

STATUTORY INSTRUMENTS

2012 No. 3014

**The Charitable Incorporated Organisations
(Consequential Amendments) Order 2012**

Amendments of the Charities Act 2011

8. In the Table in Schedule 6 to that Act (appeals and applications to Tribunal), after the entry relating to a decision of the Commission under section 242 of the Act to refuse to confirm a resolution passed by a CIO insert—

“1	2	3
“Decision of the Commission under regulations made by virtue of section 245 to grant an application for the dissolution of a CIO.	The persons are— (a) the CIO, (b) the charity trustees of the CIO, or the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved, (c) any creditor of the CIO, and (d) any other person who is or may be affected by the decision.	Power to quash the decision and (if appropriate) remit the matter to the Commission.
Decision of the Commission under regulations made by virtue of section 245 not to grant an application for the dissolution of a CIO.	The persons are— (a) the CIO, (b) the charity trustees of the CIO, and (c) any other person who is or may be affected by the decision.	Power to— (a) quash the decision and (if appropriate) remit the matter to the Commission, (b) direct the Commission to grant the application.
Decision of the Commission under regulations made by virtue of section 245 to dissolve a CIO which it has reasonable cause to believe is not in operation.	The persons are— (a) the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved, (b) any creditor of the CIO, and	Power to quash the decision and (if appropriate) remit the matter to the Commission.

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“1	2	3
	<p>(c) any other person who is or may be affected by the decision.</p>	
<p>Decision of the Commission under regulations made by virtue of section 245 to dissolve a CIO it no longer considers to be a charity.</p>	<p>The persons are—</p> <p>(a) the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved,</p> <p>(b) any creditor of the CIO, and</p> <p>(c) any other person who is or may be affected by the decision.</p>	<p>Power to quash the decision and (if appropriate) remit the matter to the Commission.</p>
<p>Decision of the Commission under regulations made by virtue of section 245 to dissolve a CIO which is being wound up.</p>	<p>The persons are—</p> <p>(a) the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved,</p> <p>(b) the liquidator of the CIO (if any),</p> <p>(c) any creditor of the CIO, and</p> <p>(d) any other person who is or may be affected by the decision.</p>	<p>Power to quash the decision and (if appropriate) remit the matter to the Commission.</p>
<p>Order made by the Commission under regulations made by virtue of section 245 specifying the charitable purposes, charity or charities for which the official custodian holds on trust the property of a CIO which has been dissolved.</p>	<p>The persons are—</p> <p>(a) the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved, and</p> <p>(b) any other person who is or may be affected by the order.</p>	<p>Power to—</p> <p>(a) quash the order in whole or in part and (if appropriate) remit the matter to the Commission,</p> <p>(b) substitute for all or part of the order any other order which could have been made by the Commission,</p> <p>(c) add to the order anything which could have been included in an order made by the Commission.</p>

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Order made by the Commission under regulations made by virtue of section 245 vesting property held by the official custodian in a charity or charities.	The persons are— (a) the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved, and (b) any other person who is or may be affected by the order.	Power to— (a) quash the order in whole or in part and (if appropriate) remit the matter to the Commission, (b) substitute for all or part of the order any other order which could have been made by the Commission, (c) add to the order anything which could have been included in an order made by the Commission.
Decision of the Commission under regulations made by virtue of section 245 to restore or not to restore a CIO to the register.	The persons are— (a) the persons who were or claim to have been the charity trustees of the CIO immediately before it was dissolved, and (b) any other person who is or may be affected by the decision.	Power to quash the decision and (if appropriate)— (a) remit the matter to the Commission, (b) direct the Commission to rectify the register.”.
