

Minutes of a meeting of the Regulatory and Appeals Committee held on Thursday, 24 November 2022 at 10.00 am in Council Chamber - City Hall, Bradford

Commenced 10.00 am
Concluded 11.15 am

Present – Councillors

LABOUR	CONSERVATIVE	GREEN
Salam Alipoor	Brown Sullivan	Edwards

Observers: Councillors Dearden & Winnard

Councillor Salam in the Chair

18. DISCLOSURES OF INTEREST

In the interest of transparency, Councillor R Brown disclosed that he was a Member of an educational trust in his ward.

ACTION: Director of Legal and Governance

19. THE 1887 ALFRED SHARP BINGLEY EDUCATIONAL TRUST AND THE ALLOCATION OF FUNDING FOR EDUCATIONAL PURPOSES

The Assistant Director of Neighbourhoods and Customer Services submitted a report (**Document “H”**) which provided information on processes for providing grant funds to institutions and groups in Bingley.

Further to Minute Number 17, on 27th October 2022, Members were reminded that after further discussions, it was agreed that the meeting be adjourned to allow officers to respond to the following questions:

- Clarity needed on the Bingley Improvement District – Bingley was much smaller in 1892 - could this legally be interpreted to cover the Bingley ward area – otherwise might be seen as unfair if only small number of schools could be allowed to participate. The Legal Officer reported the Charity’s Constitution states ‘the charity’s object is to advance the education of children and adults in the former Bingley Improvement District’. A map of the Bingley Improvement District was provided to Members. It was also noted that a change to the area covered by the charity would be an amendment to the Constitution. The Constitution could only be amended

by a resolution agreed in writing by all charity trustees, or by a resolution passed by 75% majority of those charity trustees voting at a general meeting. If the trustees agreed to the change, an application would need to be made to the Charity Commission requesting an amendment to the charity object and setting out reasons for the request. It was then at the Charity Commission's discretion whether the change would be allowed.

- Was the grant for organisations based in the area, or for service delivery in the area? The Legal Officer stated that the grant was for service delivery in the area.
- The Legal Officer stated that the grant could be allocated to individuals and/schools and other educational organisations in the area. However, Members were minded that the grant be allocated to schools and other educational establishments within the Bingley Improvement District.
- What were the plans for the investment of the capital, any attempt to get a reasonable return on this, or remain in a low interest account? The Legal Officer stated that this was a decision for the charity trustees in consultation with Finance if required.
- Could the Committee confirm that all legal costs (outsourcing to commercial lawyers) being absorbed by BDMC, and nothing has been or would be charged to the Fund? It was reported that the Committee would be unable to confirm this, as specialist charity advice was required for this charity and as such the external legal costs attributable to such specialist advice would not be costs which should be borne by the Council; such costs would be rightly and properly charged to the charity.

Members discussed a number of options the funds should be allocated for the need of educational in the Bingley area.

Resolved –

- (1) That the Trust Grant be allocated within the Bingley Improvement District;**
- (2) That the six schools, which includes, Myrtle Park Primary, St. Joseph Primary, Trinity All Saints Primary, Priestthorpe Primary, Beckfoot School and Hazelbeck School, within the Bingley Improvement District be invited to bid for up to £30,000.00 for projects;**
- (3) That other Educational Institutions, within the Bingley Improvement District be invited to bid from the discretionary fund for local projects;**
- (4) The 1887 Alfred Sharp Bingley Educational Trust Panel be established, comprising, Bingley Ward Members, Bingley Rural Member, representative from Bingley Town Council and a Non-Voting Ward Officer.**

- (5) That the terms of reference to be drafted which sets out the objectives of The 1887 Alfred Sharp Bingley Educational Trust Panel; and**
- (6) The 1887 Alfred Sharp Bingley Educational Trust Panel submit a report annually to the Regulatory and Appeals Committee.**

Chair

Note: These minutes are subject to approval as a correct record at the next meeting of the Regulatory and Appeals Committee.

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER