



CONSENT TO SERVE AS A COMPANY DIRECTOR AND CHARITY TRUSTEE

If any of the following apply to you, you are ineligible to serve as a company director or charity trustee

Some people are disqualified by law from acting as charity trustees or nominees, including anyone described in section 72(1) of the 1993 Act. This includes:

- ❖ Anyone under the age of 18 cannot be appointed either as a charity trustee or as a nominee
- ❖ Anyone who has been convicted of an offence involving deception or dishonesty, unless the conviction is spent;
- ❖ Anyone who is an undischarged bankrupt; or has made “compositions” with your creditors which have not been discharged, or in Scotland has had an estate sequestered;
- ❖ Anyone who has failed to make payments under a county court administration order;
- ❖ Anyone who has been removed by the Charity Commission or the High Court from being a trustee of or for any charity, or have been removed by the Court of Session Scotland from being involved in the management of any charitable body;
- ❖ Anyone who is under a disqualification order under the Company Directors Disqualification Act 1986.

In addition to the disqualifications detailed in section 72(1) of the 1993 Act, which apply to trustees of all types of charities, the Criminal Justice and Court Services Act 2000 disqualifies certain individuals from holding a range of positions in children’s charities, including charity trusteeship. This ban covers, for example, anyone who commits one of a number of serious offences against children and who is subject to a disqualification order made by the Court under that Act. It is also a criminal offence for a disqualified person to knowingly seek appointment to any position covered by this ban including charity trusteeship of a children’s charity. It is also an offence for someone to knowingly appoint a disqualified person to such a post.

Before agreeing to serve as a director or charity trustee, you should think about whether you have any conflict of interest. Examples of possible conflicts of interest are if you are employed by another organisation which might apply competitively for the same funding as this organisation, or if you are owner or partner or hold shares in a business which might provide goods or services to the organisation. Having a conflict of interest may not necessarily prohibit you from serving as a director or charity trustee, but you have to declare it and you will not be able to take part in any decision in which such conflict of interest is relevant.

Charities are subject to strict restrictions on the provision of any benefit, payment, salary or other remuneration to directors or charity trustees. If you feel there is a risk of these rules affecting you, please discuss the matter with
Mr Kirit Modi, Chairman.



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I confirm that I am not disqualified by law, as outlined above from acting as a trustee of the National Kidney Federation and that I have read and understand the Charity Commission Booklet, *Responsibilities of Charity Trustees*. (A copy of *Responsibilities of Charity Trustees* can be obtained from the NKF HQ or via the Charity Commission website www.charitycommission.gov.uk/FAQS/Running_a_charity/ID198.aspx.)

I am not willing and/or able to stand for election or co-option to the Board of Directors

I confirm that I am willing and eligible to serve if elected or co-opted to the Board of Directors of National Kidney Federation and its beneficiaries.

Name (block capitals) _____

Home Address _____

_____ Postcode _____

Telephone _____ Email _____

Signed _____ Date _____