

Co-operative and Community Benefit Societies Act 2014

Acknowledgement of registration of a rule amendment

This document acknowledges the registration of the amendment of the attached rules under Co-operative and Community Benefit Societies Act 2014 for:

Branch: Thistles Market Garden Limited

Registration number: 31461 R

Date: **30 September 2019**



Signed by Secretary: Sarah Nash - *S. Nash* (Interim Secretary)

Date: 27/7/2019

Resolution at General Meeting

23rd July 2019

Change to Rule 2

Thistles Charitable Objects

Thistles Market Garden Ltd has been operating as a Co-operative Charitable Society for the Benefit of the Community since March 2015, under the Industrial and Provident Societies Acts 1965 -1978.

It is regulated by the FCA Reference: 31461R - under the Co-operative and Community Benefit Societies Act 2014.

The original objects within the **Rules of Thistles** document state the following:

Original Rule

The objects of the Society shall be to carry on any trade, industry or business for the benefit of the community by *promoting social inclusion for public benefit by preventing people with disabilities from becoming socially excluded, relieving the needs of those people who are socially excluded and assisting them to integrate into society.*

For clarity and in order to become accepted as an exempted charity by HMRC, it is requested that members and the FCA approve that the objects of Thistles Market Garden Limited, be amended as below in accordance with Thistles Rule 30.

New Rule

'The charitable objects of Thistles Market Garden are to promote social inclusion for public benefit, by preventing people with disabilities in South Lincolnshire becoming socially excluded; relieving the needs of those people who are socially excluded and assisting them to integrate into society, by the provision of training and purposeful work related experience in horticulture and gardening, to raise their confidence and self-esteem'.

Resolution Approved.

Signed: *W Marshall*

Signed: *S. Nash*

Signed: *S. A Edge*

Position: *Chairman*

Position: *Treasurer*

Position: *Manager*

Date: 23/7/19

Date: 23/7/19

Date: 23/7/19

Partial Rule Amendment form

Society Name: Thistles Market Garden Limited
Society Num: 31461 R

Use this form to register a partial rule change for a society registered under the Co-operative and Community Benefit Societies Act 2014 ('2014 Act') except credit unions. Partial amendments change, add to, or delete some rules from the existing registered rules. If your rule amendment involves the renumbering of rules, please apply for a complete amendment instead.

To register a partial amendment of rules we need:

- this completed form
- one signed copy of the proposed rule amendment (or two copies where not submitting electronically). The amendment should be worded as a direction to members, telling them exactly what they should do to make the necessary changes to their own copy of the rule book. Please see page x for an example.
- a marked up version of the rules tracking changes made to the model when a set of model rules is used
- a completed [Statutory Declaration form](#).

This form, including any details provided on the form, will be made available to the public through the Mutuels Public Register.

Societies may find it helpful to read Chapter 3 of our guidance on our registration function under the 2014 Act before completing this [form](#)

All societies are registered meeting one of two conditions for registration. These are that the society is either:

- a bona fide co-operative society ('co-operative society'); or
- are conducting business for the benefit of the community ('community benefit society').

We must maintain arrangements that are designed to enable us to determine whether a society is complying with the 2014 Act. One way we do this is by requiring societies to complete the questions in the next section of this form when submitting a rule amendment.

You must answer the questions set out in in the next section of this form, depending on which condition for registration you meet.

If you are not sure which of these two conditions for registration applies to you, please read chapters 4 and 5 of our guidance [here](#).

3.1 Condition for Registration

- Co-operative society
- Community Benefits society

Community benefit societies must answer the following questions in relation to the financial year covered by this return.

3B.1 What is the business of the society?

For example, do you provide social housing, run an amateur sports club etc.

'The charitable objects of Thistles Market Garden are to promote social inclusion for public benefit, by preventing people with disabilities in South Lincolnshire becoming socially excluded; relieving the needs of those people who are socially excluded and assisting them to integrate into society, by the provision of training and purposeful work related experience in horticulture and gardening, to raise their confidence and self-esteem'.

3B.2 Please describe the benefits to the community the society?

Here we are looking to see what the benefits to the community are. Community can be said to be the community at large. For example, do you relieve poverty or homelessness through providing social housing.

'The charitable objects of Thistles Market Garden are to promote social inclusion for public benefit, by preventing people with disabilities in South Lincolnshire becoming socially excluded; relieving the needs of those people who are socially excluded and assisting them to integrate into society, by the provision of training and purposeful work related experience in horticulture and gardening, to raise their confidence and self-esteem'.

3B.3 Please describe how the society's business delivered these benefits?

The business of the society must be conducted for the benefit of the community. Please describe how the society's business (as described in answer to question 3B.1) provides benefit to the community.

As above

3B.4 Did the society work with a specific community, and if so, please describe it here?

For instance, were the society's activities confined to a specific location; or to a specific group of people? Please note that in serving the needs of any defined community, the society should not inhibit the benefit to the community at large.

As above

3B.5 What did the society do with any surplus or profit?

For instance, did you pay a dividend to members (and if so, on what basis); did money get reinvested in the business; put into reserves; used for some other purpose?

Reinvested

3B.6 Please state any significant commercial arrangements that the society has, or had, with any other organisation that could create, or be perceived as creating, a conflict of interest.

Please tell us how you ensured that any such conflict of interest did not prevent the society from acting for the benefit of the community.

None

3B.7 Please state any close links which any of the directors has with any society, company or authority.

'Close links' includes any directorships or senior positions held by directors of the society in other organisations.

None

4.1 Please confirm the rules have been signed by 3 members and the secretary (4 signatures in total)

The rules contain the required signatures

4.2 Please confirm either:

Model rules have not been used.

Model rules have been used without amendment

An amended set of model rules have been used, and a marked up copy detailing the changes made to the model is included with the application.

5.1 Please confirm you have completed and are submitting a Statutory Declaration along with this application form.

Completed Statutory Declaration enclosed

Example Partial Rule Amendment

Please click [here](#) for an example partial rule amendment

Statutory declaration

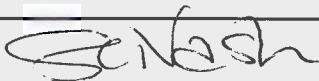
Use this form to provide a statutory declaration accompanying a rule change.

An officer of the society must complete this section:

| | |
|-------------|------------|
| Name | SARAH NASH |
| Role | TREASURER |

I do solemnly and sincerely declare that the amendment of rules complies with the legislative requirements and has been duly made by the society in the manner provided in its rules for the making, altering or rescinding of rules.


I make this solemn declaration conscientiously believing it to be true, and by the provisions of the Statutory Declarations Act 1835.

| | |
|------------------|---|
| Signature |  |
|------------------|---|

| | | | |
|-------------|----|----|------|
| Date | 24 | 09 | 2019 |
|-------------|----|----|------|

This was declared before me, a:

- Solicitor
- Commissioner for oaths
- Notary Public
- Justice of the Peace

| | |
|---------------------|---|
| Name | LINDA GARNER FCIUEx |
| Declared at: | 5 MAIN RIDGE WEST BOSTON LINGS, PE21 6QQ |
| Signature |  |

SILLS & BETTERIDGE LLP
SOLICITORS
5 MAIN RIDGE WEST
BOSTON, LINGS. PE21 6QL

| | | | |
|-------------|----|----|------|
| Date | 24 | 09 | 2019 |
|-------------|----|----|------|