

THE COMPANIES ACT 2006

WRITTEN RESOLUTION

- of -

Rhynie Community Facilities Development Charitable Trust (the "Company")
Company Number: SC309832

PRIVATE COMPANY LIMITED BY GUARANTEE

REQUEST TO MEMBERS FOR APPROVAL

At a general meeting of the Company, duly convened and scheduled to be held at [14 The Square, Rhynie, Aberdeenshire](#) on [17 April 2024](#), the following resolution will be put to the membership as a special resolution.

SPECIAL RESOLUTION

THAT in accordance with the existing articles of association of the company, specifically article 24.5:

24 At any General Meeting a resolution put to the vote of the meeting shall be voted upon by a simple majority of the Ordinary Members who are present and voting thereon, except for decisions relating to any of the following Special Resolutions, which shall require to be decided upon by not less than 75% of the Ordinary Members present and voting thereon (no account therefore being taken of members who abstain from voting or who are absent from the meeting), namely:

24.1 to alter the name of the Company; or

24.2 to amend the Objects; or

24.3 to amend these Articles; or

24.4 to wind up of the Company in terms of Clause 7 of the Memorandum of Association; or

24.5 to purchase or sell or to grant a lease over any heritable property owned by or leased to the Company or any of its subsidiaries and to purchase or take the tenants part in any lease or sublease of heritable property wherever situated; or

24.6 to form, acquire or dispose of any subsidiary; or

24.7 to create or issue or allow to come into being any mortgage, security, charge or other encumbrance upon any part or parts of the property or assets of the Company or to obtain any advance or credit in any form other than normal trade credit, or to create or issue by any subsidiary of any debenture or loan stock

the Board wish to seek the agreement of members to the following property acquisitions or lease which they would like to negotiate on behalf of the members:

a) Congregational Church Hall (Masonic lodge)

Negotiations have been on-going with the Masons with a view to the acquisition of this property for use as a community space. A feasibility study in 2016 identified a range of uses for the building which occupies a prominent position in the Main Street. We would propose the use of the building as a function hall, a small local museum and a cafe.

b) Old school hall

This building at the rear of the school on Regent Terrace has been, in the past, used as a community hall but has fallen into disrepair such that the present owners, Aberdeenshire Council, closed it as unsafe. They would now like to dispose of the building and it would be available under a Community Asset Transfer. We believe it could be repaired and brought back into use

c) Rhynie Chert SSSI

The Board has been approached by NatureScot who manage this property to the north-west of the village. It is presently rented out for grazing but we have the opportunity to lease a part of the site for use by the village. We propose that a system of paths similar to Moss Wood could be developed as an amenity for residents. This could also lead into a future pathway up Tap O Noth from the village. A lease for a nominal sum has been suggested by NatureScot.

Colin Mumford

Chair/Director