

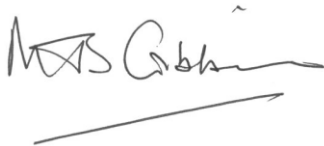
## **Charity Commission**

### **Cabinet Office**

## **Non-qualifying regulatory provision assurance statement: confirmed**

The Regulatory Policy Committee (RPC) is content that, on the basis of the summary information provided, none of the measures or activities covered in the summary document should be considered as a qualifying regulatory provision for the purposes of the business impact target. This statement does not provide a detailed view of any specific activity in the regulator's summary document. Nor does it comment on any activities not included in the summary. Some activities might, however, have been the subject of separate assessments of qualifying regulatory provisions.

The RPC notes that this is an especially clear and well-justified statement, with helpful comments in sections K and L in particular.



**Michael Gibbons CBE, Chairman**

## Non-qualifying Regulatory Provisions Summary Reporting Template

**Regulator: Charity Commission for England and Wales**

**Business Impact Target Reporting Period Covered: 8 May 2015-9 June 2017**

Excluded Category*	Summary of measure(s), including any impact data where available**
A – EU and International	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
B – Economic Regulation	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
C – Price Control	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
D - Civil Emergencies	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
E – Fines and Penalties	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
F – Pro-Competition	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
G – Large Infrastructure projects	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
H – Misuse of Drugs/National Minimum Wage	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
I – Systemic Financial Risk	following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion
K – Industry Codes	<p>We support the sector-led <a href="#">Charity Governance Code</a>, which is owned by an independent coalition of charity sector bodies. Following the Code is not a regulatory requirement, but we encourage all charities to sign up to it and apply it proportionately to their circumstances.</p> <p>The Code Steering Group made no changes to the Code during this reporting period. (A new version was launched in July 2017.)</p>
L1 – Casework	<p>Casework is the Charity Commission’s principal regulatory activity. Our casework falls into the broad categories of:</p> <p>(i) registration – we receive and consider over 8,000 applications per year; we protect trust and confidence in charities by restricting charity registration to only those organisations that pass the legal tests for a charity and are required to register</p>

	<p>(ii) advice and permissions - charities sometimes need our permission, for example, to sell property, pay trustees, or change their objects</p> <p>(iii) regulatory compliance - looking into concerns raised about charities and taking action to put charities back on track</p> <p>(iv) statutory inquiry (investigation), where we have serious concerns about a charity or may need to use certain powers</p> <p>(v) monitoring, which includes proactive work to anticipate problems, desk-based research, corresponding with or interviewing trustees, visiting the charity’s premises and inspecting its books and records</p> <p>The Commission conducts several thousand cases each year. Details for each financial year are given in our <a href="#">annual report</a>.</p> <p>No activities listed in this section represent a change in the burden of regulation placed on charities, except where these result from a separate qualifying regulatory provision that has been assessed.</p>
<p>L2 – Education, communications and promotion</p>	<p>The Commission publishes news stories on its <a href="#">website</a> and a quarterly newsletter, <a href="#">Charity Commission News</a>.</p> <p>The Commission also publishes <a href="#">alerts and warnings</a> about particular risks or vulnerabilities which could affect charities and their operations. In some cases it <a href="#">publishes</a> decisions it has made, statements on live cases and reports on completed inquiries and other regulatory cases.</p> <p>The Commission organises <a href="#">public meetings</a> in different locations each year, providing update on the Commission’s activities and a chance to meet and put questions to senior staff. Where capacity allows, Commission staff also participate in seminars and conferences organised by charities and other organisations.</p> <p>None of the material produced creates a new regulatory standard that charities will be expected to follow. Attendance at educational and promotional events is not compulsory.</p>
<p>L3 – Activity related to policy development</p>	<p>The Commission conducted 10 formal <a href="#">consultations</a> during the reporting period, and other informal consultations. These included consultations on draft guidance, and our policy approach to using new powers under the Charities (Protection and Social Investment) Act 2016.</p> <p>The Commission commissioned research into public trust and confidence in charities (<a href="#">2016</a>) and trust and confidence in the Commission (<a href="#">2015, 2017</a>) and partnered with Cass Business School to conduct research into charity trusteeship (2016-17, awaiting publication).</p> <p>In early 2016 the Commission launched a beta version of a new charity registration portal Apply to Register a Charity (ARC). Testing</p>

	and development are ongoing.
L4 – Changes to management of regulator	<p>The Commission has been undertaking a significant change programme throughout the reporting period. This has included restructuring and reorganisation of our Registration, Operations, Investigations and Policy and Communications functions. We have published an updated <a href="#">risk framework</a> and <a href="#">Statement of Regulatory Approach</a>. Other changes include the appointment of a new Chief Operating Officer and new Board members.</p> <p>These changes have no direct impact on charities in terms of any change in the burden of regulation placed on them.</p>

\*complete the summary box as ‘following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion’ where this is appropriate

\*\* For certain excluded categories - such as A, B, C, F and I, it is good practice to provide a narrative description of any significant measures. This will help provide greater transparency and assurance that BIT exclusions are being applied consistently and appropriately