

From: SMART Jane [mailto:Jane.Smart@iucn.org]
Sent: 21 September 2011 14:18
To: Chris Mahon; IUCN UK National Committee; IUCN UK National Committee
Cc: IUCN UK National Committee; STUART Simon; HILTON-TAYLOR Craig; FRIEDERICH Hans; SODERSTROM Susanna; ZACCAGNINI Giuseppe; LAHMANN Enrique; ENGBERG-PEDERSEN Poul; JUENI Elise; BURDEN Amy; ROBERTS Rachel
Subject: RE: Update on IUCN UK Charity - the name [Spam score:8%]

Dear Chris

Thanks for this and apologies again for the delay in replying. I have written in some specific answers below in red to your questions.

With very best regards, and looking forward to working with you in the future,

Jane

From: C MAHON [mailto:mahon276@btinternet.com]
Sent: 13 September 2011 10:23
To: SMART Jane; UK Committee for IUCN; UK Committee for IUCN
Cc: UK Committee for IUCN; STUART Simon; HILTON-TAYLOR Craig; FRIEDERICH Hans; SODERSTROM Susanna; ZACCAGNINI Giuseppe; LAHMANN Enrique; ENGBERG-PEDERSEN Poul
Subject: Re: Update on IUCN UK Charity - the name

Dear Jane,

Thank you for this latest information. Clearly there is no scope for the National Committee's concerns on the name of the charity to be accommodated as we had hoped. We shall therefore do what we can to avoid ongoing confusion by using the title IUCN National Committee for the United Kingdom as we are bound to by the licence. It is to be hoped that in common usage people do not in future abbreviate this to IUCN UK (as the National Committee is commonly known at the moment) as we have suggested they will - as you know people generally have a tendency to do this, particularly with lengthy titles, as you have cleverly identified and avoided with the choice of name for the new UK charity.

Thank you for your understanding; as you say we have to hope that people do not abbreviate the name of the National Committee IUCN UK.

To avoid potential confusion about policy statements we need assurance that "IUCN UK" (the charity) will not issue policy statements or other forms of publicity that could be confused with statements or opinions from all the government and non-government Members of the "IUCN National Committee for the United Kingdom". We need formal clarification and written assurance of this, otherwise we could have a secretariat in Cambridge issuing statements that rebound on all of us. The development of some checking procedure is suggested.

In general my Cambridge colleagues do not issue policy statements because all such statements need to be cleared by our Global Policy Unit in HQ. Other publicity is also handled from HQ as far as The IUCN Red List – or any other publicity items - are concerned. I will certainly undertake to ensure that if we do wish to make any statement from the UK we will coordinate with the National Committee – but as I say this will be unusual.

It would be useful for us to have up to date positions on the status of the new UK charity with the Charity Commission, the current position with advertisements for the Executive Director position for the new UK charity, and any meeting dates for the Board of the new UK charity to which the Chair of the IUCN National Committee for the United Kingdom is now invited and is expected to attend as a Member of the Board as agreed. I am sure that Members of IUCN in the UK will be interested in the future expansion of the charity and IUCN's ambitions in the UK as you suggest and hope that this link to the Board will assist in future communication with them.

We have delayed with proceeding to set up the charity until matters were clarified between us. We will now proceed, via our legal department, to finalise the registration. Once this has been done we will seek for a date for us to meet. As we have agreed that the Chair of the National Committee is a ex officio member of the Board, this will involve you! With luck this meeting can be arranged for late this year or early next year. At that meeting I suggest we include an agenda item on optimizing links between the IUCN National Committee for the United Kingdom and the new charity. The development and ongoing activity of the charity will be covered also at each meeting and our progress can be reported on at the National Committee meetings. In addition, as we have already agreed, the new Manager, Global Species Programme, UK will attend the National Committee meetings which will also facilitate good communications. This person (an appointment has been made) will not be starting until 1 April 2012 (an announcement will be made in the next few weeks) so until then please continue to invite Craig and myself as well as Simon and we will try to make sure that one of us is there.

I will request of the Secretariat of the IUCN National Committee for the United Kingdom the forwarding of the paperwork concerning the recent AGM.

Thank you very much – I see that an email on this has come in recently.

Regards,

Chris

**Chris Mahon B.Sc.(Hons),M.Sc.,
Chair, IUCN National Committee for the United Kingdom**

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2011 is International Year of Forests

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From: SMART Jane <Jane.Smart@iucn.org>

To: UK Committee for IUCN <iucn@rzss.org.uk>; UK Committee for IUCN <iucn@rzss.org.uk>

Cc: Chris Mahon <mahon276@btinternet.com>; UK Committee for IUCN <iucn@rzss.org.uk>; STUART Simon <Stuart.SIMON@iucn.org>; HILTON-TAYLOR Craig <Craig.HILTON-TAYLOR@iucn.org>; FRIEDERICH Hans <hans.friederich@iucn.org>; SODERSTROM Susanna <Susanna.SODERSTROM@iucn.org>; ZACCAGNINI Giuseppe <giuseppe.zaccagnini@iucn.org>; LAHMANN Enrique <enrique.lahmann@iucn.org>; ENGBERG-PEDERSEN Poul <Poul.ENGBERG-PEDERSEN@iucn.org>

Sent: Tuesday, 6 September, 2011 15:58:38

Subject: Update on IUCN UK Charity - the name

Dear Chris

Many thanks and apologies for the delay in replying. I have been away attending the Regional Conservation Forum in Oceania.

