

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:

Society: Eldonian Community Based Housing Association Limited

Registration number: 24822 R

Date: **21 July 2023**



Partial amendment of Rules
Eldonian Community Based Housing Association Limited
Register number: 24822R
(the "Association")

Special Resolution

The shareholders of the Association, passed the following Special Resolution as a written resolution on 22nd of June, 2023 to amend the Association's Rules:

"1. **THAT** the Rules of the Association be partially amended as follows:

Rule D2

Delete 'nine' and substitute 'twelve'

Rule G1

After "is:" add 'The Tony Mcgann Centre, Eldonian Village Hall, Burlington Street, Liverpool, L3 6LG'

Rule G14.1, line 3

Delete 'body' and substitute 'charity in law'.

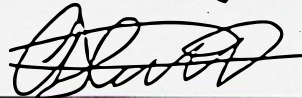
SUBJECT TO:

- a. any three of the shareholders of the Association being appointed, together with the Secretary, to sign the said partial amendment of rules and to accept any further minor alterations made to these Rules required by the Regulator of Social Housing, or the Financial Conduct Authority on behalf of the Association without further consulting the Association.

Signatures of three Shareholders



M L Dragonuto



Signature of the secretary



Partial amendment of rules

Section 1 – About this form

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); or the Co-operative and Community Benefit Societies Act (Northern Ireland) 1969 (1969 Act). 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 10 for an example.
- a marked up version of the rules tracking changes made to your existing rules
- 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 <https://mutuals.fca.org.uk>. Our privacy notice explains how and why we use personal data: <https://www.fca.org.uk/privacy>.

Societies may find it helpful to read Chapter 3 of our guidance on our registration function under the 2014 Act before completing this form: <https://www.handbook.fca.org.uk/handbook/RFCCBS>.

Section 2 – About this application

Society name	Eldonian Community Based Housing Association Limited
Register number	24822R

2.1 Who should we contact about this application?

Name	Ben Townsend
Role	Solicitor
Email address	Ben.Townsend@devonshires.co.uk
Phone number	020 7628 7576

Section 3– Conditions for registration.

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**
- 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 at either sections 3A or 3B of this form when submitting a rule amendment.

Please only answer one set of questions:

- section 3A for bona fide co-operatives; **or**
- section 3B for societies conducting their business for the benefit of the community.

If you are not sure which of these two conditions for registration applies to you, please read chapters 4 and 5 of our guidance:

<https://www.handbook.fca.org.uk/handbook/RFCCBS>.

Section 3A – Co-operative societies

Complete this section if your society is a bona fide co-operative society.

3A.1 What is the business of the society? For example, do you provide housing, manufacture goods, develop IT systems, etc.

3A.2 Please describe the members' common economic, social and cultural needs and aspirations. In answering this question, please make sure it is clear what needs and aspirations members have in common.

3A.3 How does the society's business meet those needs and aspirations? You have described the society's business answer to question 3A.1, and in question 3A.2 you have described the common needs and aspirations of members. Please now describe how that business meets those common needs and aspirations.

3A.4 How do members democratically control the society? For example, do the members elect a board at an annual general meeting; do all members collectively run the society.

3A.5 What does the society do with any surplus or profit? For instance, do you pay a dividend to members (and if so, on what basis); does money get reinvested in the business; put into reserves; used for some other purpose?

3A.6 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.

Please go to Section 4.

Section 3B – Community benefit societies

Complete this section if your society conducts its business for the benefit of the community.

3B.1 What is the business of the society? For example, do you provide social housing, run an amateur sports club etc.

The society carries out the business of providing and managing housing accommodation, including social housing, and assistance to help house people and associated facilities, amenities and services for necessitous people or for the relief of aged, disabled (whether physically or mentally) or chronically sick people.

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

By the continued provision of social housing and associated amenities for persons in necessitous circumstances (Rule A2). Rule A2 also states that "The association is formed for the benefit of the community. Its objects shall be to carry on for the benefit of the community..."

3B.3 Please describe how the society's business delivers 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.

