



Charities Act 1993 (repealed)

1993 CHAPTER 10

[^{F1}PART 8A

CHARITABLE INCORPORATED ORGANISATIONS

Nature and constitution

[^{F1}69D Offences connected with name and status

[^{F2}(1) In the case of failure, without reasonable excuse, to comply with section 69C an offence is committed by—

- (a) every charity trustee of the CIO who is in default, and
- (b) any other person who on the CIO's behalf—
 - (i) signs or authorises the signing of the offending document, communication or conveyance, or
 - (ii) otherwise commits or authorises the offending act or omission.

(1A) A person guilty of an offence under subsection (1) is liable on summary conviction to a fine not exceeding level 3 on the standard scale and, for continued contravention, a daily default fine not exceeding one-tenth of level 3 on the standard scale.

(1B) The reference in subsection (1) to a charity trustee being “in default”, and the reference in [^{F3}subsection (1A)] to a daily default fine, have the same meaning as in the Companies Acts (see sections 1121 to 1123 and 1125 of the Companies Act 2006).]

[^{F4}(2)

(3) A person who holds any body out as being a CIO when it is not (however he does this) is guilty of an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

(4) It is a defence for a person charged with an offence under subsection (3) to prove that he believed on reasonable grounds that the body was a CIO.]

Status: Point in time view as at 01/10/2009. This version of this provision has been superseded.

Changes to legislation: *There are currently no known outstanding effects for the Charities Act 1993 (repealed), Section 69D. (See end of Document for details)*

Textual Amendments

- F1** Pt. 8A inserted (27.2.2007 for the insertion of ss. 69B(3)(5), 69E(2)(b), 69G(5)(d), 69H(4), 69J, 69N, 69Q for specified purposes) by [Charities Act 2006 \(c. 50\)](#), s. 79(2), **Sch. 7 para. 1**; S.I. 2007/309, art. 2, Sch.
- F2** Ss. 69D(1)-(1B) substituted for s. 69D(1) (1.10.2008) by [The Companies Act 2006 \(Consequential Amendments etc\) Order 2008 \(S.I. 2008/948\)](#), art. 2(3), **Sch. 3 para. 10(2)** (with arts. 6, 11, 12)
- F3** Words in s. 69D(1B) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), **Sch. 1 para. 139(7)** (with art. 10)
- F4** S. 69D(2) omitted (1.10.2008) by virtue of [The Companies Act 2006 \(Consequential Amendments etc\) Order 2008 \(S.I. 2008/948\)](#), art. 2(3), **Sch. 3 para. 10(3)** (with arts. 6, 11, 12)

Status:

Point in time view as at 01/10/2009. 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 69D.