th</sup> December 1943
9 Elizabeth Jane Catt (241034/3)	Will proved on 31 <sup>st</sup> December 1907
10 Sir John Edwin Mitchell (241034/4)	Will proved on 11 <sup>th</sup> November 1931
11 Agnes Maud Roffey (241034/5)	Will proved on 27 <sup>th</sup> February 1932
12 Slade Butler (241034/6)	Will proved on 29 <sup>th</sup> January 1924