

Charity Reorganisation – Summary of Application

Type of Scheme

Graham Charitable Society Glasgow (SC008970) (“the society”) 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 society was formed circa 1890’s.

The society’s articles provide the funds of the society should be applied as follows:

The Preses and Managers of the Society are authorised at their Meetings during the year of their management to instruct the distribution to necessitous persons, members of the Society, or to the families of members or other necessitous persons of the name of Graham; or descendants of persons of that name, such sums as they shall judge requisite; and to put poor boys of the name, or descendants of persons of the name, to Schools and Trades, in order to enable them to gain a livelihood, and to be useful members of society

Reasons for reorganisation/Background to Reorganisation

The trustees state the historical background of the society’s purposes and powers in the governing document has proved over time to be challenging to fulfil and adhere to. The trustees wish to ensure that the purposes can be modernised, and the property can be used for better effect, however there are no appropriate powers within the governing document to allow the trustees to do so.

The trustees propose to transfer the assets of the charity to Foundation Scotland (SC022910). The funds will be ring fenced to provide bursaries and education support for those that are financially necessitous and studying in Glasgow.

Reorganisation conditions

The trustees suggest that the following reorganisation conditions are met:

- that some or all of the purposes of the charity can no longer be given effect to (whether or not in accordance with the directions or spirit of its constitution)
- that some or all of the purposes of the charity have ceased in any other way to provide a suitable and effective method of using its property, having regard to the spirit of its constitution

The trustees suggest the conditions are met because they have been increasingly constrained by the restriction of the provision of education for boys with the name Graham, and to provide for necessitous families of the same name.

The trustees advise there has been difficulty in the resources needed for sourcing beneficiaries. They also consider the current eligibility of beneficiaries under the current articles should be widened to ensure that the current definition of “charity”, which stresses public benefit, is met.

In addition, the ongoing running costs of the charity have continually increased and have now reached a level that makes the continuation of the charity unviable. This is further compounded by the trustees of the society being limited to only expending income.

Reorganisation outcomes

The trustees suggest that the following reorganisation outcome is met:

- that the reorganisation 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 by transferring the remaining property to Foundation Scotland, who will ring fenced to provide bursaries and education support for those that are financially necessitous and studying in Glasgow, will ensure that the society’s funds are applied to better effect for charitable purposes consistently with the spirit of the charity’s intended purposes having regard to changes in the social and economic conditions since the charity’s formation. In particular, the beneficiaries will not require to have the name of Graham and there will be no preference for male beneficiaries rather than female.

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 01/01/2026.

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
20/11/2025