

R/IP/RA7
Form H



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CO-OPERATIVE AND COMMUNITY BENEFIT SOCIETIES ACT 2014

Acknowledgement of registration of a rule amendment

The FCA today acknowledges the registration of the amendment of the attached rules under the Co-operative and Community Benefit Societies Act 2014 for:

Society name: **Bristol Community Energy Limited**

Registration number: **31313R**



Date: **3 March 2017**

**Partial amendment of rules of
Bristol Community Energy Ltd**

Register number: 31313R

Rule 65, lines 2-5

Delete

- '(a) Up to 10 Directors elected by and from the Society's Members;
- (b) Up to 2 Directors, who must be Members, appointed to the Board by co-option. Co-opted Directors are to be selected by the Board of Directors for their particular skills and/or experience.'

Rule 65

Add

- '(a) Up to a total of 12 directors (Executive and Non-executive), of which at most five may be executive directors.
- (b) Non-executive directors will be elected by members (usually at an AGM) or co-opted (see d and e below).
- (c) Executive directors will be appointed and dismissed by the Board and subject to 12-monthly review by the Board.
- (d) At any one time up to 2 Members, selected for their particular skills and/or experience, can be appointed as Non-executive directors by co-option. Co-opted Member directors may subsequently stand for election.
- (e) In addition, the Board may co-opt up to two external non-member Non-executive directors selected for their particular skills and/or experience. Such external independent directors shall serve a fixed period determined by the Board at the time of the co-option and be subject to review at least every 12 months. External independent directors may be removed from office at any time by Board resolution.

(f) At any given time there will be an elected Member majority on the Board.'

Rule 67, lines 1-6

Delete


'In addition the Board of Directors may co-opt up to two external independent Directors who need not be Members and are selected for their particular skills and/or experience. Such external independent Directors shall serve a fixed period determined by the Board of Directors at the time of the co-option, subject to a review at least every 12 months. External independent Directors may be removed from office at any time by a resolution of the Board of Directors.'

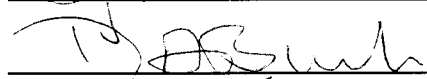
Rule 67


Add

'Not used.'

Signatures of three members:

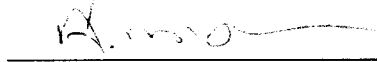






AND

Signature of the secretary:





Mutual Societies Application Form

Amendment of rules for a society or credit union

Full name of society or credit union:

Bristol Community Energy Ltd

Important information you should read before completing this form

This form should be used to register a rule amendment by societies registered under:

- Co-operative and Community Benefit Societies Act 2014 (including credit unions)
- Friendly Societies Act 1974 (unless a branch of a friendly society)

This form should not be used by building societies or societies registered under the Friendly Societies Act 1992.

Please note:

- we have an information note that may assist you in completing this application.
- any personal details you give on the form will be placed on the society's file.
- it is important you give accurate and complete information and disclose all relevant information. If you do not, it may take us longer to assess your application.

Please keep a copy of the form and the supporting documents for future reference.

Terms in this form

'FCA' 'PRA', 'us' and 'we' refer to the Financial Conduct Authority or Prudential Regulation Authority.

'You' refers to the person signing the form on behalf of the society or credit union.

'The 2014 Act' refers to the Co-operative and Community Benefit Societies Act 2014



Mutual Societies Application Form

Amendment of rules for a society or credit union

Filling in the form

1 If you are using your computer to complete the form:

- use the TAB key to move from question to question and press SHIFT TAB to move back to the previous question; and
- print out the completed form and arrange for it to be signed by all relevant individuals.

2 If you are filling in the form by hand:

- use black ink;
- write clearly; and
- arrange for it to be signed and dated by all relevant individuals.

3 If you make a mistake, cross it out and initial the changes; do not use correction fluid.

4 If you:

- leave a question blank;
- do not get the form signed; or
- do not attach the required supporting information

without telling us why, we will treat the application as incomplete. This will increase the time taken to assess your application.

5 If there is not enough space on the form, you may use separate sheets of paper. Clearly mark each separate sheet of paper with the relevant question number. Any separate sheets should be signed by the signatories to the form.

6 Email a scanned copy of the signed form and supporting documents to

mutual.societies@fca.org.uk

or

send it by post to:

Mutuals Team
Financial Conduct Authority
25 The North Colonnade
Canary Wharf
LONDON
E14 5HS

1

Details of rule changes

Society details

1.1 Society or credit union details

Register number	31313R
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Proposed changes – Partial or complete?

1.2 Are you applying for a partial or complete amendment of rules?

- Partial ▶ Continue to question 1.3
 Complete ▶ Continue to question 1.5

Partial amendment of rules

1.3 You must attach the following:

- **Two** printed copies of the amendment of rules, set out as per Annex A (see Notes),
 - each signed by three members and the secretary of the society or credit union (four signatures in total)
 - with one set of rules marked 'X'
- A printed copy of the existing set of rules showing tracked changes.

 Attached

1.4 Is your society either:

- a registered society under the 2014 Act, or
- a credit union amending its membership qualification?