On the issue of the name of the charitable entity to be set up in the UK: In addition to our previous discussions earlier this year involving Simon, Craig and Hans, this has been discussed further internally at meetings involving Dr Enrique Lahmann, Global Director, Constituency Support Group; Giuseppe Zaccagnini, IUCN Legal Counsel; Susanna Soderstrom, Regional Constituency Coordinator, Regional Office for Europe (all copied) and myself. I am also copying our Deputy Director General, Poul Engberg-Pedersen. What follows below is the results of our discussions. I apologize in advance that these are necessarily somewhat detailed and a bit technical!

If the issue of the name of the charitable entity is a perceived confusion (and I do not know whether or to what extent this is the case) with the name of the National Committee in the UK, Giuseppe advises that he has already mentioned to you in a message (7 November 2010) that "IUCN National Committees' use of the short name-form type 'IUCN UK' has already given rise to repeated identity confusion" between the organization as a legal person and each of its National/Regional Committees. In order to avoid such confusion, the name-form properly to be used by National Committees is 'National Committee of the UK' (or something substantially similar).

Giuseppe and colleagues further advise that this is also reflected in the standard License Agreement signed by yourself (on behalf of the UK National Committee) and the IUCN DG Julia Marton-Lefèvre on 14 April 2009, which includes the statement "As a condition for the grant of this License, the name, logo and trademarks shall be used only in conjunction with the words 'National Committee' ... to be followed ... by the name of the country ..." (Art. 3(C)). This is the agreed name-form which a National or Regional Committee may use at the present time, and we hope that you will appreciate that the requirement for National Committees to use this name form (as opposed to the short-form "IUCN UK") responds to the need to avoid the identity confusion described above – that is, between IUCN as the legal entity established in Switzerland (with branch offices worldwide) and the numerous National/Regional Committees which have been and continue to be established in different countries/Regions.

We also appreciate that one concern could be that the work to be done through the new entity is in fact worldwide in scope (primarily The IUCN Red List, at present). Although a name such as 'The IUCN Red List' or 'Global Species Programme' might be considered to be a possibility, from an institutional/strategic standpoint IUCN does not wish to constrain possible expansion, in terms of the possibility of locating other Secretariat staff in the UK and engaging in activities in other areas relevant to its mission and objectives at some point in the future. Indeed, as I have mentioned previously, already the World Heritage Programme has one staff member co-located with our Species staff in Cambridge.

In addition, IUCN as an institution intends to harmonize its terminology and seek consistency in the name of the distinct legal entities established in various countries to facilitate the operation of its work: in the US the name of the entity which facilitates the operation of the Secretariat is "IUCN US," and in Brazil it is "IUCN - Brasil." This is, therefore, also a matter of following precedent, and you can probably see that in an organisation as complex as IUCN we need to seek consistency and simplicity whenever possible!

So in summary we propose that we retain the name "IUCN UK" for the charity to be registered in the UK. As stated previously, however, the language in the Articles regarding the charitable objects can and will be amended as we have discussed.

I hope this is helpful. I also hope that following all our discussions and meetings over the last few months we can move on and work together and get on with saving biodiversity! As you so rightly said from the Chair at the end of the AGM (which to my mind was a very positive and useful day) **'Let's take advantage of this new arrangement. It is an opportunity to strengthen IUCN in the UK'**.

Please let me know when you will be in a position to circulate the agreed note from the AGM held on 31st May 2011.

Best regards, Jane

From: IUCN UK National Committee [mailto:iucn@rzss.org.uk]
Sent: 06 September 2011 13:05
To: SMART Jane; UK Committee for IUCN
Cc: Chris Mahon; UK Committee for IUCN; STUART Simon
Subject: RE: Update on IUCN UK Charity

Dear Jane,

Is there any update from your discussions with Giuseppe regarding the change of name 'IUCN UK'?

Many thanks,
IUCN UK National Committee Secretariat
The Royal Zoological Society of
Scotland (RZSS) Edinburgh
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From: SMART Jane [mailto:Jane.Smart@iucn.org]
Sent: 08 August 2011 08:17
To: IUCN UK National Committee
Cc: Chris Mahon; IUCN UK National Committee; STUART Simon
Subject: RE: Update on IUCN UK Charity [Spam score:10%]

Dear Chris, dear Rob

Thanks, good to hear from you.

On the issue of the name I need a further discussion with Giuseppe – I'll do this early next week and get back to you.

One the Articles of Association: I can confirm that we can change the wording in the articles of association. We can remove the words 'UK-related' from the objects from ...'supporting and advancing the [UK related] work of IUCN'.

I guess you realize that the report of our meeting still has track changes in it.

I'll be back in touch.

All the best

Jane

From: IUCN UK National Committee [mailto:iucn@rzss.org.uk]
Sent: 03 August 2011 13:35
To: SMART Jane
Cc: Chris Mahon; UK Committee for IUCN
Subject: Update on IUCN UK Charity

Dear Jane,

ExCo are meeting next week and we wanted to see if there are any developments on the UK charity issues post the ZSL meeting and the AGM, particularly on the action points regarding the following:

- Change of the name 'IUCN UK'
- Changes to the Articles of Association

We would appreciate an update so we can report to ExCo the latest developments.

Kind regards
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