

Charity Name:
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Peterborough Anglican Cursillo

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Constitution

Adopted on the day of **2006**

A Name.

The name of the Association is **Peterborough Anglican Cursillo** ("the Charity")

B Administration.

Subject to the matters set out below the Charity and its property shall be administered and managed in accordance with this constitution by the members of the Secretariat, constituted by clause F of this constitution ("the Secretariat").

C Objects.

The Charity's objects ("the objects") are **to advance religion in accordance with the doctrines of the Church of England in the Diocese of Peterborough and specifically to renew Anglican Christians in their Christian commitment and to develop the practise of Christian principles in their everyday life so as to help others discover and achieve a Christian way of life, by various means including the provision of short religious education courses.**

D Powers

In furtherance of the objects but not otherwise the Secretariat may exercise the following powers:

- (i) power to raise funds and to invite and receive contributions provided that in raising funds the Secretariat shall not undertake any substantial permanent trading activities and shall conform to any relevant requirements of the law;
- (ii) power subject to any consents required by law to borrow money and to charge all or any part of the property of the Charity with repayment of the money so borrowed;
- (iii) power to co-operate with other charities, voluntary bodies and statutory authorities operating in furtherance of the objects or of similar charitable purposes and to exchange information and advise with them;

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- (iv) power to establish or support any charitable trusts, associations or institutions formed for all or any of the objects;
 - (v) power to appoint and constitute such advisory committees as the Secretariat may think fit;
 - (vi) power to do all such other lawful things as are necessary for the achievement of the objects.

E Membership

- (1) Membership of the Charity shall be open to any person over the age of 18 years interested in furthering the objects who is normally resident or habitually worshipping in the Diocese of Peterborough and who has paid the annual subscription, (if any), laid down from time to time by the Secretariat.
- (2) The Lay Director and Spiritual Director shall be full members irrespective of paragraph (1) above.
- (3) Every member who has attended a Cursillo weekend shall have one vote.
- (4) The Secretariat may be unanimous, vote and for good reason terminate the membership of any individual: Provided that the individual concerned shall have the right to be heard by the Secretariat, accompanied by a friend, before a final decision is made.

F Secretariat

- (1) The Secretariat shall consist of not less than 8 members and not more than 10 members being:
 - (a) A Spiritual Director, being a priest appointed by the Bishop of Peterborough.
 - (b) A Lay Director, being a person not in holy orders, appointed by the Bishop of Peterborough in consultation with the Spiritual Director.
 - (c) Up to eight members elected annually from amongst the full membership by those members entitled to vote;

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- (i) Six of such members shall be appointed specifically to perform the functions of: Secretary, Treasurer, Pre Cursillo Representative, Weekend Representative, Post Cursillo Representative, BACC Representative.
 - (ii) Sub paragraph (1) (c) (i) above may be amended by resolution of the Secretariat.
 - (2) All members of the Secretariat shall normally serve for a maximum of three consecutive years and elected members shall be eligible for re-election after one year.
 - (3) The proceedings of the Secretariat shall not be invalidated by any vacancy among their number or by the failure to appoint or any defect in the appointment or qualification of a member.
 - (4) In the event of eight places not being filled at an Annual General Meeting the Secretariat shall have the right to co-opt members until the next Annual General Meeting.
 - (5) The Secretariat shall elect three of their number to be Trustees of the Charity.

G Determination of Membership of the Secretariat

A member of the Secretariat shall cease to hold office if he or she:

- (1) is disqualified from acting as a member of the Secretariat by virtue of section 72 of the Charities Act 1993 (or any statutory re-enactment or modification of that provision);
- (2) becomes incapable by reason of mental disorder, illness or injury of managing or administering his or her own affairs;
- (3) is absent without the permission of the Secretariat from all their meetings held within a period of six months and the Secretariat resolve that his or her office be vacated; or

- (4) notifies to the Secretariat a wish to resign (but only if at least three members of the Secretariat will remain in office when the notice of resignation is to take effect).

H Secretariat Members not to be personally interested

- (1) No member of the Secretariat shall acquire any interest in property belonging to the Charity (otherwise than as a trustee for the Charity) or receive remuneration or be interested (otherwise than as a member of the Secretariat) in any contract entered into by the Secretariat.

I Meetings and Proceedings of the Secretariat

- (1) The Secretariat shall hold at least two ordinary meetings each year. A special meeting may be called at any time by the Lay Director or the Spiritual Director or by any two members of the Secretariat upon not less than 4 days' notice being given to the other members of the Secretariat of the matters to be discussed, but if the matters include an appointment of a co-opted member then not less than 21 days' notice must be given.
- (2) The Lay Director shall act as chairman at meetings of the Secretariat. If the Lay Director is absent from any meeting, the members of the Secretariat present shall choose one of their number to be chairman of the meeting before any other business is transacted.
- (3) There shall be a quorum when at least one third of the number of members of the Secretariat for the time being or three members of the Secretariat, whichever is the greater, are present at the meeting.
- (4) Every matter shall be determined by a majority of votes of the members of the Secretariat present and voting on the question, but in the case of equality of votes, the chairman of the meeting shall have a second or casting vote.
- (5) The Secretariat shall keep minutes of the proceedings at meetings of the Secretariat.
- (6) The Secretariat may from time to time make and alter the rules for the conduct of their business, the summoning and conduct of their meetings

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and the custody of documents. No rule may be made which is inconsistent with this constitution.

