

**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 2010**

# ARTICLE 1 CHARITABLE TRUST

## LEGAL AND ADMINISTRATIVE INFORMATION

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<b>Trustees</b>	A Bannister 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>	105A Westbourne Grove London W2 4UW
<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 2010*

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The trustees present their report and accounts for the year ended 30 September 2010.

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

(Retired 29 August 2010)

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 UK charity focusing on the lessons learned from the Holocaust, working 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 and Sudan as a whole. 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 our main tool in applying pressure on policy makers and governments to act to end abuses and resolve conflicts.

We strive to educate the public about the ongoing genocide in Darfur, and human rights abuses in Sudan, Chad and Central African Republic. We provide information and briefings to decision-makers to enable them 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 2010*

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#### EXHIBITION OF THE CHILDREN'S DRAWINGS

Following on from last year, the children's drawings collected from Darfuri refugees in Chad continue to be exhibited. Our main emphasis has been in North America and the UK, with exhibitions held at Brighton and Manchester in the UK and Dartmouth, Boston and Iowa in the USA.

As our volunteer in the USA is on maternity leave and a large number of potential venues have already been contacted, it has been decided that some permanent homes should be found for the drawings. As a result, drawings will be archived at the University of South Florida and the Military History Museum in Dresden. They will also be put in school books used by German school children. The drawings will continue to be exhibited but on a smaller scale than previously.

#### THE DARFURI COMMUNITY IN THE UK

Following the announcement last year from the Home Office saying that all non-Arab Darfuris should be given asylum, our work has continued apace. We have helped many individuals to file further representations and a number have now been given status. However, many are still struggling with the asylum system and we are helping them in a variety of ways.

There are still many Darfuris who do not have legal representation and we have helped find them a lawyer. This has been particularly difficult this year in light of the closure of Refugee and Migrant Justice. By now, there are Darfuris who have been in this country for many years and their lack of progress can result in depression and suicidal tendencies. We do our best to assist both in practical ways but also to give moral and emotional support where we can.

For those Darfuris who are lucky enough to get status, they often still need assistance with ensuring they receive the benefits to which they are entitled, as well as help with their CVs, finding a job and family reunification. We have been able to successfully assist with this.

Many Darfuris are in detention, often because they have entered Europe through another country such as Italy and have been fingerprinted there. As a result, the Home Office is entitled to return them to these countries, despite the policies of Italy on returns to Sudan being different from those in the UK. Where possible we have worked to prevent these returns and this is an area we aim to continue working on in the future.

We have also worked at length on the inquest of a minor who committed suicide whilst in prison, for which we gained coverage in the Independent newspaper:

<http://www.independent.co.uk/news/uk/home-news/darfuri-teenager-killed-himself-after-being-told-ndash-wrongly-ndash-of-deportation-1990011.html>.

One of our staff members was interviewed about A1's work and experience for an independent documentary on asylum seekers and indefinite detention in the UK. The film is due to be screened in December and will be put forward for a number of human rights films awards.

An issue which continues to be of real concern is the determining of ethnicity by the Home Office. The Operational Guidance Note (OGN) was an enormous achievement. However, it can only be of benefit to those who prove themselves to be non-Arab Darfuris. It seems that the Home Office is making this increasingly difficult to prove, with cases where ethnicity is being questioned on the rise. Additionally, we are hearing again of individuals being given appointments with embassy officials from the Sudanese Embassy in order to start the process of redocumentation. It was exactly this dilemma which initiated our work with asylum seekers and it is a real worry that the Home Office are resuming this practice. If they are incorrectly identifying non-Arab Darfuris and then preparing to send them home, those individuals are being put in extreme danger.

# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

### *FOR THE YEAR ENDED 30 SEPTEMBER 2010*

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We have been in contact with the Home Office on this issue many times and have scheduled a meeting with them in January 2011 in order to improve procedure on confirming ethnicity.

The Article 1 team has been in touch with the Faculty of Laws at UCL. They are setting up a Human Rights Clinic in 2011 which will consist of legal students, whose work will be supervised and whose time and expertise will be available to Article 1 to work on asylum cases that are proving particularly difficult or time-consuming.

#### COUNTRY OF ORIGIN INFORMATION TEAM

Over the past 12-18 months we have built a strong working relationship with the Country of Origin Information Team within the Home Office. They are responsible for feeding information on any given country to the Home Office, from which decisions are made as to whether a country is deemed safe for asylum returns. Article 1 has met with this team and is in regular email contact. We have provided numerous reports and information on the situation in Sudan and the dangers of return. The team has been most receptive to the information we have provided, particularly in light of the difficulty in extracting reliable information on the area due to the obstructive behaviour of the Sudanese government. The OGN will not now be revised until after the Referendum in January 2011. We will continue to update the team with information as it emerges from Sudan and alert them to the human rights abuses there.