By providing housing, accommodation and assistance to help house people and associated facilities and amenities for necessitous people or for the relief of aged, disabled (whether physically or mentally) or chronically sick people (Rule A2.1). Rules A2 states that the "objects shall be to carry on for the benefit of the community..."

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

The society's activities benefit those in need of affordable housing and related services. The main community that benefits from its activities are its residents and other beneficiaries within its main area of operation and any other people who can be benefited by a registered society under the Co-operative and Community Benefit Societies Act 2014.

3B.5 What does the society do with any surplus or profit? For instance, do you donate the money; does money get reinvested in the business; put into reserves; used for some other purpose?

Rule A3 states that "The association shall not trade for profit and any profits shall only be applied for the purpose of furthering the Association's objects and/or in accordance with these Rules."

Rule A4 states that "Nothing shall be paid or transferred by way of profit to Shareholders of the Association." Rule C1 also provides that the shareholders will act for the benefit of the Association. The society may be dissolved by the shareholders as described in Rule G13 and any property remaining after such dissolution may be transferred to another charity in law having similar objects to that of the society or to the Housing Associations Charitable Trust (Rules G14.1 and G14.2).

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 ensure that any such conflict of interest does not prevent the society from acting for the benefit of the community.

Board Members' interests are dealt with at Rules **D15-D26** and all Board Members must comply with these requirements to ensure the Association is at all times acting for the benefit of the community. The Rules are based on the NHF Model Rules 2015 which have been approved by the FCA for the use of a registered provider of social housing.

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.

LEE GWYNN - CHAIR

Regional Developments & Projects Ltd - Director
Rockmore Group Ltd - Director

SIAN GRANT - BOARD MEMBER

Salix Homes - Executive Director of Operations
Sulin Homes Development Ltd - Director

VICTORIA JOHNSON - BOARD MEMBER

Liverpool Zero Waste CIC - Chair of Board
ADYJ Designs - Owner

MICHAEL JONES - BOARD MEMBER

Hafod Housing - Chair and Board Member and Non-Executive Director
Hendre - Non-Executive Director

BELINDA LONG - BOARD MEMBER

PM Connections Ltd - Management Personnel

CLAIRE HARRIS - BOARD MEMBER

Warrington Borough Council - Deputy Director of Finance

Please go to Section 4.

Section 4 – Completing this application

4.1 Please confirm the proposed rule amendment has been signed by 3 members and the secretary (4 signatures in total)

The rules contain the required signatures

4.2 Please confirm which of the following you are submitting:

One electronic, scanned signed copy of the rules

Or two signed paper copies of the rules

4.3 Please confirm you have included a marked-up copy of the rules showing what changes the society is making to its existing rules.

A marked-up copy of the rules is enclosed

Section 5 – Statutory Declaration

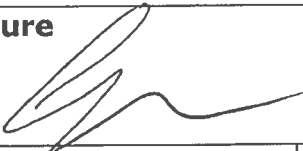
5.1 Please complete this statutory declaration

An officer of the society or credit union must complete this section:

Name	GRAHAM DAVIES
Role	CHIEF FINANCE OFFICER

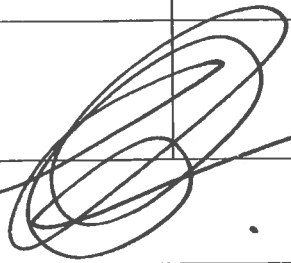
I do solemnly and sincerely declare that the amendment of the rules of the said society or credit union, a copy of which is attached marked 'X', complies with 1969 Act/2014 Act (as applicable) and has been duly made by the society in the manner provided in its rules for the making, altering or rescinding 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	26/06/23

This was declared before me, a:

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

Name		BLACKNORMAN COMMONS 67-71 CORONATION ROAD CROSBY LIVERPOOL L23 5RE
Declared at:		
Signature		Howard S Norman Solicitor LIVERPOOL
Date	26-6-2023	

Section 6 – Submitting this form

Please submit a signed, scanned version of your application by email to:
musal.societies@fca.org.uk

Or please submit by post to:

Musal Societies
Financial Conduct Authority
12 Endeavour Square
London
E20 1JN

This form is available on the **Mutuals Society Portal**:
<https://societyportal.fca.org.uk>

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