

**REPORT TO THE TRUST BOARD IN PUBLIC**  
**23 September 2021**

<b>Title</b>	ELFT Charity Committee 26 July 2021 – Committee Chair’s Report
<b>Committee Chair</b>	Aamir Ahmad, Non-Executive Director and Chair of ELFT Charity Committee
<b>Author</b>	Forhad Ahmed, Programme Manager (ELFT Charity)

**Purpose of the report**

To bring to the Board’s attention key issues and assurances discussed at the ELFT Charity Committee meetings held on 26 July 2021

**Issues to be brought to Board’s attention**

**26 July 2021**

The Committee considered a range of items including an update on the Terms of Reference for the committee, reviewing a draft version of Constitution for the new ELFT Charity, listening to the background to developing the new charity, discussing the challenges faced by Corporate Trustee model and an updated Financial Support.

• **Terms of Reference of ELFT Charity Committee**

Mohit opened the discussion for reviewing the updated Terms of Reference for the committee:

- The Terms of Reference have been re-aligned to include the specific issues raised at the last meeting including membership and the timeliness of meetings, and with the Articles.
- The committee was assured that any liability is ringfenced to the Board as the Charity Trustee. The Articles make clear that this Committee is not part of the Trustees of the charity so there is no liability on Committee members, other than those who sit on the ELFT Board

• **Updated Constitution**

Jonathan Brindsen from BDB Pitmans (Legal Team) talked through the updated Constitution and the explanatory commentary, highlighting:

- Whilst the objects do not necessarily reflect the mission values, they are broad and will give maximum flexibility going forward and are in line with the Bart’s fund. This Committee is not, therefore, a committee of the charity and that is an important distinction.
- Wording adjusted to ensure there is clarity between the separation of the Trust and the Charity, with no power on the part of the Trust to extract value at will
- Clauses in 6.3 to give additional protection so that resources are not used by the Trust and only for the purposes of charity

• **Background to developing the new charity**

Mohit discussed this report highlighting the previous board report that outlined the mission and objectives for the new charity. Mohit provided:

- The vision behind the creation of the ELFT charity, and the branding of it as a mental health charity
- The aim to enrich the lives of not just service users but also the wider community
- Examples of priorities for the new charity and consideration on how to achieve those priorities through recruiting fundraising manager.
- The achievement of consolidating all funds in Barts Charity into one main ELFT fund
- The committee acknowledged the work undertaken over the year to reach this milestone.
- The committee are keen to ensure priorities are set and renewed annually in line with the trusts objectives

• **ELFT Charity – Corporate trustee Model**

Mohit presented a report on the impact of a corporate trustee model. It highlighted:

- The overall responses from key NHS Charities on the structure and model for any new NHS Charity.

- Provided some legal context and the limited implication on any potential opportunity to fund raising from any donors.
- Highlighted the approach to communication as key to engaging donors.
- The committee noted the next key action is to develop a robust communication plan that would develop the opportunities for raising funds and articulating the messages to key audiences.

- **Finance Support**

Steven presented an updated report that summarised the following:

- A mini process was undertaken, and three accountancy services have been sought.
- The reduction on the initial business case reflected this based on a better option for an accountancy service.
- The fundraising manager is key to ensuring the charity has a dedicated plan in place to achieve any realistic targets.
- The committee reviewed the report and raise the challenges in recruiting to fundraising managers at this moment. It was agreed this will need to be reviewed after the application for the post has been received.

**Previous Minutes:** The approved minutes of the Charity Committee meeting held on 12 May 2021 are available on request by Board Directors from the Director of Corporate Governance.