

Tom Minogue

From: <Jennifer.Keenlyside@oscr.org.uk>
To: <tomminogue@btinternet.com>
Sent: 27 July 2010 16:05
Subject: RE: Charitable status of Edenpeak Ltd.
Dear Mr Minogue

Thank you for your email dated 20 July 2010. The Alfred Stewart Trust was refused charitable status on 27 May 2010 because it did not meet the charity test.

Jennifer Keenlyside
Compliance Officer
Office of the Scottish Charity Regulator
Quadrant House
9 Riverside Drive
DUNDEE
DD1 4NY
Direct telephone: 01382 346870
Fax: 01382 220314
Web: www.oscr.org.uk

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From: Tom Minogue [mailto:tomminogue@btinternet.com]
Sent: 20 July 2010 21:13
To: Keenlyside, Jennifer
Subject: Re: Charitable status of Edenpeak Ltd.

Dear Ms Keenlyside thank you for your response. Can you please advise me of when the Alfred Stewart Trust was refused charitable status?

Yours sincerely,

Tom Minogue.

----- Original Message -----

From: Jennifer.Keenlyside@oscr.org.uk
To: tomminogue@btinternet.com
Sent: Tuesday, July 20, 2010 3:24 PM
Subject: RE: Charitable status of Edenpeak Ltd.

Dear Mr Minogue

Thank you for your further email about the Alfred Stewart Property Foundation Ltd, formerly known as Edenpeak Ltd, which has been passed to me for a reply.

With reference to the clause in the Foundation's Articles of Association that refers to the Alfred Stewart Trust as having received agreement in principle from OSCR to be registered for charitable purpose, we can confirm that the Trust has been refused charitable status.

Thank you for drawing our attention to the clause in the Foundation's Articles of Association. We will contact the company regarding this.

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From: Tom Minogue [mailto:tomminogue@btinternet.com]

Sent: 11 July 2010 11:23

To: Info

Subject: Charitable status of Edenpeak Ltd.

Dear Sir/Madam, I am making enquiries into the charitable status of Alfred Stewart Property Foundation Limited. The company was formerly known as Edenbank Ltd.

Edenbank had adopted the Memorandum and Articles of Association of Regenesis (Dunfermline) Ltd. See attached. The articles of this company end with a note on Profits which states that Edenpeak (Regenesis?) have an agreement to be registered for charitable purposes "in principle" with OSCR.

Can you confirm/clarify this position and also can you confirm the charitable status of the Alfred Stewart Property Foundation Limited and the Alfred Stewart Trust referred to in the notes to the Articles of Edenpeak?

I have transcribed them as follows for your convenience:

“PROFITS

15.1 The company shall be unable to distribute profits other than to the Alfred Stewart Trust (having a place of business at 117 Hanover Street, Edinburgh) or to charitable purposes as directed by the said Trust: and in the event of dissolution, or sale of the company's shares, the whole proceeds on dissolution or sale shall be passed to the said Trust or shall be disbursed for charitable purposes as directed by the said Trust: it being noted that the whole share capital of the Company is owned by the said Trust which has received agreement in principle from OSCR to be registered for charitable purposes.”

Thanking you in anticipation of your prompt assistance in this matter.

Yours sincerely, Tom Minogue, 94 Victoria Terrace, Dunfermline, Fife, KY12 0LU. Tel: 01383 729869

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