

Charity Registration No. 1124746

Company Registration No. 5693101 (England and Wales)

**ARTICLE 1 CHARITABLE TRUST  
TRUSTEES' REPORT AND ACCOUNTS  
FOR THE YEAR ENDED 30 SEPTEMBER 2009**

# ARTICLE 1 CHARITABLE TRUST

## LEGAL AND ADMINISTRATIVE INFORMATION

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<b>Trustees</b>	A Bannister P Greening P M Hilder H C Tinsley C L Ruggles
<b>Secretary</b>	A Bannister
<b>Charity number</b>	1124746
<b>Company number</b>	5693101
<b>Principal address</b>	14 St Mary's Street Stamford Lincolnshire PE9 2DF
<b>Registered office</b>	14 St Mary's Street Stamford Lincolnshire PE9 2DF
<b>Auditors</b>	Stephenson Smart & Co Stephenson House 15 Church Walk Peterborough Cambridgeshire PE1 2TP
<b>Bankers</b>	Triodos Bank Brunel House 11 The Promenade Bristol BS8 3NN
<b>Solicitors</b>	Bates, Wells and Braithwaite 2-6 Cannon Street London EC4M 6YH

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# ARTICLE 1 CHARITABLE TRUST

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# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT

### FOR THE YEAR ENDED 30 SEPTEMBER 2009

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The trustees present their report and accounts for the year ended 30 September 2009.

The accounts have been prepared in accordance with the accounting policies set out in note 1 to the accounts and comply with the charity's governing instrument, the Companies Act 2006 and the Statement of Recommended Practice, "Accounting and Reporting by Charities", issued in March 2005.

#### **Structure, governance and management**

Article 1 Charitable Trust is registered as a company limited by guarantee (without share capital) no. 5693101 and as a registered charity no. 1124746. Its governing instrument is its memorandum and articles of association. The directors are the members of the company and each member, during his or her membership or within one year afterwards, undertakes to contribute a sum not exceeding £1 to the assets of the company in the event of it being wound up.

The trustees, who are also the directors for the purpose of company law, and who served during the year were:

A Bannister  
P Greening  
P M Hilder  
H C Tinsley  
C L Ruggles

The trustees have assessed the major risks to which the charity is exposed, and are satisfied that systems are in place to mitigate exposure to the major risks.

#### **Objectives and activities**

The charity's objects are the advancement of the education of the public about war and peace, human rights, the environment and democracy and to research issues of public policy in relation to war and peace, human rights, the environment and democracy (and publish the results of such research).

#### **Achievements and performance**

Article 1 is a British charity which focuses on the lessons learned from the Holocaust and works to educate the general public, UK politicians and the international community about systematic human rights abuses and genocide occurring in the present day, with particular focus on Darfur. We also work to ensure that the voices of Darfuris, based in the UK, Sudan, Chad and elsewhere are heard as part of our effort to raise awareness and contribute to resolving the conflict in Darfur. Informing and raising awareness about human rights atrocities and genocide in obscure parts of the world is the main tool that can be used to apply pressure on policy makers and governments to act to end abuses and resolve conflicts. We pressure decision-makers to take effective measures to stop these atrocities and to deliver genuine and lasting peace in the region.

We also work with Darfuri asylum seekers and refugees in the UK, offering practical and emotional support, information, advice, and access to lawyers in order to protect their rights. We work closely with other human rights NGOs, lawyers and the UK Home Office and Border Agency, ensuring we provide the best possible assistance to Darfuris in the UK. We bring together the Darfuri Diaspora to share problems and solutions, and to make their voice heard as a group.

# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

**FOR THE YEAR ENDED 30 SEPTEMBER 2009**

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### EDUCATION AND PRESENTATIONS

Article 1 staff have given talks and detailed presentations about the situation in Darfur and east Africa to schools, universities, churches and other public spaces throughout the world. Important events include Harvard University, University of Chicago, University of San Francisco, Cambridge University and the University of Leeds. We estimate we have made 50 presentations this past year, with more planned into mid-2010.

Article 1 staff produced an education pack on human rights, using Darfur as a case study, called 'DRAWINGS FROM DARFUR: WITNESSING AND ACTING.' It aims to encourage a debate about the role of individuals in WITNESSING crimes against humanity and what ACTION people should take in response. The content fits with the Citizenship course as part of the national curriculum and is aimed at students completing Key Stage 4 (aged 14-16). We have received professional pro-bono input, advice and guidance from numerous teachers. We plan to identify a number of schools who are likely to use the pack by early 2010 and for the pack to be ready for distribution by early spring 2010.

