



Charities Act 2022

2022 CHAPTER 6

PART 1

PURPOSES, POWERS AND GOVERNING DOCUMENTS

Charities established etc by Royal charter or Act

4 Power to amend Royal charter

After section 280B of the Charities Act 2011 (as inserted by section 3) insert—

“Charity established etc by Royal charter: general power to amend

280C Power to amend Royal charter

- (1) This section applies to any charity which is established or regulated by Royal charter.
- (2) The charity trustees of such a charity may resolve that the Royal charter should be amended in such manner as is specified in the resolution if—
 - (a) they are satisfied that it is expedient in the interests of the charity to do so, and
 - (b) there is no power under the Royal charter to make the proposed amendment.
- (3) Subsection (4) applies in the case of a charity which has a body of members distinct from the charity trustees, any of whom are entitled under the Royal charter to attend and vote at a general meeting of the body.
- (4) In the case of a charity to which this subsection applies, a resolution under subsection (2) may not be approved under subsection (6) unless—
 - (a) it is passed by a majority of the charity trustees of the charity, and
 - (b) it is approved by a further resolution which is passed—

Changes to legislation: There are currently no known outstanding effects for the Charities Act 2022.
Cross Heading: Charities established etc by Royal charter or Act. (See end of Document for details)

- (i) at a general meeting, by not less than 75% of the members entitled to attend and vote at the meeting who vote on the resolution,
 - (ii) at a general meeting, by a decision taken without a vote and without any expression of dissent in response to the question put to the meeting, or
 - (iii) otherwise than at a general meeting, by the agreement of all the members entitled to attend and vote at a general meeting.
- (5) In the case of any other charity to which this section applies, a resolution under subsection (2) may not be approved under subsection (6) unless it is passed by not less than 75% of the charity trustees of the charity.
- (6) A resolution under this section takes effect when it is approved by Her Majesty by Order in Council.”

Commencement Information

- I1** S. 4 not in force at Royal Assent, see [s. 41\(4\)](#)
I2 S. 4 in force at 31.10.2022 by [S.I. 2022/1109](#), [Sch. para. 1](#)

5 Orders under section 73 of the Charities Act 2011: parliamentary procedure

In section 73 of the Charities Act 2011 (powers to make schemes altering provision made by Acts, etc)—

- (a) omit subsections (3) and (4);
- (b) in subsection (5), omit “Subject to subsection (6),”;
- (c) omit subsection (6).

Commencement Information

- I3** S. 5 not in force at Royal Assent, see [s. 41\(4\)](#)
I4 S. 5 in force at 31.10.2022 by [S.I. 2022/1109](#), [Sch. para. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Charities Act 2022, Cross Heading:
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