

THE CHARITY COMMISSION FOR ENGLAND AND WALES

Under the power given in the Reverter of Sites Act 1987 and the Charities Act 2011

Orders that from today, the

28 September 2012

this

SCHEME

will govern the property

consisting of the

property formerly known as the Lincoln Diocesan Practising Church of England school in connection with the Lincoln Diocesan Training College (now known as Bishop Grosseteste University College)

and the charity known as

BISHOP GROSSETESTE UNIVERSITY COLLEGE LINCOLN (527276)

in

the Diocese of Lincoln

Jane Grenfell

Authorised Officer

1. Definitions

In this Scheme:

“the school property” means the site of the Lincoln Diocesan Practising Church of England school established under a deed dated 25 February 1862 (under the powers of the School Sites Acts).

“the charity” means the charity known at the date of this Scheme as the Bishop Grosseteste University College Lincoln.

“the Act” means the Reverter of Sites Act 1987.

“the trustees” means the trustees of the charity acting under this Scheme and “trustee” means one of the trustees.

“the Commission” means the Charity Commission of England and Wales.

“former trusts” means the Scheme of the Secretary of State for Education dated 29 December 1967

ADMINISTRATION

2. Administration

The school property is to form part of and merge with the permanent endowment property of the charity. This Scheme replaces the former trusts of the charity.

3. Name of the charity

The name of the charity is the Bishop Grosseteste University College Lincoln or such other name as the charity adopts with the consent of the Privy Council.

OBJECT

4. Object of the charity

For the public benefit to advance education through the provision of a university or university college at or near Lincoln. Such college or university to be designated as having a Church of England character.

POWERS OF THE TRUSTEES

5. Powers of the trustees

In addition to any other powers which they have, the trustees may, subject to the requirements of part 7 of the Charities Act 2011, dispose of all or any part of the charity's property.

TRUSTEES

6. Custodian trustee

- (1) The Lincoln Diocesan Trust and Board of Finance Limited shall continue to be the custodian trustee of the charity.
- (2) The title to the land and buildings representing the school property is transferred by this Scheme to the custodian trustee in trust for the charity.

7. Managing trustees

- (1) The managing trustees are the governors of the Bishop Grosseteste University College.
- (2) The governors are appointed in accordance with the Instrument and Articles of Government (IAG) as constituted from time to time and they shall administer the charity in accordance with the procedures prescribed in the IAG provided those powers and procedures do not contradict anything in this Scheme.

8. Trustees not to have a personal interest

Except with the prior written approval of the Commission no trustee may:

- (1) receive any benefit in money or in kind from the charity; or
- (2) have a financial interest in the supply of goods or services to the charity; or
- (3) acquire or hold any interest in property of the charity (except in order to hold it as a trustee of the charity).

CHARITY PROPERTY

9. Use of income and capital

- (1) The trustees must firstly apply:
 - (a) the charity's income; and
 - (b) if the trustees think fit, expendable endowment; and
 - (c) when the expenditure can properly be charged to it, its permanent endowment

in meeting the proper costs of administering the charity and of managing its assets (including the repair and insurance of its buildings).
- (2) After payment of these costs, the trustees must apply the remaining income in furthering the object(s) of the charity.
- (3) The trustees may also apply for the object(s) of the charity:
 - (a) expendable endowment; and
 - (b) permanent endowment, but only:
 - (i) where it is permitted in accordance with (and subject to the conditions in) the Charities Act 2011; or
 - (ii) on such terms (including for the replacement of the amount spent) as the Commission may approve in advance.

DISSOLUTION

10. If the college or university provided by the charity is closed or dissolved or the objects as set down in this Scheme, as amended from time to time, cease to be carried on, then the following provision shall apply:
 - (1) With the consent and approbation of the Committee of the National Society for Promoting Education of the Poor in the Principles of the Established Church the managing trustees shall apply the proceeds of any sale or apply the property in promoting the education of the poor in the principles of the Established Church within the Diocese of Lincoln in the following order of priority:
 - (a) Firstly for poor children from within the Diocese of Lincoln;
 - (b) Secondly for poor adults from within the Diocese of Lincoln,

in such manner as they see fit.

- (2) If there are no managing trustees or that body has been dissolved the custodian trustee shall be the trustee of the charity and shall exercise the power in sub-clause (1) above.

GENERAL PROVISIONS

11. Questions relating to the Scheme

The Commission may decide any question put to it concerning:

- (1) the interpretation of this Scheme; or
- (2) the propriety or validity of anything done or intended to be done under it.