

Declaration of Eligibility to Serve as a Local Governor in Victorious Academies Trust

All governors in Victorious Academies Trust are required to complete a declaration as part of the appointment process and to confirm annually thereafter for the remainder of their service as a governor that they remain eligible to serve as a Governor and to advise the trust at the very earliest opportunity if they become ineligible to serve during their term of office.

In line with statutory requirements – all governors in Victorious Academies Trust are required to:

- Be aware of the roles and responsibilities and duties placed upon them as a governor and to confirm that they are unaware of any impediments that would render them ineligible to serve as a governor.
- Specifically, governors must declare that they:
 - are aged 18 years or older at the date of the election or appointment.
 - are capable of managing and administering my own affairs.
 - are not entered on the sex-offenders register.
 - do not have an unspent conviction for an offence involving:
 - deception or dishonesty
 - terrorist offences
 - money laundering - bribery
 - misconduct in public office, perjury, or perverting the course of justice
 - contravention of certain Charity Commission preventative orders (under the Charities Act 2011 section 77) or
 - attempting, aiding, or abetting the above offences.
 - have not been found in contempt of court.
 - are not a designated individual under specific anti-terrorist legislation.
 - have not been found guilty in the High Court of disobeying a Charity Commission order or direction.
 - have not been removed from: -
 - trusteeship, or as an officer, agent, or employee of a charity by the Charity Commission, the Scottish charity regulator or High Court for misconduct or mismanagement
 - a position of management or control of a charity in Scotland for mismanagement or misconduct
 - being a director under the Company Director Disqualification Act 1986, including Company Directors Disqualification (Northern Ireland) Order 2002
 - directorship by way of being an undischarged bankrupt
 - directorship because there is an outstanding composition or arrangement with creditors which includes an individual voluntary agreement (IVA), and being currently on the Insolvency Services Register or
 - management or control of a body under section 34(5)(e) of the Charities and Trustee Investment (Scotland) Act 2005, or earlier legislation.
 - have not been declared bankrupt and have not been the subject of sequestration proceedings in Scotland. (This declaration may be made by an individual if the relevant bankruptcy or sequestration order has been discharged).
 - have not entered into any compromise or arrangement with my creditors (e.g., an



Individual Voluntary Arrangement or deed of arrangement), except one that has already been discharged.

- is not subject to an order made under section 7 of the Law Reform Act (Miscellaneous Provisions) (Scotland) Act 1990, preventing a person from being concerned in the management or control of any relevant organisation or body.
- is not subject to a disqualification order under the Criminal Justice and Court Services Act 2000.7
- is not disqualified under the Protection of Vulnerable Adults List.
- does not have a history of tax fraud or other fraudulent behaviour, including misrepresentation and/or identity theft.
- is not and have not been involved in attacks against or abuse of the tax system, including designing/being involved in a tax avoidance scheme featuring charitable reliefs or using a charity to facilitate avoidance.
- has not been barred from acting as a charity trustee or company director.
