



# Charities Act 2022

## 2022 CHAPTER 6

### PART 2

#### CHARITY LAND

##### *Dispositions and mortgages*

#### **21 Advice etc from charity trustees, officers and employees**

- (1) The Charities Act 2011 is amended as follows.
- (2) After section 128 insert—

*“Advice etc from charity trustees, officers and employees*

#### **128A Advice etc from charity trustees, officers and employees**

- (1) Subsection (2) applies to—
  - (a) a report by a designated adviser for the purposes of section 119(1)(a),
  - (b) advice on a proposed disposition for the purposes of section 120(2)(a),
  - (c) proper advice in connection with a mortgage of land for the purposes of section 124(2), and
  - (d) proper advice in connection with a mortgage of land for the purposes of section 124(7).
- (2) For the purposes of the provisions mentioned in subsection (1), it does not matter if the report or the advice (as the case may be) is provided—
  - (a) by a charity trustee or an officer or employee of the charity or of the charity trustees, or
  - (b) in the course of a person’s employment as an officer or an employee of the charity or of the charity trustees.”

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*Status: This is the original version (as it was originally enacted).*

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- (3) In section 124 (restrictions on mortgages), in subsection (8), omit from “and such advice” to the end.