



**NARPO LEGAL STRUCTURE
GOVERNANCE WORKSHOP**

BUSINESS ORGANISATIONS



- Sole Trader
- Partnership
- Limited Company

NOT FOR PROFIT ORGANISATIONS



- Unincorporated Association
- Company Limited by Guarantee
- Community Interest Company

THE STARTING POINT



- NARPO Rules dated May 2020
- The Governing Document
- The NEC Authority

ORGANISATIONAL STRUCTURE



- Autonomous branches
- National structure through Regions
- National Executive from Regions
- Delegated to the NEC

ANNUAL CONFERENCE



- It is the conference of the Association who can amend the constitution – the Rules.
- Can dissolve the Association.

NEC AUTHORITY



The Association exists to safeguard the rights of members and promote measures for their welfare with particular regards to police pensions. – Rule 3.1

NEC AUTHORITY



A national organisation made up of autonomous branches with a national structure of Regions from which the NEC is constituted. Authority to govern nationally is delegated to the NEC.

TRUSTEES AND TRUSTEES DUTIES



- What is a trustee?
- Can committees and committee members be trustees?

TRUSTEES AND TRUSTEES DUTIES



- Common law duty of care – the ordinary prudent man of business
- Statutory duty of care – such skill and care as is reasonable in the circumstances.
- Fiduciary duty – loyalty and good faith to beneficiaries

DIRECTORS DUTIES



- The Fiduciary duty of care.
- To inform themselves of the company's affairs and to join with co-directors in supervising them.
- To maintain a sufficient knowledge and understanding on the company's business to enable them properly to discharge their duties as directors.
- A duty of confidence.

DIRECTORS DUTIES



- Duty to act within powers
- Duty to promote the success of the company
- Duty to exercise independent judgement
- Duty to exercise reasonable care
- Duty to avoid conflicts of interest
- Duty not to profit personally
- Duty not to accept benefits from third parties.

Thank you



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