

DECLARATION OF ACCEPTANCE OF THE OBLIGATIONS OF TRUSTEES

NAME OF TRUSTEE

I declare that:

- I am over age 18.
- I am not an undischarged bankrupt.
- I am not currently subject to a disqualification order under the Company Directors Disqualification Act 1986.

*A disqualification order **must** be made against a Trustee if he/she is or has been a Trustee of a charity which has at any time become insolvent and his/her conduct as a trustee of that company (taken alone or together with his/her conduct as a trustee of any other charity or charities) makes him/her unfit to be concerned in the management of a charity.*

*A disqualification order **may** be made against a trustee for:-*

- *conviction of an offence in connection with the promotion, formation, management, liquidation or striking off of a charity or with the receivership or management of a charities property;*
 - *persistent breaches of charity legislation (e.g. failure to file accounts and annual returns;*
 - *fraudulent trading or of any other fraud in relation to the charity;*
 - *conviction for contravention of or failure to comply with any provision in charity legislation requiring the filing of documents with the Charity Commission*
 - *participation in wrongful trading.*
- I have not previously been removed from trusteeship of a charity by a Court or the Charity Commission and am not disqualified by Section 72 of the Charities Act 1993 from acting as a charity trustee.
Under section 72 of the Charities Act 1993 a person is disqualified from acting as a charity trustee where he/she:
 - *is convicted of any offence involving dishonesty or deception (unless the conviction is spent);*
 - *is adjudged bankrupt or having his/her property made available to creditors and (in either case) he/she has not been discharged;*
 - *makes a formal arrangement with his/her creditors which has not been discharged;*
 - *is removed from the office of charity trustee by an order of the Charity Commissioners or of the High Court;*

- *is removed under Section 7 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 from being concerned in the management or control of any body; or*
- *is subject to a disqualification order under the Company Directors Disqualification Act 1986 or to an order made under Section 429(2)(b) of the Insolvency Act 1986.*

In respect of Insurance I declare that I have never:

- had an insurance contract cancelled or declared void due to a breach of a policy condition or due to non-disclosure or misrepresentation of a material fact
- had insurance cover restricted or cancelled due to non-compliance with risk improvements
- made a claim or suffered an incident that could have given rise to a claim in respect of business insurance at the charities premises or any previously occupied premises in the last five years

I undertake to fulfil my responsibilities and duties as a Trustee of St Basil's in good faith and in accordance with the law and within the Articles of association. I undertake to be committed to St Basil's values and objectives (including equal opportunities), to contribute to and share responsibility for Board decisions, to read Board papers and to attend meetings, training sessions and other relevant events. I undertake to fulfil my responsibilities and duties as a Trustee of St Basil's as set out in the Statement of the Obligations of Directors.

I will declare all interests I have as required by general law and I will comply with any rules requiring me to withdraw from a meeting where this is required because of an interest I have declared.

Signed: _____

Date: _____