#### COLLABORATION WITH OTHER GROUPS

Article 1 works closely with a number of other groups on asylum issues. Included in this are:

- 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 work closely with refugee organisations such as Asylum Aid, Refugee Council, Northern Refugee Centre, the College of Law 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 Massalit Community in the UK and Sudanese Mother's for Peace
- We offer country and community specific advice and assistance to individual lawyers representing Darfuri asylum seekers
- Article 1's staff members participate in the Sudan 365 overall umbrella campaign group which campaigns on issues concerning Sudan, including Darfur.

#### AWARENESS-RAISING AND PRESENTATIONS

Article 1 has continued to give presentations around the exhibitions of the children's drawings. We have also built awareness of issues in Darfur and Sudan with press articles and events. Two events are due to be held in parliament in November and December. The first will focus on issues regarding the Referendum and in particular border issues. The second will relate to trade in Sudan in light of the current political climate and the developing relationship between the governments of the UK and Sudan. We have invited politicians, journalists and other NGOs to attend.

We continue to update our database of supporters, as well as a long list of Darfuris with whom we are in regular contact.

# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

### *FOR THE YEAR ENDED 30 SEPTEMBER 2010*

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#### SOUTH SUDAN

Article 1 has conducted two fact-finding missions to south Sudan this year, the first of which focused on the elections and resulted in numerous press articles. The second took place only recently and focused on the Referendum. With the upcoming referendum, the future of Sudan is held in the balance and worldwide attention will be increasingly looking at the outcome and consequences of the referendum. Article 1 is well-placed to inform and advise on the coming situation.

#### 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 articles in the UK's leading national newspapers, including the Times, the Independent and the Guardian.

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

Articles include:

<http://www.guardian.co.uk/world/2010/jun/01/african-democracy-and-human-rights>

[http://www.annistonstar.com/view/full\\_story/7736710/article-Darfur-s-invisible-killing-fields?instance=home\\_opinion](http://www.annistonstar.com/view/full_story/7736710/article-Darfur-s-invisible-killing-fields?instance=home_opinion)

<http://www.independent.co.uk/news/world/africa/sudan-goes-to-the-polls-but-the-result-is-already-certain-1940738.html>

<http://www.timesonline.co.uk/tol/news/world/africa/article7093683.ece>

<http://www.guardian.co.uk/commentisfree/2010/mar/23/no-cause-celebration-democracy-sudan>

<http://www.independent.co.uk/news/uk/home-news/saved-from-the-death-squads-darfuris-given-asylum-in-uk-1814185.html>

<http://www.independent.co.uk/news/uk/home-news/darfuri-teenager-killed-himself-after-being-told-ndash-wrongly-ndash-of-deportation-1990011.html>

#### 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. We also write Parliamentary Questions, sections of speeches, and articles for parliamentarians and others, such as Archbishop Tutu.

#### **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 14 the incoming resources have been applied to the charity's projects.

# ARTICLE 1 CHARITABLE TRUST

## TRUSTEES' REPORT (CONTINUED)

*FOR THE YEAR ENDED 30 SEPTEMBER 2010*

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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**

Trustee

Dated: .....

# 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.

# ARTICLE 1 CHARITABLE TRUST

## INDEPENDENT AUDITORS' REPORT

### TO THE MEMBERS OF ARTICLE 1 CHARITABLE TRUST

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We have audited the accounts of Article 1 Charitable Trust for the year ended 30 September 2010 set out on pages 9 to 14. These accounts have been prepared in accordance with the accounting policies set out on page 11.

This report is made solely to the charitable company's members, as a body, in accordance with Chapter 3 of Part 16 of the Companies Act 2006. Our audit work has been undertaken so that we might state to the charity's members those matters we are required to state to them in an auditors' report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than the charitable company and its members as a body, for our audit work, for this report, or for the opinions we have formed.

#### **Respective responsibilities of trustees and auditors**

As described in the Statement of the Trustees Responsibilities, the trustees, who are also the directors of Article 1 Charitable Trust for the purposes 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) and for satisfying themselves that the charity's accounts give a true and fair view.

Our responsibility is to audit the accounts in accordance with relevant legal and regulatory requirements and International Standards on Auditing (UK and Ireland).

We report to you our opinion as to whether the accounts give a true and fair view, have been properly prepared in accordance with United Kingdom Generally Accepted Accounting Practice and have been properly prepared in accordance with the Companies Act 2006. We also report to you whether in our opinion the information given in the Trustees' Report is consistent with the accounts.

In addition we report to you if, in our opinion, the charity has not kept adequate accounting records, if the accounts are not in agreement with the accounting records, if we have not received all the information and explanations we require for our audit, or if certain disclosures of trustees' remuneration specified by law are not made.

