

Scottish
charity
appeals panel

APP02/07

General Teaching Council For Scotland
Appellants

Office of the Scottish Charity Regulator
Respondents

Directions & Decision

Edinburgh, 18 December 2009

The Panel, having considered the terms of a Joint Minute of the Parties submitted to the Panel on 17th December 2009 makes the following Directions and Decision in Terms of Rules 15 & 18 of The Scottish Charity Appeals Panel Rules 2006:-

Directions

1. The Panel discharges the Hearing set for 12th and 13th January 2010.

Decision

2. The Panel makes no order in respect of expenses.
3. The Panel interpones its authority to the Joint Minute.
4. The Appellants having withdrawn their appeal and The Respondents having withdrawn their opposition to the appeal, the appeal, subject to the terms of the Joint Minute, is dismissed.

Signed.



John Walker
Chair, Scottish Charity Appeals Panel

Note:

a. The decision of the Panel was unanimous and is as a result of the Joint Minute as narrated in the Decision.

b. The Panel noted in the course of preparation for the Directions Hearing that a note dated 13th July 2007 appeared on the Charity Register against the entry of the Appellants the note referred to subject matter which resulted in an appeal before this Panel. While at the date of the note the appeal was not marked, the note was not either withdrawn or amended to mention the fact that the Respondent's decision had been appealed. Given the outcome of the proceedings the Panel would be expecting the Note to be deleted at the earliest opportunity

While taking into account the powers and discretion of OSCR under section 33(5)(b) of the Charities and Trustees Investments (Scotland) Act 2005 - notes on the Charity Register can have an affect on the public's dealings with Charities and the publication of these notes may be considered to be in the public interest. Nevertheless the Panel considers that where an appeal remains current then such a note is not appropriate as the effect of the proceedings before the Panel (sisted or not) is to keep the status quo pending the Panels determination.

