Guidance Note: Adapte CIO Constitutions

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The second part below relate Commission's Model constitu

Found

Introduction

The CIO Constitution (Foundated adapted from, the Charity Co ("Model") which is also in this

For ease of reference, all of the version are marked up in that

The following is intended to e why it might suit a charity bet

Notes Clause by Clause

- These words have bee in Northern Ireland or s established in England
- The Model contains de limitations, allow truste
 - a) being paid for s
 - b) being paid inter
 - c) receiving rent for a second se
 - taking part in the public.

These "benefit" provisi in any event many cha not intend to have such to receive such a bene

The additions and dele of this clause take acc have such dealings wit simpler clause which c

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ity Commission Model

Docs version of the Charity CIO.

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s subfolder is based on, and itution (Foundation) Model

that Model and that adapted

ch difference and reasons original Model.

y are only relevant to a CIO s intended only for a charity

, subject to certain position with the charity by: ces; or e trustee; or r the trustee; or pr trading in the same way as

understand and apply, and ed them because they do stees or to allow any of them

ade in this adapted version ny charities will not need changes result in a much stee may neither receive a

nmission Model CIO Constitutions

1

benefit of any of the at other benefit, but with

Under the adapted clau "beneficiary"; in other v benefit to its charitable beneficiary if the chairt beneficiary. There is al such benefits to a mind only available generall where a disability char beneficiaries, a disable

- The winding up clause which will suit most char members any liability to the charity. In contrast, require some contribut
- 9(2)(d) This adaptation adds to over the age of 18, a re
 - 9(3) This simplifies the Moc the maximum number and, secondly, by remo (e.g ex officio or nomin provides instead simply number of trustees. Th
 - 10 This adapted version p appointed (by resolutio complicated Model ver or nominated trustees,
 - 12 Apart from making son adapted version of the trustees (a process no easily ascertain how th
 - 17 This adapted version of provisions relating to a the class of voting mer members. Further, the has been simplified by written resolutions - m Other changes in this (



ted at "a)" to "d)" nor any

eive a benefit as a provides certain types of may also be such a he same way as an ordinary the amended clause to limit o cases where the benefit is iciaries. As an example, are services to disabled eive such services.

n provides a simple provision in that it does not impose on ler liability) on winding up of per of options which would a winding up.

to require all trustees to be charities will wish to impose.

the option to have no limit on old office at any one time, a special classes of trustee oody. This adapted version and a stated maximum as.

rement for trustees to be m term. The more since it allows for ex officio want to many charities.

or drafting changes, this ar process for removal of so that charities can more of a trustee.

ontain the Model's nembership (in addition to rities will not have non-voting to how members may vote n the facility for members' eed such a means for voting. afting changes only.

- 20 The provisions for use the assumption that me
- 29 The Appendix included not include any provisi version of the template superfluous in this ada
- Appendix Inclusion of the its entirety from the admake use of the faciliti voting by members, an members, trustees and

<u>Associ</u>

Introduction

The CIO Constitution (Associ adapted from, the Charity Co ("Model") which is also in this

For ease of reference, all of the version are marked up in that

The following is intended to e why it might suit a charity bet

Notes Clause by Clause

- These words have bee in Northern Ireland or sestablished in England
- 6 The same explanation Foundation Model abo
- 8. The same explanation Foundation Model abo
- 9(1)9a) The changes slightly s an individual can be a on type of member.
 - 9(5) The deletion assumes members in addition to the notes about the Fo

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moved from this version on or wish to use a seal.

r a poll but this version does he definition of "poll" in this moved because it is

tional.We have removed it in iny charities will not need to acility for proxy and postal nmunications between

<u>CIO.05</u>

s subfolder is based on, and tution (Association) Model

that Model and that adapted

ch difference and reasons original Model.

y are only relevant to a CIO s intended only for a charity

in the notes about the

in the notes about the

on of the clause so that only is in "9" reflect that limitation

class of "non-voting" See the explanation at "17" in

nmission Model CIO Constitutions

3

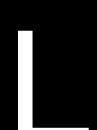
- 10 The deletions simplify at "17" in the notes abo
- 10.3 The provision about re already adequately co
- 11.5(b) The deletion reflects th individuals to be member
- 11.6(a) The deletion reflects th proxy or postal votes, r
- 11.6(b) For simplicity, the facili
- 11.7 The deletion reflects th individuals to be member
- 12.2(d) This adaptation adds to over the age of 18, a re
- 12.3 See the explanation u above .
- 13 To simplify the provision trustees, and when true ex officio and nominate adequate for many cha
- 15 The adapted version p than for the members t
- 21. The provisions for use that most CIOs will not
- 30 The Appendix included not include any provisi version of the template superfluous in this ada
- Appendix Inclusion of the its entirety from the ad make use of the faciliti voting by members, an members, trustees and











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to require all trustees to be charities will wish to impose.

about the Foundation Model

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to remove a member rather hany charities better.

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r a poll but this version does he definition of "poll" in this moved because it is

tional.We have removed it in iny charities will not need to acility for proxy and postal nmunications between

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