We read the Trustees' Report and consider the implications for our report if we become aware of any apparent misstatements within it.

#### **Basis of opinion**

We conducted our audit in accordance with International Standards on Auditing (UK and Ireland) issued by the Auditing Practices Board. An audit includes examination, on a test basis, of evidence relevant to the amounts and disclosures in the accounts. It also includes an assessment of the significant estimates and judgements made by the trustees in the preparation of the accounts, and of whether the accounting policies are appropriate to the charity's circumstances, consistently applied and adequately disclosed.

We planned and performed our audit so as to obtain all the information and explanations which we considered necessary in order to provide us with sufficient evidence to give reasonable assurance that the accounts are free from material misstatement, whether caused by fraud or other irregularity or error. In forming our opinion we also evaluated the overall adequacy of the presentation of information in the accounts.

# ARTICLE 1 CHARITABLE TRUST

## INDEPENDENT AUDITORS' REPORT (CONTINUED) TO THE MEMBERS OF ARTICLE 1 CHARITABLE TRUST

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### Opinion

In our opinion:

- the accounts give a true and fair view of the state of affairs of the charity as at 30 September 2010, and of its incoming resources and application of resources, including its income and expenditure, for the year then ended;
- the accounts have been properly prepared in accordance with United Kingdom Generally Accepted Accounting Practice;
- the accounts have been prepared in accordance with the Companies Act 2006; and
- the information given in the Trustees' Annual Report is consistent with the accounts.

**Paul Evans (Senior Statutory Auditor)**  
**for and on behalf of Stephenson Smart & Co**

**Chartered Accountants**

**Statutory Auditor**

Stephenson House

15 Church Walk

Peterborough

Cambridgeshire

PE1 2TP

Dated: .....

# ARTICLE 1 CHARITABLE TRUST

## STATEMENT OF FINANCIAL ACTIVITIES INCLUDING INCOME AND EXPENDITURE ACCOUNT

FOR THE YEAR ENDED 30 SEPTEMBER 2010

	Notes	Unrestricted funds £	Restricted funds £	Total 2010 £	Total 2009 £
<b><u>Incoming resources from generated funds</u></b>					
Donations		57,090	30,063	87,153	60,550
Interest receivable		10	-	10	52
<b>Total incoming resources</b>		<b>57,100</b>	<b>30,063</b>	<b>87,163</b>	<b>60,602</b>
<b><u>Resources expended</u></b>					
<b>Costs of generating funds</b>					
Fundraising and publicity	2	-	-	-	1,244
<b>Charitable activities</b>		<b>50,541</b>	<b>15,296</b>	<b>65,837</b>	<b>45,124</b>
<b>Governance costs</b>		<b>2,605</b>	<b>-</b>	<b>2,605</b>	<b>2,770</b>
<b>Total resources expended</b>		<b>53,146</b>	<b>15,296</b>	<b>68,442</b>	<b>49,138</b>
<b>Net income for the year/ Net movement in funds</b>		<b>3,954</b>	<b>14,767</b>	<b>18,721</b>	<b>11,464</b>
Fund balances at 1 October 2009		6,758	17,689	24,447	12,983
<b>Fund balances at 30 September 2010</b>		<b>10,712</b>	<b>32,456</b>	<b>43,168</b>	<b>24,447</b>

The statement of financial activities also complies with the requirements for an income and expenditure account under the Companies Act 2006.

# ARTICLE 1 CHARITABLE TRUST

## BALANCE SHEET

AS AT 30 SEPTEMBER 2010

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	Notes	2010 £	£	2009 £	£
<b>Current assets</b>					
Debtors	7	13,024		-	
Cash at bank and in hand		31,613		25,916	
		<u>44,637</u>		<u>25,916</u>	
<b>Creditors: amounts falling due within one year</b>	8	<u>(1,469)</u>		<u>(1,469)</u>	
<b>Total assets less current liabilities</b>		<u>43,168</u>		<u>24,447</u>	
<b>Income funds</b>					
Restricted funds	9	32,456		17,689	
Unrestricted funds		<u>10,712</u>		<u>6,758</u>	
		<u>43,168</u>		<u>24,447</u>	

The accounts were approved by the Board on .....

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H C Tinsley  
Trustee

Company Registration No. 5693101

# ARTICLE 1 CHARITABLE TRUST

## NOTES TO THE ACCOUNTS

**FOR THE YEAR ENDED 30 SEPTEMBER 2010**

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### 1 Accounting policies

#### 1.1 Basis of preparation

The accounts have been prepared under the historical cost convention.