### SOUTH SUDAN

There is increasing violence and bloodshed in southern Sudan, casting doubts over the fate of the April 2010 elections, the 2011 referendum and the Comprehensive Peace Agreement (which ended the 25 year long civil war between north and south Sudan). It is clear that the whole region could easily return to full-scale war, destroying any hope of peace and stability in Darfur in the near future.

Article 1 is thus expanding its areas of expertise to cover the whole of Sudan. It is vital that policy makers, politicians and others address problems throughout the whole of Sudan, rather than its individual regions. Our role is to press for informed, concerted and robust action by the international community to bring about justice for the people of Sudan.

We have organised a high level seminar with expert speakers, addressing the increasingly disastrous humanitarian and human rights situation in Darfur and the south; the forthcoming elections, and the 2011 referendum. The audience included key journalists, UK Government officials, human rights groups and other interested parties.

This seminar emphasised that violence in the south is linked to Darfur, and that consequently Darfur must not be marginalised as attention is increasingly focused on southern Sudan. It also demonstrated our role as an authority able to comment on the conflicts in Darfur and Sudan. It is planned to follow up the seminar with a policy report written by experts in the field, which will be published in March 2010 in advance of the elections.

### RESEARCH TRIPS

In line with our determination to cover the whole of Sudan we will visit Southern Sudan in February 2010. One of our researchers will visit the refugee camps in Chad in the coming months.

### MEDIA

Article 1 staff and volunteers are asked to comment regularly on TV and radio in the UK and overseas.

We have had a number of other articles in the UK's leading national newspapers, including the Independent and the Guardian, mostly regarding the treatment of Darfuri asylum seekers in the UK.

We brief journalists on asylum, Darfur, Chad and increasingly, Sudan.

# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

**FOR THE YEAR ENDED 30 SEPTEMBER 2009**

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### BRIEFINGS

We continue to produce regular website updates on events in Darfur, Chad and the Central African Republic as a service to decision-makers, the media and other interested parties. We hold regular briefings for MPs, Lords and their researchers, as well as journalists.

### GIVING DARFURIS A VOICE

#### *The arrest warrant for the Sudanese President:*

In March 2009 the International Criminal Court issued an arrest warrant for Sudan's President Omar al Bashir on five counts of crimes against humanity and three counts of war crimes. The ICC used as contextual evidence the five hundred drawings of the genocide by Darfuri child refugees in Chad, collected by an Article 1 researcher.

Our drawings have subsequently been reproduced all over the world, most notably on the BBC News website. Olivia Warham also appeared on BBC Radio 4's World at One programme to discuss the drawings and their importance.

The children's drawings have been divided into four separate collections -allow ing for them to be exhibited at the same time in the US, UK and all over the world. The drawings have been exhibited in South Africa, Italy, Lithuania, the UK, including Oxford and Cambridge Universities, and in colleges across the USA, including Harvard University and the University of Chicago.

### THE DARFURI COMMUNITY IN THE UK

In July 2008, our work in Parliament led to the UK Home Office halting the forced removal of non-Arab Darfuri asylum seekers to Sudan, where they face the risk of imprisonment, torture and death.

Since the ban on removals, we have run successful campaigns to stop Darfuris being wrongly deported to Khartoum. We continue working with others who face a similar threat. We have stopped the deportations of 4 Darfuris since October 2008. We are currently assisting more than 30 Darfuri asylum seekers.

We provided evidence to lawyers preparing the country guidance test case on Sudan (heard in November 2009) that was to determine UK policy regarding Darfuri asylum seekers, including whether it is safe to resume forcible removals of Darfuris to Khartoum. Since then the Home Office has issued an Operational Guidance Note stating that all non-Arab Darfuris should be given refugee status. This landmark decision was due in part to work carried out by Article 1, including information we uncovered of a man who was shot by Sudanese Security Forces when he was returned to Khartoum.

We are expanding our focus to include indefinite detention of asylum seekers and the treatment of Darfuris and other asylum seekers/foreign nationals in the UK prison system.

Article 1 staff continue to meet with the Home Office regarding the often unlawful treatment of Darfuri asylum seekers in the UK. We are building our relationship with HO officials and have had 4 face-to-face and telephone meetings with officials in the last 12 months.

We are pursuing numerous cases in which the Home Office allowed Sudanese embassy officials to be present and to intimidate Darfuri asylum seekers during interviews at Home Office facilities.

The Article 1 team have organised and attended many meetings with Darfuri community members this year including in Leeds, Sheffield, Birmingham and London.

