# JERSEY CHARITY TRIBUNAL
# ANNUAL REPORT 2018

## This is the first Annual Report of the Jersey Charity Tribunal ("JCT") and covers the period 1 January 2018 to 31 December 2018

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**Membership of the JCT**

The JCT consists of a professionally qualified Chair, Vice-Chair and four other tribunal members.

The Chair and/or the Vice-Chair will sit with other tribunal members in respect of appeals, those other tribunal members being selected with relevant knowledge applicable to the appeal.

All appointments to the JCT are made following an open recruitment process overseen by the Jersey Appointments Commission in accordance with published guidelines.

Once appointed lay members remain entirely independent of their background, they do not represent any organisations with which they are associated and are entirely impartial, even though in charity related appeals they will have a background in charitable matters.

**Members of the JCT**

The members of the JCT in 2018 were appointed on 9 February 2018 for a three year term and are as follows:-

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| Chair: | Mrs Sarah Bartram-Lora Reina |
| Vice Chair: | Ms Ann Przbyszewska |
| Panel Members: | Advocate Martin Elks |
| | Mr Kevin Hart |
| | Mr Dominic Herbert |
| | Mrs Deborah Thompson |

Tribunal Service Team Members:

| | |
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| Manager: | Nathan Wilczynski |
| Registrars: | Tracey Buesnel |
| | Steph de la Cour |
| | Tayla le Mottee |

**Chair's Foreward**

On 9 February 2018 saw the JCT established with its respective members appointed. The members with the assistance of the Tribunal Service Team have established the forms, guidance notes and website for JCT in preparation for those appeals that are made in accordance with the Charities (Jersey) Law 2014. The process will involve a case management meeting as with other tribunals, unless the merits of the case deem otherwise.

In 2018, no appeals were received by the JCT. For future effective governance the report below details those who can make an appeal and will contain detailed summaries in future years to assist with any themes that may arise.

Finally, I would like to thank the Vice-Chair and the tribunal members for their valuable input in establishing the JCT along with the Registrars for sharing their knowledge, support and making the smooth running of the JCT in its first year of existence. We look forward to working with the users of the JCT in 2019.

[redacted]

Sarah Bartram-Lora Reina

Chairman

10th October 2019

**Overview**

The JCT is an independent judicial body set up to hear appeals in accordance with the Charities (Jersey) Law 2014 that will either be upheld or struck out depending on the facts and legislation.

The JCT is one of several tribunals managed by the Judicial Greffe, the administrative arm of the Jersey Courts, through the Tribunal Service. The Judicial Greffe maintains budgetary control of the tribunal's day to day resources and the Chief Minister oversees the appointment of new tribunal members.

The other tribunals in the Tribunal Service are:

- Employment & Discrimination Tribunal
- Planning Tribunal
- Health & Safety Tribunal
- Social Security Tribunal, which is made up three tribunals dealing with medical appeals, social security appeals and income support medical appeals
- The Mental Health Review Tribunal

The JCT itself is similar to a court but is less formal. Hearings are open to the public, although there are certain circumstances when a hearing may be held in private, primarily those which are on/applications for the restricted sector. The JCT aims to provide a user friendly service ensuring that the documentation and terminology used in its proceedings is easily accessible to all parties. The services of a translator are provided when required at no charge to a party.

The JCT claim and response forms, together with its user guides and other explanatory information are available on the Tribunal Service website www.tribunal.je.

The JCT's decision will be published on the Jersey Legal Information Board website and www.tribunal.je, and those redacted appeals in respect of the restricted sector.

Statistics Relating to the Jersey Charity Law:

In 2018, the JCT received no appeals

Applicant for registration appeals:

In 2018, the JCT received no appeals

Registered Charity Appeals:

In 2018, the JCT received no appeals

Article 26/Required Steps Notice Appeals:

In 2018, the JCT received no appeals

Attorney General Appeals:

In 2018, the JCT received no appeals

Third Party Appeals:

In 2018, the JCT received no appeals

Party's failure to attend:

There are no figures to report as no appeals were received in 2018

Charities appeal issues and outcome:

There were no figures to report as no appeals were received in 2018

Representation of parties:

There were no appeals heard in 2018 whereby representation of parties required

Use of Translators:

The services of a translator are provided by the JCT when required. This service facilitates the smooth running of hearings and ensures fairness.

In 2018 as no appeals were received, this service was not required.

Contact details of the Tribunal Service:

1st Floor, International House, 41 the Parade, St Helier, JE2 3QQ

Telephone No: 01534 441380

Email: registrartribunalservice@gov.je

Website: www.tribunal.je

Opening Hours: Monday to Friday 09.30 to 16.00