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**SCHEME OF THE CHARITY COMMISSION FOR NORTHERN IRELAND
PURSUANT TO SECTION 29 OF THE CHARITIES ACT (NORTHERN
IRELAND) 2008**

DATED

17 June 2025

**THIS SCHEME WILL ALTER OR AFFECT THE GOVERNING
DOCUMENT OF THE CHARITY KNOWN AS**

THE MILLER ESTATE

Sealed with the
Official Seal of the
Charity Commission
for Northern Ireland



CHARITIES ACT (NORTHERN IRELAND) 2008

Scheme made by the Charity Commission for Northern Ireland under section 29 of the Charities Act (Northern Ireland) 2008.

WHEREAS:

1. The Miller Estate (hereinafter referred to as 'the Trust') was established under the Will and subsequent Codicils of William Miller, Conlig, County Down who died in October 1908.
2. The Trust's governing documents are a Will dated 11 September 1891, a first Codicil dated 29 March 1908 and a second Codicil dated 11 August 1908.
3. Through his Will, Mr Miller established a trust over his property for the benefit of Conlig Presbyterian Church and Schools, with property to be applied by trustees in such manner considered most advantageous and beneficial.
4. In the first and second Codicils to his Will, Mr Miller chose to more specifically define the purposes for which he left all his property by his Will for the benefit of Conlig Presbyterian Church and School, by making a series of bequests defining how specific parts of his property should be applied for the benefit of these beneficiaries.
5. Over time the charitable bequests laid down in Mr Miller's Codicils have been nullified by trustees exercising a power to sale and disposing of specific parts of the charity property and through closure of the School.
6. The trustees invested proceeds gained from the sale of Trust property, using derived investment income to support Conlig Presbyterian Church and its Minister.
7. The only surviving beneficiary of The Miller Estate is the Conlig Presbyterian Church and its Minister.
8. Pursuant to an application to the Charity Commission for Northern Ireland ("the Commission") made on 07 November 2023 the trustees of the charity expressed their desire to transfer the remaining Trust assets to Conlig Congregation of the Presbyterian Church in Ireland NIC105279 on the basis that those assets could be more effectively used if transferred and applied directly for the common purposes.

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9. The transfer of assets will occur upon the dissolution of the Trust.
10. The existing governing document does not contain a power enabling the trustees to dissolve the Trust and transfer assets.
11. The trustees request that the powers available to the Commission be used to make a scheme to include such a power within the existing governing document.

NOW THEREFORE:

The Charity Commission for Northern Ireland after due inquiry and pursuant to section 29 of the Charities Act (Northern Ireland) 2008 and all other powers enabling it **HEREBY MAKES THE FOLLOWING SCHEME:**

A new clause will be added to the governing document:

The Trustees may dissolve the Trust if they decide that it is necessary or desirable to do so. To be effective, a proposal to dissolve the Trust must be passed at a special meeting by a two-thirds majority of the Trustees and any assets remaining after the Trust's debts have been paid ('the net assets') must be:

- a) *given to the Conlig Congregation of the Presbyterian Church in Ireland, to be applied for its charitable purposes, or;*
- b) *If (a) above cannot be fulfilled, the net assets must be given to another Congregation of the Presbyterian Church in Ireland (or other Congregations), to be applied for the charitable purposes of the recipient Congregation (or Congregations).*

In all other respects the terms of the Trust remain the same and the Trust shall be administered in accordance with its existing governing document as altered or affected by this Scheme.

The Commission may decide any question put to it concerning:

- (i) The interpretation of this scheme; or
- (ii) The propriety or validity of anything done or intended to be done under it.