

Selby District Council

REPORT

Reference:

Public – Urgent item



To: The Executive
Date: 2 October 2014
Status: Non Key Decision
Report Published: 2 October 2014
Author: Karen Iveson
Executive Member: Cllr Mark Crane
Lead Officer: Karen Iveson

Title: Selby and District Housing Trust – Amendment to Articles of Association

Summary:

Following submission of Selby and District Housing Trust's (the Trust) Register Provider application to the Homes and Communities Agency (HCA, it has been requested that the Trust make a minor amendment to its Articles of Association. The Trust Board request that the Executive approve the amendment.

Recommendations:

- i. To approve in principle the change, at paragraph 2.1 in the report, to Selby and District Housing Trust's Articles of Association to allow a proposed amended version of the articles to be submitted to the HCA.**
- ii. Following approval by the HCA and subject to no further changes, to delegate sign-off of the amendment to the Chief Executive.**

Reasons for recommendation

To assist Selby and District Housing Trust with its application to become a Registered Provider of Housing.

1. The Report

- 1.1 Following submission of an application for Registered Provider status by the Trust, the HCA have requested that a change be made to the Articles of

Association of the Trust. Any amendments to the articles must be approved by Selby District Council.

- 1.2 Such approval has been delegated to the Executive by the Council at its meeting on 26 February 2013. The Trust Board requests the Executive to approve the following change in principle, pending confirmation from the HCA.

To add to the Trust's Objects at section 3:

“Nothing shall be paid or transferred by way of profit to members of the charity”

This intention is already stated in the Articles at section 5.1 but is also required in the objects.

2. Legal/Financial Controls and other Policy matters

Legal Issues

- 2.1 The Trust's articles of association are in accordance with charity and company law.

Financial Issues

- 2.2 None.

Impact Assessment

- 2.3 No impacts as a result of this report.

3. Conclusion

- 3.1 The proposed change is minor and strengthens the intention of the Articles. The Executive is asked approve the proposed minor change in principle.

4. Background Documents

None

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Appendices:

Appendix A - The Articles of Association with changes tracked.