

Subject ref. CLG

Level 4 Certificate in Charity Law and Governance

Charity Law and Governance

Sample assessment material

January 2016

Time allowed: 3 hours (plus 15 minutes reading time)

Do not open this examination paper until the presiding officer or an invigilator tells you to.

You must not take this paper out of the examination room.

The examination paper contains **19** questions and is divided into **three** sections. You must attempt **all the questions** in this paper.

Section A contains 20 marks, Section B contains 35 marks and Section C contains 45 marks. There are **100 marks** available in total for the paper.

You should allow yourself **approximately** 15 minutes in total to answer the questions in Section A, 60 minutes in total to answer the questions in Section B and 35 minutes for each of the questions in Sections C.

You may continue your answers on a separate sheet of paper if necessary. Separate answer sheets are available from the invigilator.

Note: Unless otherwise specified, you should assume that an Act or an organisation referred to in the questions is a UK Act or organisation.

Section A

Answer **all** the questions in this section.

Continue your answers on a separate sheet of paper if necessary.

1. Which of the following types of organisation cannot be a charity?
(Tick **one** box only)

- A. Community Interest Company
- B. Unincorporated members' association
- C. Company Limited by Guarantee
- D. Chartered Body

(1 mark)

2. Which body has day-to-day regulatory oversight of registered charities under the law of England and Wales?

(1 mark)

3. The company directors in a charitable company are its trustees.

Is this **true** or **false**?

(Tick **one** box only)

- True
- False

(1 mark)

4. List **four** of the statutory functions of the Charity Commission under the Charities Act 2011.

i _____

ii _____

iii _____

iv _____

(4 marks)

5. Charity trustees have to have regard to Charity Commission guidance on public benefit.

Is this **true** or **false**?

(Tick **one** box only)

True

False

(1 mark)

6. Describe the legal basis of the Charity Commission.

(2 marks)

7. Which **one** of the following is **not** a 'descriptions of charitable purposes' under the Charities Act 2011?

(Tick **one** box only)

A. The advancement of animal welfare

B. The relief of those in need by reason of youth, age or ill health

C. The promotion of democracy and freedom

D. The advancement of citizenship or community development

(1 mark)

8. List **four** of the registers that a company must retain under the Companies Act 2006.

i _____

ii _____

iii _____

iv _____

(4 marks)

9. What is the full name of the organisation that regulates charities in Scotland?

(1 mark)

10. Best Charity Ever is a charitable company that is registered in England and Wales. It is also registered with the Charity Commission.

List **four** pieces of information that must appear on its website and letters of business.

i _____

ii _____

iii _____

iv _____

(4 marks)

TOTAL FOR SECTION A = 20 MARKS

Section B

Answer **all** the questions in this section.

Continue your answers on a separate sheet of paper if necessary.

11. Explain how the potential liabilities of a charity trustee in a charitable trust differ from a charity trustee of a charitable company.

(5 marks)

12. Explain the benefits for a small charity of being a Charitable Incorporated Organisation.

(6 marks)

