

DEPARTMENT FOR COMMUNITIES

**CHARITIES
ANNUAL
REPORT
2011**

**A REPORT BY THE DEPARTMENT FOR COMMUNITIES
OF PROCEEDINGS OF THE DEPARTMENT FOR SOCIAL DEVELOPMENT UNDER
THE CHARITIES ACT (NORTHERN IRELAND) 1964 AND THE CHARITIES
(NORTHERN IRELAND) ORDER 1987 FOR THE YEAR 2011**

**Prepared pursuant to section 34 of the Charities Act
(Northern Ireland) 1964**



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INTRODUCTION

1. As required by section 34 of the Charities Act (Northern Ireland) 1964, this report gives an account of the proceedings of the Department for Social Development where it has exercised its statutory powers under the Charities Act (NI) 1964 and the Charities (NI) Order 1987 in respect of any charity in Northern Ireland during 2011. It has been prepared by Charities Team, Voluntary and Community Division, Department for Communities.
2. In this report "the Department" means the Department for Communities Development, and "the Act" means the Charities Act (Northern Ireland) 1964.

ADMINISTRATION OF THE CHARITIES ACT (NORTHERN IRELAND) 1964

3. As provided for under section 12 of the Act, where it appears to the Department that the appointment of new trustees of a charity is necessary in the interest of the proper administration of a charity, and that the appointment cannot conveniently be made otherwise than by an order made under section 12 or of the Court, the Department may (with the consent of the Attorney General), make an order appointing new trustees of the charity. No such order was made in 2011.

CY - PRES SCHEMES

4. Under section 13 of the Act, the Department may in the circumstances set out in sections 22 and 23 of the Act make a cy-pres scheme for the application to charitable purposes of property, provided the aggregate net value of the property does not exceed £50,000.00. Under Article 90 of the Education and Libraries (Northern Ireland) Order 1986, the Department may make such a Scheme for the proceeds of sale of a teacher's residence, irrespective of the amount involved. 3 schemes were made, details of which are shown below:

VALUE OF PROPERTY	CIRCUMSTANCES GIVING RISE TO SCHEME	NEW OBJECTS AUTHORISED BY SCHEME
£22,275.69	Mullafernaghan Primary School Banbridge, Co. Down – closure of school.	Income to be applied equally to Ballydown and Edenderry primary schools
£3,000.00	Elizabeth Girvan, Deceased - bequest could not be applied - organisation never existed.	The British Deaf Association N.I.
2,733 shares in the Northern Ireland Central Investment Fund	Drumneechy Primary School and Teachers Residence, Co. Londonderry - closure of school.	Income to be applied to Drumbane primary school.

TRANSACTIONS AFFECTING CHARITY PROPERTY

5. Sections 17 – 21 of the Act confer power on the Department to authorise dealings in charity lands where it is satisfied that the proposed transactions will be for the benefit of the charity concerned. The following were authorised in 2011:

Number	Details of transaction
13	Sales, producing gross proceeds of £3,571,851.00
6	Surrender of lease, the surrender value of which totalled £1,000.
2	Mortgages amounting to £1,365,000.00
2	Exchanges of Land.

OTHER FUNCTIONS OF THE DEPARTMENT UNDER THE ACT

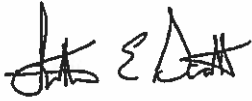
6. Although the Department was not required to exercise all of its powers under other sections of the Act, the Act continued to be widely used. This entailed a considerable amount of work for the Department such as interviews with Trustees or their advisers or giving assistance in relation to problems which arose in the administration of charities. Many of these problems were not, strictly speaking, the concern of the Department, but guidance was nevertheless given whenever possible.

ADMINISTRATION OF THE CHARITIES (NORTHERN IRELAND) ORDER 1987

7. The Department exercised powers under the Charities (Northern Ireland) Order 1987 in respect of the following charities in 2011:

Belfast Metropolitan College Trust
Rural Community Network
Robert Sharland Charity
Together 4 All Limited
Workforce Training Service Limited
Action Cancer

Outdoor Recreation (Northern Ireland) Limited.

A handwritten signature in black ink, appearing to read 'A. Scott', with a stylized flourish at the end.

ARTHUR SCOTT
DIRECTOR OF THE VOLUNTARY AND COMMUNITY DIVISION