J Receipts and Expenditure

- (1) The funds of the Charity, including all donations, contributions and bequests, shall be paid into an account operated by the Secretariat in the name of the Charity at such bank as the Secretariat shall from time to time decide. All cheques drawn on the account must be signed by at least two members of the Secretariat.
- (2) The funds belonging to the Charity shall be applied only in furthering the objects.

K Property

- (1) Subject to the provision of sub-clause (2) of this clause, the Secretariat shall cause the title to:
 - (a) all land held by or in trust for the Charity; and
 - (b) all investments held by or on behalf of the Charity;

to be vested in a corporation entitled to act as custodian trustee.

- (2) If a corporation entitled to act as custodian trustee has not been appointed to hold the property of the Charity, the Secretariat may permit any investment held by or in trust for the Charity to be held in the name of a clearing bank, trust corporation or any stock broking company which is a member of the International Stock Exchange (or any subsidiary of any such stock broking company) as nominee for the Secretariat, and may pay such a nominee reasonable and proper remuneration for acting as such.

L Accounts

The Secretariat shall comply with their obligations under the Charities Act 1993 (or any statutory re-enactment or modification of that Act) with regard to:

- (1) the keeping of accounting records for the Charity;

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- (2) the preparation of annual Statements of Account for the Charity;
 - (3) the auditing or independent examination of the Statements of Account of the Charity; and
 - (4) the transmission of the Statements of Account of the Charity to the commissioners.

M Annual Report

The *Secretariat* shall comply with their obligations under the Charities Act 1993 (or any statutory re-enactment or modification of that Act) with regard to the preparation of an Annual Report and its transmission to the commissioners.

N Annual Return

The *Secretariat* shall comply with their obligations under the Charities Act 1993 (or any statutory re-enactment or modification of that Act) with regard to the preparation of an Annual Return and its transmission to the commissioners.

O Annual General Meeting

- (1) There shall be an Annual General Meeting of the Charity, which shall be held in **March** each year or as soon as practicable thereafter.
- (2) Every Annual General Meeting shall be called by the *Secretariat*. The Secretary shall give at least 21 days' notice of the Annual General meeting to all members of the Charity. All the members of the Charity shall be entitled to attend and vote at the meeting.
- (3) The *Lay Director* shall be the chairman of the Annual General Meeting. If the *Lay Director* is not present, before any other business is transacted the persons present shall appoint a chairman of the meeting.
- (4) The *Secretariat* shall present to each Annual General Meeting the report and accounts of the Charity for the preceding year.

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- (5) Nominations for election to the Secretariat must be made by members of the Charity in writing and be in the hands of the Secretary at the start of the Annual General Meeting. Should nominations exceed vacancies, elections shall be by ballot.

P Special General Meetings

The Secretariat may call a Special General Meeting of the Charity at any time. If at least ten members request such a meeting in writing stating the business to be considered the Secretariat shall call such a meeting. At least 21 days' notice shall be given. The notice shall state the business to be discussed.

Q Procedure at General meetings

- (1) The Secretary or other person specially appointed by the Secretariat shall keep a full record of proceedings at every General Meeting of the Charity.
- (2) There shall be a quorum when at least one tenth of the full members of the Charity for the time being or ten members of the Charity, whichever is the greater, are present at any General Meeting.

R Notices

Any notice required to be served on any member of the Charity shall be in writing and shall be served by the Secretary of the Secretariat on any member, either personally, or by sending it through the post in a prepaid letter addressed to such member at his or her last known address in the United Kingdom, and any letter so sent shall be deemed to have been received within ten days of posting.

S Alterations to the Constitution

- (1) Subject to the following provisions of this clause the Constitution may be altered by a Resolution passed by not less than two thirds of the members present and voting at a General Meeting. The notice of the General meeting must include notice of the Resolution, setting out the terms of the alteration proposed.
- (2) No amendment may be made to clause **A** (the name of the Charity clause), clause **C** (the Objects clause), clause **H** (Secretariat members not to be personally interested clause), clause **T** (the dissolution clause) or this clause without the prior consent in writing of the Commissioners.

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- (3) No amendment may be made which would have the effect of making the Charity cease to be a Charity at law.
- (4) The Secretariat shall promptly send to the Commissioner a copy of any amendment made under this clause.

T Dissolution

If the Secretariat decides that it is necessary or advisable to dissolve the Charity, it shall call a meeting of all members of the Charity, of which not less than 21 days' notice (stating the terms of the Resolution to be proposed) shall be given. If the proposal is confirmed by a two-thirds majority of those present and voting the Secretariat shall have power to realise any assets held by or on behalf of the Charity. Any assets remaining after the satisfaction of any proper debts and liabilities shall be given or transferred to such other charitable institution or institutions having objects similar to the objects of the Charity as the full members of the Charity may determine or failing that shall be applied for some other charitable purpose. A copy of the Statement of Accounts, or Account and Statement for the final accounting period of the Charity shall be sent to the Commission.

This constitution was adopted on the date mentioned above by the persons whose signatures appear at the bottom of this document.

Signed.....

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