



MEETING TITLE Board of Directors meeting in Public		MEETING DATE 24/05/2018	
TITLE of PAPER	YAS Charity's Financial Position Update	PAPER REF	8.1
STRATEGIC OBJECTIVE(S)	Choose an item. All		
PURPOSE OF THE PAPER	1.1 This paper provides the YAS Board, as Trustee of the YAS Charity, with an update on: <ul style="list-style-type: none"> • The YAS Charity's financial position to date and proposed actions. • Changes to The Charity Commissions rules on the disqualification of trustees 		
For Approval	<input type="checkbox"/>	For Assurance	<input checked="" type="checkbox"/>
For Decision	<input type="checkbox"/>	Discussion/Information	<input type="checkbox"/>
AUTHOR / LEAD	Danielle Norman – Charitable Fund Manger	ACCOUNTABLE DIRECTOR	Mark Bradley
DISCUSSED AT / INFORMED BY – include date(s) as appropriate (free text – i.e. please provide an audit trail of the development(s)/proposal(s) subject of this paper):			
PREVIOUSLY AGREED AT:	Committee/Group:	Date:	
RECOMMENDATION(S)	It is recommended that the YAS Board of Directors, as YAS Charity Trustee: Note the contents of this report and support the actions proposed, and Note the update in item 8. Trustees will be asked separately to confirm that they are not affected by the changes to the Charity Commissions Rules on disqualification.		
RISK ASSESSMENT		Yes	No
Corporate Risk Register and/or Board Assurance Framework amended <i>If 'Yes' – expand in Section 4. / attached paper</i>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Resource Implications (Financial, Workforce, other - specify) <i>If 'Yes' – expand in Section 2. / attached paper</i>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Legal implications/Regulatory requirements <i>If 'Yes' – expand in Section 2. / attached paper</i>		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Diversity and Inclusion Implications <i>If 'Yes' – please attach to the back of this paper</i>		<input type="checkbox"/>	<input checked="" type="checkbox"/>
ASSURANCE/COMPLIANCE			
Care Quality Commission Choose a DOMAIN(s)	Not Applicable Not Applicable		
NHSI Single Oversight Framework Choose a THEME(s)	3. Finance & Use of Resources 3. Finance & Use of Resources		

YAS Charity's Financial Position Update

1. Purpose

- 1.2 This paper provides the YAS Board as Trustee of the YAS Charity with an update on the YAS Charity's financial position to date and proposed actions.
- 1.3 The paper also sets out the Charity Commissions rules on automatic disqualification of trustees and proposes action to ensure compliance.

2 Understanding the YAS Charities Current Financial Position

- 2.1 The YAS Charity receives income in two forms: Designated and Unrestricted.
 - 2.1.1 Designated income can only be spent on the specific purpose for which it has been donated. This is most often the purchase of defibrillators.
 - 2.1.2 There are no restrictions on the use of unrestricted income so long as use falls within the charities remit.
- 2.2 Administration costs are funded from unrestricted income.

3. Financial Update and indicative forecast

Financial Year 2018 - 19, Month 1

- 3.1 As at 30th April 2018 the Charity has unrestricted cash reserves of £199,299.37
- 3.2 In April (the first month of the new financial year) the Charity received income of £1,988.60 and spent £14,148.95. The income was unrestricted.
- 3.2 Year to date income is 9.5% higher than the comparable figure for 2017/18. The level of expenditure includes the salary recharge for the end of the financial year 2017/18 months.
- 3.5 As discussed in previous updates the charity needs to reduce its financial commitments and develop more effective fundraising for unrestricted income that can be used to fund its ongoing costs.

4. Reducing existing commitments

- 4.1 A review of spending commitments was carried out at the April Charitable Funds Committee meeting. An expenditure budget of £114,360 was agreed. This is a 26% reduction from the initial commitments. This reduction in expenditure will not have any impact on Trust expenditure.

- 4.2 The reduction reflects a reduced need for funds to support Restart a Heart requiring less funding this year, and a reduction in cPAD grant funding.
- 4.3 It was decided that the Charity will continue to fund the Community Engagement Trainer. Ending that funding would have an impact on the Trust.

5. Develop more effective fundraising for unrestricted income

- 5.1 The Charitable Funds Committee approved a Fundraising Strategy in November 2017. This is attached as an appendix.
- 5.2 The Charitable Funds Committee determined in November 2017 that a community fundraising model offered the best fit with the Trusts work and ambitions. Work to develop and implement this approach was prioritised. However, as the trust builds its community engagement strategy and volunteering programme the decision has been made by The Chairman, 19th April 2018 that we will hold on progressing with the community fundraising model as there is considerable overlap.
- 5.3 We continue to work to develop income in other areas of the strategy.

6 Planned actions:

- 6.1 Resolve current staffing restructure.

The consultation process has now completed, and changes will be implemented with effect from 15th June

- 6.2 Use the new charity proposition and brand in 2018/19 to drive a step change in fundraising
- 6.3 Continue to work closely with the Community Resilience Team to join up fundraising with our existing YAS presence in communities.

7. Planned Fundraising Activities

- 7.1 Yorkshire 3 Peaks Challenge is confirmed for 30th June 2018. This is in partnership with York Teaching Hospital Charities. We have had a very positive response to this, with over 20 participants signed up so far.
- 7.2 Knaresborough Bed Race Entry – a joint project with CFRs.
- 7.3 A collection and CPR demonstrations is planned to take place with Leeds United Football Club during summer 2018. Specific date to be agreed in June when fixtures released.
- 7.4 A YAS Firewalk is planned for autumn 2018.

8. Changes to Charity Commission legislation on disqualification

- 8.1 On the 1st April 2018 the Charity Commission will implement new rules on the disqualification certain people from being involved in charity management. The current rules only apply to trustees, protect charities from being run by people who meet certain criteria or who have specific unspent convictions. They have been expanded to include new criteria, and will also apply to Senior Mangers within a charity.
- 8.2 Being disqualified means that a person can't take on, or stay in, a charity trustee position – even on an interim basis, unless their disqualification has been waived.
- 8.3 All Board members are advised to check this new legislation and ensure that they are not affected.
- 8.4 The following categories would cause automatic disqualification for Trustees from the 1st August 2018:

The new disqualification categories are:

- Unspent conviction for specified terrorism offences
- Unspent conviction for a specified money laundering offence
- Unspent conviction for specified bribery offences
- Unspent conviction for the offence of contravening a Charity Commission Order or Direction
- Unspent conviction for offences of misconduct in public office, perjury, or perverting the course of justice
- Unspent convictions for aiding attempting or abetting the above offences
- Being on the sex offenders register
- Unspent sanction for contempt of Court
- Disobeying a Commission Order
- Being a designated persons (under specific antiterrorist legislation)

- 8.5 To ensure compliance we will be asking all Charitable Funds Committee Members to complete a declaration that they are not in any of the above categories.

9. Recommendations

- 9.1 It is recommended that the YAS Board of Directors, as YAS Charity Trustee, note the contents of this report and support the actions proposed.
- 9.2 Note the update in item 8. Trustees will be asked separately to confirm that they are not affected by the changes to the Charity Commissions Rules on disqualification.