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# STATES OF JERSEY



## CHARITY TRIBUNAL: APPOINTMENT OF CHAIR AND MEMBERS

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Presented to the States on 13th February 2018  
by the Chief Minister

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STATES GREFFE

## REPORT

### Introduction

The Assistant Chief Minister is presenting this Report to the States Assembly, giving 2 weeks' notice of his proposed intention to appoint the following individuals as Chair and members of the Charity Tribunal –

**Chair:** Mrs. Sarah Bartram-Lora Reina

**Members:**

Advocate Martin Elks

Mr. Kevin Hart

Mr. Dominic Hebert

Ms. Anna Przybyszewska

Mrs. Deborah Thompson.

The Charity Tribunal is established under Article 32 and Schedule 2 of the [Charities \(Jersey\) Law 2014](#) (“the 2014 Law”). Article 32 states that –

**“32 Establishment of Charity Tribunal**

- (1) There is established a tribunal to be known as the Charity Tribunal.
- (2) The function of the tribunal is to hear and determine appeals under this Part.
- (3) Schedule 2 makes further provision in respect of the tribunal.”.

Schedule 2, paragraph 1, of the 2014 Law requires that –

**“1 Appointment**

- (1) The Minister must appoint as members of the tribunal at least 4, and no more than 8, persons appearing to the Minister to be suitable for the position and to have appropriate experience to safeguard the interests of the public and the charitable sector in Jersey.
- (2) Before appointing a person as a tribunal member, the Minister must seek the views of the Jersey Appointments Commission established by Article 17 of the Employment of States of Jersey Employees (Jersey) Law 2005<sup>1</sup> on the appointment (without prejudice to the powers of the States or the Jersey Appointments Commission under Article 15 of that Law).
- (3) The Minister must, at least 2 weeks before appointing a person as a tribunal member, present to the States a notice of his or her intention to make the appointment.
- (4) A person appointed as a tribunal member holds and vacates that position in accordance with the terms of his or her appointment, subject to this Law.

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<sup>1</sup> [chapter 16.325](#)

- (5) When appointing a person as a tribunal member the Minister must determine the period of the appointment, being not more than 6 years.
- (6) The Minister may re-appoint a person serving as a tribunal member (and references in this paragraph to appointment include re-appointment).
- (7) The Minister must, among the members of the tribunal, designate one as the chair and another as the vice-chair.
- (8) Service as a tribunal member is honorary, unless the Minister determines that the chair is, or all the members are, to be remunerated by the States as Minister sees fit.”.

### **Matters relating to appointment**

In accordance with the requirements of the 2014 Law, the selection process was overseen by the Jersey Appointments Commission. Brief biographical details for each appointee have been included at the end of this report.

### **Financial and resource implications**

Service as a tribunal member is honorary. Administrative costs associated with the Charity Tribunal will be met from the Community and Constitutional Affairs Departmental budget.

## **BIOGRAPHICAL DETAILS OF APPOINTEES**

### **Mrs. Sarah Bartram-Lora Reina (*Chair*)**

Mrs. Bartram-Lora Reina is an Associate Client Director in a local Trust Company and is responsible for a client portfolio of trusts, companies and charitable trusts for families based predominantly in the UK and Europe. With significant experience in trust management and administration, Mrs. Bartram-Lora Reina brings this experience of fiduciary duties, regulatory responsibility and corporate governance to the role. She is a committee representative at the Jersey Association of Trust Companies (“JATCO”); and the former local Institute of Financial Services (“IFS”) committee.

### **Advocate Martin Elks**

Advocate Elks has worked in the legal sector in Jersey since 2001. His work includes matters of family law, criminal law, negligence and personal injury claims, employment, trust law, and work of a general commercial nature. He has conducted both Legal Aid and Private Client cases, and is approved to act as duty lawyer in the Magistrate’s Court and Youth Court, as well as at Police Headquarters. He has over 20 years’ experience in charitable work, including being a resident volunteer with a respite care provider for disabled adults and being a Governor of a local children’s charity.

**Mr. Kevin Hart**

Mr. Hart is a Transport Industry Professional with over 25 years' experience in the public transport sector, with over 4 years' experience at senior board level for a subsidiary of a FTSE 250 company and, more recently, 5 years at Director level for a Social Enterprise and UK Registered Charity. He provides support to the company Human Resources Manager across the full spectrum of an employee lifecycle, including matters which have reached the Jersey Employment Tribunal.

**Mr. Dominic Hebert**

Mr. Hebert is a qualified accountant, full member of the Association of Chartered Certified Accountants ("ACCA"), and a chartered member of the Chartered Institute for Securities and Investments ("Chartered MCSI"). Alongside his significant experience within the finance industry, he has had board member and co-ordinator involvement with charities and not-for-profit organisations both locally and in France.

**Ms. Anna Przybyszewska**

Ms. Przybyszewska is a Human Resources professional with local experience working with Employment Tribunal cases. She is currently working for the States of Jersey in administration for the Health and Social Services Department; and also acts as an interpreter for the Law Officers, Police, Customs and Immigration Services. She has significant charitable experience in both Jersey and Poland, working with children's charities and those involved in mental health and cancer relief.

**Mrs. Deborah Thompson**

Mrs. Thompson is a Chartered Physiotherapist and Chartered Psychologist in teaching, and currently delivering A-level Psychology at a local school. She has experience as a Lay Youth Court Panel member, and as a member of the Law Society Disciplinary Panel and Children's Placement Panel. She has worked in both a professional and lay capacity with local charities in the areas of education and health care. She is currently completing her Professional Doctorate in Sport and Exercise Psychology.