



# Charities Act 1960 (repealed)

1960 CHAPTER 58 8 and 9 Eliz 2

## PART III

APPLICATION OF PROPERTY CY-PRES, AND ASSISTANCE AND  
SUPERVISION OF CHARITIES BY COURT AND CENTRAL AUTHORITIES

### *Miscellaneous*

#### <sup>F1F2</sup>30. Charitable companies: Winding up.

[<sup>F1</sup>(1)]

Where a charity may be wound up by the High Court under the <sup>M1</sup> Insolvency Act 1986, a petition for it to be wound up under that Act by any court in England or Wales having jurisdiction may be presented by the Attorney General, as well as by any person authorised by that Act.

[ Where a charity may be so wound up by the High Court, such a petition may also be <sup>F3</sup>(2) presented by the Commissioners if, at any time after they have instituted an inquiry under section 6 of this Act with respect to the charity, they are satisfied as mentioned in section 20(1)(a) or (b) of this Act.

(3) Where a charitable company is dissolved, the Commissioners may make an application under section 651 of the Companies Act 1985 (power of court to declare dissolution of company void) for an order to be made under that section with respect to the company; and for this purpose subsection (1) of that section shall have effect in relation to a charitable company as if the reference to the liquidator of the company included a reference to the Commissioners.

(4) Where a charitable company's name has been struck off the register of companies under section 652 of the Companies Act 1985 (power of registrar to strike defunct company off register), the Commissioners may make an application under section 653(2) of that Act (objection to striking off by person aggrieved) for an order restoring the company's name to that register; and for this purpose section 653(2) shall have effect in relation to a charitable company as if the reference to any such person aggrieved as is there mentioned included a reference to the Commissioners.

---

**Status:** Point in time view as at 01/01/1993. This version of this provision has been superseded.

**Changes to legislation:** There are currently no known outstanding effects for the Charities Act 1960 (repealed), Section 30. (See end of Document for details)

---

(5) The powers exercisable by the Commissioners by virtue of this section shall be exercisable by them of their own motion, but shall be exercisable only with the agreement of the Attorney General on each occasion.

(6) In this section “charitable company” means a company which is a charity.]]

---

**Textual Amendments**

- F1** Ss. 30–30C substituted (4.2.1991) for s. 30 containing subsections (1) and (2) by Companies Act 1989 (c. 40, SIF 27), ss. **111(1)**
- F2** S. 30 renumbered as s. 30(1) (1.11.1992) by Charities Act 1992 (c. 41), s. **10(2)**; S.I. 1992/1900, art. 3(1), **Sch. 2**
- F3** S. 30(1)-(6) added (1.11.1992) by Charities Act 1992 (c. 41), s. **10(1)**; S.I. 1992/1900, art. 3(1), **Sch. 2**
- 

**Marginal Citations**

- M1** 1986 c.45 (66)

**Status:**

Point in time view as at 01/01/1993. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Charities Act 1960 (repealed), Section 30.