

Trustee Eligibility and responsibility

By completing and signing this form, you declare that you:

- are willing to act as a trustee of the named organisation
- understand your organisation's purposes (objects) and rules set out in its governing document (Constitution)
- can answer **YES** to **ALL** of the following statements:
 - 1) I do not have an **unspent** conviction for any of the following:
 - a. an offence involving **dishonesty or deception**
 - b. a **terrorism** offence
 - i. to which Part 4 of the Counter-Terrorism Act 2008 applies
 - ii. under sections 13 or 19 of the Terrorism Act 2000
 - c. a **money laundering** offence within the meaning of section 415 of the Proceeds of Crime Act 2002
 - d. a **bribery** offence under sections 1, 2, 6 or 7 of the Bribery Act 2010
 - e. an offence of **contravening a Commission Order or Direction** under section 77 of the Charities Act 2011
 - f. an offence of **misconduct in public office, perjury or perverting the course of justice**
 - g. In relation to the above offences, an offence of: attempt, conspiracy, or incitement to commit the offence; aiding, or abetting, counselling or procuring the commission of the offence; or, under Part 2 of the Serious Crime Act 2007 (encouraging or assisting) in relation to the offence
 - 2) I am not **on the sex offenders register** (i.e. subject to notification requirements of Part 2 of the Sexual Offences Act 2003)
 - 3) I do not have an unspent sanction for **contempt of court** for making, or causing to be made, a false statement or for making, or causing to be made, a false statement in a document verified by a statement of truth
 - 4) I have not been found guilty of **disobedience to an order or direction of the Commission** under section 336(1) of the Charities Act 2011
 - 5) I am not a **designated person** for the purposes of Part 1 of the Terrorist Asset- Freezing etc. Act 2010, or the Al Qaida (Asset Freezing) Regulations 2011
 - 6) I have not previously been removed as an **officer, agent or employee of a charity** by the Charity Commission, the Scottish charity regulator or the High Court due to misconduct or mismanagement
 - 7) I have not previously been removed as **trustee of a charity** by the Charity Commission, the Scottish charity regulator or the High Court due to misconduct or mismanagement
 - 8) I have not been **removed from management or control of any body**, under section 34(5)(e) of the Charities and Trustee Investment (Scotland) Act 2005 (or earlier legislation)
 - 9) I am not **disqualified from being a company director**, nor have I given a disqualification undertaking, and leave has not been granted (as described in section 180 of the Charities Act) for me to act as director of the charity
 - 10) I am not **currently declared bankrupt** (or subject to bankruptcy restrictions or an interim order)
 - 11) I do not have an **individual voluntary arrangement (IVA)** to pay off debts with creditors
 - 12) I am not subject to a moratorium period under a **debt relief order**, nor a debt relief restrictions order, nor an interim order
 - 13) I am not subject to an order made under section 429(2) of the Insolvency Act 1986 (Failure to pay under a County Court Administration Order.)

You also declare that:

- the information you provide to the Charity Commission is true, complete and correct
- you understand that it's an offence under section 60(1)(b) of the Charities Act 2011 to knowingly or recklessly provide false or misleading information
- your organisation's funds are held (or will be held) in its name in a bank or building society account in England or Wales
- you will comply with your responsibilities as trustees – these are set out in the Charity Commission guidance 'The essential trustee (CC3)'
- (if applicable) the primary address and residency details you provide in a charity registration application are correct and you will notify the Charity Commission if they change.