

Angus Council

Participation Requests – Community Controlled Bodies

What is a community controlled body

To make a Participation Request the community organisation needs to be a “community participation body” as defined in the Act. It can either be a community controlled body, a community council, a community body without a written constitution or a body designated by the Scottish Ministers.

Requirements for a community controlled body

A community controlled body does not have to be incorporated, but must have a written constitution which must include the following:

- A definition of the community to which the body relates.
- Provision that membership of the body is open to any member of that community.
- Provision that the majority of the members of the body are to consist of members of that community.
- Provision that the members of the body who consist of members of that community have control of the body.
- A statement of the body’s aims and purposes, including the promotion of a benefit for that community.
- Provision that any surplus funds or assets of the body are to be applied for the benefit of that community.

Requirements for a community council

When making a request the community council should engage with local people in the area that could be impacted by the outcome improvement process, and think about how the proposals may affect them.

Requirements for a community controlled body without a written constitution

A community participation body could also be a more loosely associated group of people. A group must have similar features to a community controlled body but has no written constitution. It will be for the Council to determine whether the group meets the requirement under the Act.

Designation

The Scottish Ministers can designate a body to be a community participation body. They will do this by making an order. Ministers can either designate an individual body, or could designate a class of bodies.