**Connected person certificate under the Charities Act 2011**

A “connected person” is defined by Section 118 of the 2011 Act.

Section 117(2) of the Charities Act 2011 (**2011 Act**) requires that if a non-exempt charity disposes of land to a “connected person” (or to a trustee for or nominee of, a connected person) then the disposal must be authorised by the Charity Commission.

Obtaining the Charity Commission’s authority to **acquire** land from a “connected person” is recommended by the Charity Commission to avoid the risk of the acquisition being set aside due to the conflict of interest and this is a policy adopted by TMCP.

**I/We [INSERT NAME(S)] hereby confirm that, I/we are not a connected person (as defined by s.118 of the 2011 Act) or a trustee for or nominee of, such a connected person in relation to:**

**(1) the Trustees for Methodist Church Purposes being a charitable body corporate established by the Methodist Church Act 1939 and registered charity number 1136358; or to**

**(2)[[1]](#footnote-1)** [**NAME OF FIRST MANAGING TRUSTEE**] and [**NAME OF SECOND MANAGING TRUSTEE**] and others being the members (or such of the members as have attained full age) of the [ChurchCouncil] OR [Circuit Meeting]OR [OTHER MANAGING TRUSTEE BODY] of [NAME OF MANAGING TRUSTEE BODY] OR **[[REGISTERED CHARITY NAME] (Charity Registered Number [NUMBER]]** *(if the managing trustee body is itself a registered charity).*

……………………………………………………….. Date:

Duly signed on behalf of [NAME]

……………………………………………………….. Date:

Duly signed on behalf of [NAME]

**You should ask your solicitor to explain the definition of a “connected person” in s.118 of the 2011 Act to you in full before signing this statement.**

*For information purposes only, s.118 of the 2011 Act states that a connected person in relation to a charity is any person that, at the time of the disposition or at the time of the contract for the disposition is:*

1. *a charity trustee or trustee for the charity;*
2. *a person who is the donor of any land to the charity (whether the gift was made on or after the establishment of the charity);*
3. *a child, parent, grandchild, grandparent, brother or sister of any such trustee or donor;*
4. *an officer, agent or employee of the charity;*
5. *the spouse or civil partner of any person falling within any of paragraphs (a) to (d);*
6. *a person carrying on business in partnership with any person falling within any of paragraphs (a) to (e) above;*
7. *an institution which is controlled:-*
   1. *by any person falling within any of paragraphs (a) to (f); or*
   2. *by two or more such persons take together; or*
8. *a body corporate in which:-*
   1. *any connected person falling within any of paragraphs (a) to (g) has a substantial interest; or*
   2. *two or more such persons, taken together, have a substantial interest.*

1. Please insert description of the Managing Trustees from the contract, lease, AST or other transactional document [↑](#footnote-ref-1)