We assisted the organisation of and attended the 6th Day for Darfur outside No. 10 Downing Street - a public protest calling for an end to the war in Darfur.

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# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

### FOR THE YEAR ENDED 30 SEPTEMBER 2009

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#### COLLABORATIONS WITH OTHER GROUPS

It is important that the work of Article 1 compliments, supports and therefore strengthens the work of other human rights groups, law firms and Darfuri community groups. Thus we work closely with other like-minded organisations, as outlined below:

- Article 1 is a part of Still Human, Still Here, a campaign supported by Amnesty and other organisations which aims to protect the rights of asylum seekers
- Article 1 has joined Asylum Rights Campaign, a consortium which campaigns for rights for asylum seekers and disseminates information on these issues
- Article 1 works alongside London Detainee Support Group, whereby we refer cases to each other and coordinate our work
- We also work closely with refugee organisations such as Asylum Aid, Refugee and Migrant Justice (formerly the Refugee Legal Centre), Northern Refugee Centre, the College of Law, Refugee Council and BID UK.
- We work with numerous Darfuri groups in the UK, such as the Zaghawa Community Association of the UK; the Darfur Union; the UK Maseliit Community in the UK; Sudanese Mother's for Peace.
- We offer country and community specific advice and assistance to individual lawyers representing Darfuri asylum seekers

#### RECOGNITION OF A1'S ASYLUM WORK: ACHIEVEMENTS

Article 1's achievements reached new heights at the end of this year, as on 2nd November 2009 the Home Office released an Operational Guidance Note on Sudan, stating that 'all non-Arab Darfuris are at real risk of political persecution in Darfur and internal relocation elsewhere in Sudan is not currently to be relied upon.' As a result they have granted refugee status to all non-Arab Darfuris who can prove their ethnicity asylum in the UK, albeit for a limited period of time. This was an extremely welcome development and cause for celebration. Furthermore, evidence gathered from Darfur highlighting the danger of returning Darfuris to Sudan and submitted to the Home Office by Article 1 was formally recognised by the Home Office and acknowledged in the Operational Guidance Note. That our educational, research work and tireless dissemination and lobbying had a direct impact on the Home Office's decision to protect Darfuris in the UK highlights how effective and important our work is.

During the last year Article 1's achievements in the asylum work was recognised by various high profile charitable trusts to whom we had applied for funding. Fundraising for the asylum project carried out by the team, in particular Olivia Warham, secured Article 1 £44,000 for core and project related costs over the next three years. This is a fantastic and well deserved success and will allow Article 1 to develop its expertise on Darfuri asylum issues.

#### Financial Review

The charity's principal sources of income are donations from individuals and other charitable organisations. In addition to monetary donations Article 1 Charitable Trust relies on a significant amount of volunteers time in order to achieve the objectives described in this Report.

As described in this Report and disclosed in the restricted funds note on page 13 the incoming resources have been applied to the charity's projects.

# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

**FOR THE YEAR ENDED 30 SEPTEMBER 2009**

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### Disclosure of information to auditors

Each of the directors has confirmed that there is no information of which they are aware which is relevant to the audit, but of which the auditor is unaware. They have further confirmed that they have taken appropriate steps to identify such relevant information and to establish that the auditors are aware of such information.

On behalf of the board of trustees

*H C Tinsley*

**H C Tinsley**

Trustee

Dated: *17/12/10*



# ARTICLE 1 CHARITABLE TRUST

## STATEMENT OF TRUSTEES' RESPONSIBILITIES

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The trustees, who are also the directors of Article 1 Charitable Trust for the purpose of company law, are responsible for preparing the Trustees' Report and the accounts in accordance with applicable law and United Kingdom Accounting Standards (United Kingdom Generally Accepted Accounting Practice).

Company law requires the trustees to prepare accounts for each financial year which give a true and fair view of the state of affairs of the charity and of the incoming resources and application of resources, including the income and expenditure, of the charitable company for that year.

In preparing these accounts, the trustees are required to:

- select suitable accounting policies and then apply them consistently;
- observe the methods and principles in the Charities SORP;
- make judgements and estimates that are reasonable and prudent;
- state whether applicable UK Accounting Standards have been followed, subject to any material departures disclosed and explained in the accounts; and
- prepare the accounts on the going concern basis unless it is inappropriate to presume that the charity will continue in operation.

The trustees are responsible for keeping proper accounting records that disclose with reasonable accuracy at any time the financial position of the charity and enable them to ensure that the accounts comply with the Companies Act 2006. They are also responsible for safeguarding the assets of the charity and hence for taking reasonable steps for the prevention and detection of fraud and other irregularities.

