

## **F– Object E Guidance**

**Ensuring *Maintenance, Repair or Restoration of Religious or Historical Building* projects are compliant with the Landfill Communities Fund**

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## **1. Registering an Object E Project – Restoration of Religious Buildings and Buildings of Historical or Architectural Interest.**

1.1 This section provides guidance on the Regulations governing the types of projects for the relating to places of worship or structures of architectural interest which can be undertaken with the Landfill Communities Fund (LCF). The Regulations are outlined and then we provide guidance on what the Regulations mean in practice. Examples are then provided to give illustrations of compliant projects.

## **2. The Object E Regulations**

2.1 Regulation 33 provides:

(2) The objects of a body are approved objects insofar as they are any of the following objects-

...

(e) where it is for the protection of the environment, the maintenance, repair or restoration of a building or other structure which-

- (i) is a place of religious worship or of historic or architectural interest,
- (ii) is open to the public, and
- (iii) is situated in the vicinity of a landfill site,

provided the conditions in paragraph (6) below are satisfied;

(6) The conditions mentioned in sub-paragraphs (d) and (e) of paragraph (2) above are-

...

(b) in a case falling within either of those sub-paragraphs, that the park, amenity, building or structure (as the case may be) is not to be operated with a view to profit.

## **3. Applying the Regulations**

**3.1 Works to protect the environment of, maintain, repair or restore a building or structure.**

3.1.1 The works undertaken under Object E must be to protect the environment of the building or structure in question, or to maintain, repair or restore the building or structure in question. It is unlikely (though not impossible) that this will include new works.

3.1.2 If your project is for new works or is predominantly new works, for example, if you are seeking LCF funds to add an extension or additional features to a building or structure, then it is unlikely that your project would be compliant under Object E. However, it may be that such a project was compliant under Object D (the provision, maintenance or improvement of a public amenity).

3.1.3 If you have any queries about which object is most appropriate for your proposal, please get in touch with ENTRUST directly.

**3.2 The building or structure must be a place of worship or be of historical or architectural interest**

3.2.1 The building or structure must be confirmed as being of historical or architectural interest or be confirmed to be a place of worship.

- 3.2.2** We interpret a place of worship as a building or structure that is exempt from business rates by virtue of Schedule 5 Case 11 of the Local Government Finance Act 1988 or has a certificate issued under the Places of Religious Worship Act 1855 to confirm it is a place of worship.
- 3.2.3** We interpret a building or structure to be of historical or architectural interest if it has listed status (or equivalent) or if it has county archivist or local historian support.
- 3.3 The project must be open to the public**
- 3.3.1** The project should be open to the general public. In acknowledgment of the varying availability and opening times of buildings restored or maintained under Object E, when considering public access, ENTRUST expects that the building or structure will be open for a similar amount of time as would be expected from similar buildings or structures. For example, a place of religious worship would be expected to be open for religious worship on its primary day of worship.
- 3.2.2** If you have any queries regarding this, please contact the ENTRUST Registrations Department.
- 3.4 The project must be in the vicinity of a landfill site**
- 3.4.1** Object E projects must take place in the vicinity of a licensed landfill site, which we interpret as being within ten miles of a licensed landfill site. (Please note that some funders have their own, more strict, requirements.) Whilst the application form asks for a postcode of the project site, ENTRUST understands that in some instances a grid reference or map showing the ten mile radius may be more appropriate. If you can provide evidence that your project site is adversely impacted by a licensed landfill site which is further than ten miles away, this can be deemed eligible.
- 3.4.2** A 'licensed' landfill site is one where there is a licence, resolution or permit authorising disposals of materials as waste in or on the land. Some inactive landfill sites are still 'licensed'. The details of landfill sites can be accessed either on the [HMRC website](#) or through the relevant authority (e.g. the [Environment Agency](#)). You will need to ensure that the landfill site has a licence in place for the project to be compliant. Please contact ENTRUST if you have any queries on this point.
- 3.4.3** It is important to note that the Regulations do not require the closest applicable landfill site to be owned by the LO contributing to your project (although some funders will require that it is). As long as some part of your project site is within the vicinity of a landfill site, the whole project will be acceptable.
- 3.5 The project must be for the protection of the environment of a building or structure, or to directly maintain, repair or restore a building or structure**
- 3.5.1** The works proposed under Object E must fall under one or more of these headings and be targeted on a specific building or structure.
- 3.5.2** For a number of reasons (including the requirement to maintain an audit trail and statistics provision) a single project application which covers multiple structures on different sites is not able to be approved as a single project. However, each structure may be approved separately or by project site.
- 3.5.3** The focus of the project must be to undertake 'direct project works' on the building or structure in question. ENTRUST will review applications to ensure that every proposal concentrates on direct project works and that any additional associated costs are at an acceptable level.
- 3.5.3** "Direct project works" are defined as those that are solely attributable to the delivery of the project. This would include all costs that can be directly linked to improvements on site, such as a contractor, volunteer management and physical works on site relating to the building or structure. In some instances costs relating to preliminary work may also be included as direct project works.

- 3.5.4** “Additional associated costs” include costs that are not necessary for the physical works. This includes elements such as any head office costs not solely related to the project, publicity material (including leaflets and posters for the project), an opening ceremony and all other activities that do not *directly* result in physical work being undertaken. ENTRUST is not able to approve projects that have excessive additional associated costs (i.e. more than 10% of total project expenditure).

#### **4. Project Examples**

##### **4.1 Restoration of stonework at a church in Carrington**

This church has Grade II listed status and is accessible to the general public. The project is for the restoration of a place of worship and so this is a compliant project.

##### **4.2 Restoration to restore the exterior of a synagogue in London**

The synagogue is a registered place of worship and the project involves physical works to restore the structure of the building. The synagogue is accessible to the general public. Therefore this is a compliant project.

##### **4.3 Repair of historic organ**

The proposed project was the repair of a historic organ which formed part of the structure of a Grade I listed church. The church is open to the public and therefore the project is compliant.

##### **4.4 Provision of a disabled toilet with disabled access within the church**

Although no new works are allowed under Object E, the proposed project was works to the structure of this place of worship in order to maintain the building to current standards so as to enable continued public access. Therefore this is a compliant project.