

EN3082: To pay for roof repairs to the village hall, can the parish council use village hall funds?

Referred to Steve Parkinson

Dear Lacey

We referred your enquiry to Steve Parkinson and he has asked the following questions:

Can you ask them to clarify whether the council:

1. Owns the hall in its capacity as a local authority (so the deeds make no mention of trusts) and has a written lease of the property to the charity, or
2. Holds legal title as custodian trustee on behalf of the charity (the conveyance will say "to hold in trust" or "upon the trusts")

If it is the former, who does the lease make responsible for the eternal maintenance of the roof, the landlord or the tenant?

If they aren't sure, we'd like to see a copy of the deeds and/or the lease to the charity.



User Lacey Luther Wed Mar 01 2023

To pay for roof repairs to the village hall, can the parish council use village hall funds?

Hi there,

Our village hall is requiring repairs to the roof. Our village hall management committee have funds in their account to pay for repairs, but cannot instruct repairs because the Hall is officially owned by the Parish Council on land leased by the parish council. To pay for the repairs are we able to use village hall funds? How will this affect the claiming back of VAT, as a charity, the Village hall cannot instruct for repairs to be done and claim the VAT back, but the Parish Council can claim VAT back, and indeed, instruct the repair to be carried out but the council do not have funds in place to pay for it, so would need to use funds that the Village Hall Management Committee have amassed through careful management.

Your time is very much appreciated as we realise this is not a straightforward issue.

Priority

Standard

Stage

holding for follow up

Category

Village Halls

Requested Deadline

Tue Mar 28 2023

Deadline Reason

to be discussed at the Next Meeting

Created

Wed Mar 01 2023

Updated

Thu Mar 16 2023

Confidential

No

Responses



Diane Jimpson Thu Mar 16 2023 12:40:36 GMT+0000 (Greenwich Mean Time)

Your enquiry has been answered - please log onto the SALC Portal to access using the link below.

If you are having difficulty viewing our response - watch this video.