CASE STUDY
Social welfare insurance: Claims focus

Trustees liability claims examples

Alleged defamation
Following publication of an article, the charity trustees were sued for defamation by another charity with similar objectives. The claimant stated that certain statements made in the article were untrue and gave a false representation of the charity.

Claim for alleged trespass
A neighbouring landowner to the charity claimed that recent construction carried out by the charity infringed on their property. The charity claim their documents showed that the previous owner passed the land over to them, whereas the claimant argued that the land never legally belonged to the previous owner. Trustees were responsible for damages and for restoring the land to its former condition.

Charity commission investigating trustees
The Charity Commission investigated trustees of a charity alleging non-compliance with charity law. The allegations concerned trustees meetings not being compliant with the minimum attendance number required and failure to notify funders that the charity’s activities had changed.

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