

CHARITABLE STATUS / TRUSTEE DUTIES

Charitable Status

CITB is a registered charity with the Charity Commission in England and Wales under registration number 264289 and the Office of the Scottish Charity Regulator (OSCR) registration number SCO44875. In addition, CITB is regulated by HM Inspectorate of Education and Training in Wales (ESTYN) OFSTED.

CITB's charitable objects are "for the purpose of making better provision for the training of persons for employment in any activities of the construction industry". As a charity, CITB must comply with the provisions of the Charities Act 2011. Trustees must be mindful of their main duties and responsibilities in the discharge of their role which are listed in Table A below:

Table A

TRUSTEE DUTIES
Main Responsibilities
<ul style="list-style-type: none"> Trustees have and must accept ultimate responsibility for directing the affairs of a charity, and ensuring that it is solvent, well-run, and delivering the charitable outcomes for the benefit of the public for which it has been set up.
Compliance– Trustees must:
<ul style="list-style-type: none"> Ensure that the charity complies with charity law, and with the requirements of the Charity Commission as regulator; in particular ensure that the charity prepares reports on what it has achieved and Annual Returns and accounts as required by law.
<ul style="list-style-type: none"> Ensure that the charity does not breach any of the requirements or rules set out in its governing document and that it remains true to the charitable purpose and objects set out there.
<ul style="list-style-type: none"> Comply with the requirements of other legislation and other regulators (if any) which govern the activities of the charity.
<ul style="list-style-type: none"> Act with integrity, and avoid any personal conflicts of interest or misuse of charity funds or assets.
Duty of prudence – Trustees must:
<ul style="list-style-type: none"> Ensure that the charity is and will remain solvent.
<ul style="list-style-type: none"> Use charitable funds and assets reasonably, and only in furtherance of the charity's objects.
<ul style="list-style-type: none"> Avoid undertaking activities that might place the charity's endowment, funds, assets or reputation at undue risk.
<ul style="list-style-type: none"> Take special care when investing the funds of the charity, or borrowing funds for the charity to use.
Duty of care – Trustees must:
<ul style="list-style-type: none"> Use reasonable care and skill in their work as trustees, using their personal skills and experience as needed to ensure that the charity is well-run and efficient.
<ul style="list-style-type: none"> Consider getting external professional advice on all matters where there may be material risk to the charity, or where the trustees may be in breach of their duties.