
STATUTORY INSTRUMENTS

2012 No. 3013

The Charitable Incorporated Organisations (Insolvency and Dissolution) Regulations 2012

PART 4

APPLICATION OF PROPERTY ON DISSOLUTION UNDER PART 3

Power of Commission to specify charitable purposes etc.

25.—(1) The Commission may by order specify the charitable purposes, charity or charities (as the case may be) for which the official custodian holds the property of a CIO on trust.

(2) In determining what charitable purposes, charity or charities to specify the Commission must have regard to—

- (a) the constitutional directions included in the CIO's constitution immediately before its dissolution;
- (b) the desirability of securing that the property of the CIO is applied for charitable purposes which are close to the charitable purposes of the CIO immediately before its dissolution; and
- (c) the need for the property to be applied for charitable purposes which are suitable and effective in the light of current social and economic circumstances.

(3) The Commission may not make an order under this regulation until 3 months after the date on which the CIO was dissolved.

(4) Section 88 of the 2011 Act (publicity relating to schemes) applies to an order under this regulation as it applies to an order under that Act to establish a scheme for the administration of a charity.

(5) The Commission may determine that either or both of the publicity requirements in section 88(2) of the 2011 Act is or are not to apply if it is satisfied that compliance with the requirement or requirements is unnecessary in a particular case.

Status:

Point in time view as at 29/06/2020.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Charitable Incorporated Organisations (Insolvency and Dissolution) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations.