

Who cannot be a committee member?

There are no specific legal bars to being a member of the management committee of an unincorporated voluntary association that does not have charitable status.

The prohibitions come into effect when an unincorporated voluntary association either incorporates or gets charitable status or both.

Company law – and various other laws that affects companies and/or their directors – contains criteria that disqualify someone from being a company director.

The Charities and Trustee Investment (Scotland) Act 2005 denotes who is disqualified from being a trustee of a charity in Scotland. Please see the OSCR Guidance for Charity Trustees which includes a section on disqualification and outlines some internal procedures that charities could apply.

Reproduced with kind permission of SDS Forth Valley. Published on the CVS Falkirk Resource Library (www.cvsfalkirk.org.uk)

Version: 1.0

Published: October 2017 Review date: October 2018