The accounts have been prepared in accordance with applicable accounting standards, the Statement of Recommended Practice, "Accounting and Reporting by Charities", issued in March 2005 and the Companies Act 2006.

#### 1.2 Incoming resources

All incoming resources are included in the statement of financial activities when the charity is entitled to the income and the amount can be quantified with reasonable accuracy.

#### 1.3 Resources expended

Expenditure is accounted for on an accruals basis.

#### 1.4 Funds

Restricted funds are subject to specific conditions imposed by donors as to how they may be used. The purposes and uses of the restricted funds are set out in the notes to the accounts.

### 2 Total resources expended

	Staff costs £	Other costs £	Total 2010 £	Total 2009 £
<b>Costs of generating funds</b>				
Fundraising and publicity	-	-	-	1,244
<b>Charitable activities</b>	<b>38,913</b>	<b>26,924</b>	<b>65,837</b>	45,124
<b>Governance costs</b>	-	<b>2,605</b>	<b>2,605</b>	2,770
	<u><b>38,913</b></u>	<u><b>29,529</b></u>	<u><b>68,442</b></u>	<u>49,138</u>

Governance costs includes payments to the auditors of £1,469 (2009: £1,469) for audit fees and £288 (2009: £135) for other services.

# ARTICLE 1 CHARITABLE TRUST

## NOTES TO THE ACCOUNTS (CONTINUED)

FOR THE YEAR ENDED 30 SEPTEMBER 2010

### 3 Charitable activities

	2010 £	2009 £
Other costs relating to charitable activities comprise:		
Sudan trip	4,412	-
Travel to Chad	(1,885)	1,886
Travel and subsistence	1,330	-
Rent and utilities	13,393	-
Office costs	5,356	2,832
Training costs	-	495
Asylum project costs	4,286	1,201
Drawings project costs	32	860
	<u>26,924</u>	<u>7,274</u>

### 4 Governance costs

	2010 £	2009 £
Other governance costs comprise:		
Legal fees	-	564
Audit, accountancy and payroll fees	2,386	2,126
Bank charges	219	60
Other costs	-	20
	<u>2,605</u>	<u>2,770</u>

### 5 Trustees

None of the trustees (or any persons connected with them) received any remuneration or benefits from the charity during the year.

# ARTICLE 1 CHARITABLE TRUST

## NOTES TO THE ACCOUNTS (CONTINUED)

FOR THE YEAR ENDED 30 SEPTEMBER 2010

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### 6 Employees

#### Number of employees

The average monthly number of employees during the year was:

	<b>2010</b>	2009
	<b>Number</b>	Number
Management and fundraising	<u>2</u>	<u>3</u>

#### Employment costs

	<b>2010</b>	2009
	£	£
Wages and salaries	<b>35,588</b>	34,817
Social security costs	<b>3,325</b>	3,033
	<u><b>38,913</b></u>	<u>37,850</u>

There were no employees whose annual remuneration was £60,000 or more.

### 7 Debtors

	<b>2010</b>	2009
	£	£
Other debtors	<u><b>13,024</b></u>	<u>-</u>

### 8 Creditors: amounts falling due within one year

	<b>2010</b>	2009
	£	£
Other creditors	<u><b>1,469</b></u>	<u>1,469</u>

# ARTICLE 1 CHARITABLE TRUST

## NOTES TO THE ACCOUNTS (CONTINUED)

FOR THE YEAR ENDED 30 SEPTEMBER 2010

### 9 Restricted funds

	Balance at 1 October 2009	Movement in funds		Balance at 30 September 2010
	£	Incoming resources £	Resources expended £	£
Asylum project	17,549	29,998	(15,264)	<b>32,283</b>
Drawings project	140	65	(32)	<b>173</b>
	<u>17,689</u>	<u>30,063</u>	<u>(15,296)</u>	<u><b>32,456</b></u>

The Asylum project consists of donations from trusts to support Darfuri refugees and asylum seekers in the UK.

The Drawings project consists of donations received to fund exhibiting the drawings by Darfuri child refugees of the genocide in Chad.

### 10 Analysis of net assets between funds

	Unrestricted funds £	Restricted funds £	Total £
Fund balances at 30 September 2010 are represented by:			
Current assets	12,181	32,456	<b>44,637</b>
Creditors: amounts falling due within one year	(1,469)	-	<b>(1,469)</b>
	<u>10,712</u>	<u>32,456</u>	<u><b>43,168</b></u>

### 11 Related parties

During the year the company received donations of £25,000 (2009: £25,000) from The Tinsley Foundation, a charity of which H C Tinsley is a trustee.

During the year the company received donations of £16,000 (2009: nil) from Mrs R C Tinsley, the spouse of H C Tinsley.

### 12 Status

The company is limited by guarantee and does not have a share capital. The directors are 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.