



# Charities Act 1993 (repealed)

## 1993 CHAPTER 10

### PART IV

#### APPLICATION OF PROPERTY CY-PRÈS AND ASSISTANCE AND SUPERVISION OF CHARITIES BY COURT [<sup>F1</sup>AND COMMISSION]

*[<sup>F1</sup>Powers of Commission] to make schemes and act for protection of charities etc.*

#### **[<sup>F1</sup>20A Publicity for orders relating to trustees or other individuals**

- (1) The Commission may not make any order under this Act to appoint, discharge or remove a charity trustee or trustee for a charity, other than—
- (a) an order relating to the official custodian, or
  - (b) an order under section 18(1)(ii) above,
- unless, before doing so, the Commission has complied with the publicity requirement in subsection (2) below.

This is subject to any disapplication of that requirement under subsection (4) below.

- (2) The publicity requirement is that the Commission must give public notice of its proposals, inviting representations to be made to it within a period specified in the notice.
- (3) The time when any such notice is given is to be decided by the Commission.
- (4) The Commission may determine that the publicity requirement is not to apply in relation to a particular order if it is satisfied that for any reason compliance with the requirement is unnecessary.
- (5) Before the Commission makes an order under this Act to remove without his consent—
- (a) a charity trustee or trustee for a charity, or
  - (b) an officer, agent or employee of a charity,

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**Status:** Point in time view as at 27/02/2007. This version of this provision has been superseded.

**Changes to legislation:** There are currently no known outstanding effects for the Charities Act 1993 (repealed), Section 20A. (See end of Document for details)

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the Commission must give him not less than one month's notice of its proposals, inviting representations to be made to it within a period specified in the notice.

This does not apply if the person cannot be found or has no known address in the United Kingdom.

- (6) Where the Commission gives notice of any proposals under this section, the Commission—
- (a) must take into account any representations made to it within the period specified in the notice, and
  - (b) may (without further notice) proceed with the proposals either without modifications or with such modifications as it thinks desirable.
- (7) Any notice of any proposals which is to be given under this section—
- (a) is to contain such particulars of the proposals, or such directions for obtaining information about them, as the Commission thinks sufficient and appropriate, and
  - (b) (in the case of a public notice) is to be given in such manner as the Commission thinks sufficient and appropriate.
- (8) Any notice to be given under subsection (5)—
- (a) may be given by post, and
  - (b) if given by post, may be addressed to the recipient's last known address in the United Kingdom.]

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**Textual Amendments**

- F1** Ss. 20, 20A substituted (27.2.2007) for s. 20 by [Charities Act 2006 \(c. 50\)](#), [ss. 22, 79\(2\)](#); [S.I. 2007/309](#), [art. 2](#), [Sch.](#)

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