

CONSTITUTION FOR THE SRI THURKKAI AMMAN TEMPLE

(Adopted on the 18TH day of August 2012)

1 INTERPRETATION

In this Constitution:

1.1 'AGM' means an annual general meeting of the Members;

'the Chair' means the person appointed by the Trustees to preside at their meetings;

'Charity Trustees' has the meaning prescribed by section 97(1) of the Charities Act 1993 as amended;

'Clear Day' means 24 hours from midnight following the relevant event;

'the Commission' means the Charity Commission for England and Wales;

'EGM' means a general meeting of the Members which is not an AGM;

'Financial Year' means the Charity's financial year;

'firm' includes a limited liability partnership;

'General Meeting' means an AGM or an EGM;

'holding trustee' means an individual or corporate body responsible for holding the title to property but not authorised to make any decisions relating to its use, investment or disposal;

'Independent Examiner' has the meaning prescribed by section 43(3)(a) of the Charities Act 1993 as amended;

'material benefit' means a benefit which may not be financial but has a monetary value;

'months' means calendar months;

'the Objects' means the charitable objects of the Charity set out in clause 3;

'Trustee' means a member of the governing body of the Charity and 'Trustees' means the members of the governing body; and

'written' or 'in writing' refers to a legible document on paper including a fax message.

1.2 References to an Act of Parliament are references to the Act as amended or re-enacted from time to time and to any subordinate legislation made under it.

2 NAME

The name of the Sri Thurkkai Amman Temple (or any other name chosen by resolution of the Trustees).

3 OBJECTS

3.1 The Objects of the Charity are, for the public benefit:-

3.1.1 To advance the Hindu religion in particular but not exclusively by the establishment and management of the Nagapooshani Ambaal Temple; and;

3.1.2 The advancement of education in the Tamil language, culture and art.

3.2 The Trustees must use the income to promote the Objects.

4 MEMBERSHIP

4.1 Membership is open to any individual interested in promoting the Objects who:-

4.1.1 subscribes and adheres to, the objects of the Charity;

4.1.2 is approved by the Trustees.

4.2 The Trustees must keep a register of the names and addresses of Members which must be made available to any Member upon request.

4.3 Each Member shall have one vote save that Members under the age of 18 years shall not be entitled to vote.

4.4 Membership shall be terminated immediately if the Member concerned:-

4.4.1 gives written notice of resignation to the Charity;

4.4.2 dies;

- 4.4.3 is removed from membership by a resolution of the Trustees, passed by at least a two-thirds majority of those present and voting. A resolution to remove a Member from membership may only be passed if:-
- 4.4.3.1 the Member has been given at least 14 days' notice in writing of the meeting of the Trustees at which the resolution will be proposed and the reasons why it is to be proposed; and
 - 4.4.3.2 the Member is advised of his or her entitlement to put forward any written representations for consideration by the Trustees to be received by them at least 3 Clear Days before the meeting at which the resolution is to be proposed.
- 4.4.4 ceases, in the reasonable opinion of the Trustees, to subscribe or adhere to, the Objects of the Charity and the Trustees resolve by at least a two-thirds majority of those present and voting that he/she should be removed from membership provided that the process set out in clause 4.4.3 is followed in every case.

5 GENERAL MEETINGS

- 5.1 An AGM must be held in every year save that the first AGM may be held at any time within 18 months after the adoption of this Constitution.
- 5.2 At an AGM the Members will:
- 5.2.1 receive the accounts of the Charity for the previous Financial Year;
 - 5.2.2 receive the report of the Trustees on the Charity's activities since the previous AGM;
 - 5.2.3 accept the retirement of those Trustees who wish to retire or are retiring by rotation;
 - 5.2.4 elect Trustees to fill the vacancies arising;
 - 5.2.5 appoint an auditor or Independent Examiner for the Charity; and
 - 5.2.6 discuss and determine any issues of policy or deal with any other business put before them by the Trustees.
- 5.3 Members must attend General Meetings in person. General Meetings shall be called either by at least 14 Clear Days' written notice being given to the Members or by means of verbal notice being given in person or via telephone at least 14 days preceding the date set for the General Meeting. In both cases an indication of the business to be transacted at the General Meeting must be given.
- 5.4 There is a quorum at a general meeting if the number of Members personally present is at least 3, or one third of the Members if greater. No business may be transacted unless a quorum is present.