 Yes ▶ Please confirm that you have completed the relevant appendix:

Registered society	▶ Appendix 1 Part 1	<input checked="" type="checkbox"/> Completed
Credit union	▶ Appendix 2 parts 2&3	<input type="checkbox"/> Completed

 No ▶ Continue to question 1.8.**Continue to question 1.8.**

Complete amendment of rules

1.5 Please confirm that you have completed the relevant appendix:

Registered society	▶ Appendix 1 Parts 1 & 2	<input type="checkbox"/> Completed
Credit union	▶ Appendix 2	<input type="checkbox"/> Completed
Friendly society	▶ Appendix 3	<input type="checkbox"/> Completed

1.6 You must attach the following:

- **Two** printed copies of the amendment of rules, set out as per Annex A (see Notes),
 - each signed by three members and the secretary of the society or credit union (four signatures in total)
 - with one set of rules marked 'X'

Attached

1.7 Have you used model rules provided by a sponsoring body?

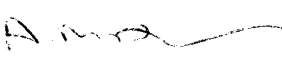
- No ▶ Continue to question 1.8.
- Yes ▶ Enter the name of the model being used and the name of the sponsoring or trade body who provided the model.

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Continue to question 1.8.

Signature

1.8 The secretary of the society or credit union must sign and date below

Signature	
Contact telephone	07814 937 982
Date	9/2/17


Continue to section 2.

2

Statutory declaration

2.1 An Officer of the society or credit union must sign below

I,

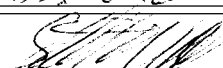
Name	Andy O'Brien
Of	Bristol Energy Cooperative Happy City Hub Canningford House 38 Victoria St Bristol
Postcode	BS1 3RD ⁴⁰⁸ BS1 6BY
Signature	
Position	Secretary
Date	9/2/17

do solemnly and sincerely declare that the amendment of the rules of the said society or credit union, a copy of which is attached marked 'X', has been duly made by the society or credit union 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 virtue of the provisions of the Statutory Declarations Act 1835.

Declared before:

- a solicitor; or
- a commissioner for oaths; or
- notary public; or
- justice of the peace.

Name	STUART ANTHONY CLEAR
Declared at	38 VICTORIA STREET BRISTOL BS1 6HZ
Signature	
Date	9/2/17

End of form

1

Appendix 1 – Part 1

All societies registered under the Co-operative and Community Benefit Societies Act 2014 (2014 Act) must complete Part 1.

1.1 What business, industry or trade does the society carry out?

Provision of renewable energy and energy efficiency measures.

1.2 Which condition of registration is the society meeting?

bona fide co-operative society (go to question 1.3)

conducts business for the **benefit of the community** (go to question 1.8)

Bona fide co-operative

1.3 How do members benefit from the business industry or trade of the society?

1.4 Is membership of the society required to obtain the benefits offered by it?

Yes

No

1.5 In what way do members participate in an ongoing basis in the society's primary business?

1.6 How do members democratically control the society?

1.7 How does the society use any surplus/profit?

If the society distributes the surplus/profit to members please explain how this is to be done.

Benefit of the community

1.8 Who are the community the society benefits?

People in the Greater Bristol area.

1.9 How does the society benefit that community?

It facilitates cuts in carbon emissions and reduces dependence on unsustainable sources of energy.

It funds and implement renewable energy and energy efficiency measures, in collaboration with people, communities and businesses.

It works with people and communities to make carbon reduction technologies available to all regardless of financial resources, and support mutual action to respond to the challenges of climate change.

1.10 How does the society use any surplus/profit?

It makes community benefit payments.

Complete the next page if applying for a complete rule amendment

1

Appendix 1 – Part 2

This part of this appendix must only be completed by societies registered under the 2014 Act applying for a complete amendment of rules.

2.1 Please complete the table below

Matters to be provided for	Rule number(s)
The society's name	
The objects of the society	
The place of the society's registered office, to which all communications and notices may be addressed	
The terms of admission of the members, including any society or company investing funds in the society under the provision of the 2014 Act.	
The method of holding meetings, the scale and right of voting, and the method of making, altering or rescinding rules.	
The appointment and removal of a committee, (by the name of *) and of managers or other officers, and their respective powers and remuneration.	
The maximum amount of interest in the shares of the society which may be held by any member otherwise than by virtue of section 24(2) 2014 Act.	
Whether the society may contract loans or receive moneys on deposit subject to the provisions of the 2014 Act from members or others; and, if so, under what conditions, under what security, and to what limits of amount.	
Whether any or all shares are transferable, and provision for the form of transfer and registration of the shares, and for the consent of the committee to transfer or registration. Whether any or all shares are withdrawable, and provision for the method of withdrawal, and the payment of the balance due thereon on withdrawing from the society.	
Provision for the audit of accounts in accordance with Part 7 of the 2014 Act.	
Whether members may withdraw from the society, and if so, how, and provision for the claims of the representatives of deceased members or the trustees of the property of bankrupt members)or, in Scotland, members whose estate has been sequestrated) and for the payment of nominees.	
The way in which the society's profits are to be applied.	
If the society is to have a common seal, provision for its custody and use.	
Whether any part of the society's funds may be invested, and if so by what authority and in what way.	

End of Appendix