

Charity Reorganisation – Summary of Application

Type of Scheme

Glenlivet Public Hall, SC015211 has applied to the Office of the Scottish Charity Regulator (OSCR) for approval of a reorganisation scheme for a variation of the constitution of the charity (whether or not in relation to its purposes) under section 42(3)(a) of the Charities and Trustee Investment (Scotland) Act 2005 (the 2005 Act).

The charity was established by a deed of trust dated 12 June 1959 with the following purposes:

“FIRST The said subjects and buildings erected or to be erected thereon (hereinafter referred to as the "Trust subjects") are dedicated and shall be held by us and our successors as Trustees in all time coming for the purpose of physical and educational training, social recreation, and social, moral and intellectual development through the medium of reading and recreation rooms, library, lectures, classes, recreation or otherwise, as may be found expedient, of the inhabitants of the said Parish of Inveravon in the County of Banff and its immediate vicinity without distinction of sex or of political, religious or other opinions subject to the provisions of these presents”

Reasons for reorganisation/Background to Reorganisation

The trustees advise that the proposed reorganisation is being sought to enable the charity’s purposes to be delivered more effectively and sustainably under modern charity law and governance arrangements.

The existing charity is constituted as an unincorporated charitable trust. While this structure has served the community historically, it presents significant practical and legal limitations in the present day.

In particular, the trust deed contains no mechanism to transfer assets to a successor body, no merger power, and no provision for incorporation or modernisation of governance. As a result, the trustees are personally exposed to legal and financial risk and the charity lacks the legal capacity to operate efficiently, enter into contracts, or hold property in a way that reflects current best practice.

A SCIO, Glenlivet Public Hall (SC054845), has been established to carry forward the same charitable purposes and offers a more appropriate and resilient structure for the long-term management of a community hall and associated assets.

Reorganisation conditions

The trustees suggest that the following reorganisation condition is met:

- 42(2)(d) that it is desirable to introduce a provision (other than a provision setting out a new purpose) to a charity's constitution.

The trustees suggest the outcome is met because they wish to introduce new provisions, permitting the amendment of the deed of trust and ability to wind up in the future.

Reorganisation outcomes

The trustees suggest that the following reorganisation outcome(s) is/are met:

- 39(1)(b)(ii) that the proposed reorganisation scheme will enable the charity to be administered more effectively.

The trustees suggest the outcome is met because:

Introducing provisions permitting amendment of trust deed means the administration of the Charity will be enhanced and made more flexible if there is in place the ability to modify or supplement as and when required.

Having in place proper dissolution clause will also facilitate the administration of the Charity in establishing a clear and straightforward procedure to be followed when they are ready to transfer to the new 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 09 October 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
28 August 2026