



# Charities Act 2011

## 2011 CHAPTER 25

### PART 6

#### CY-PRÈS POWERS AND ASSISTANCE AND SUPERVISION OF CHARITIES BY COURT AND COMMISSION

##### *Official custodian and Reverter of Sites Act 1987*

#### **92 Divestment of official custodian where 1987 Act due to operate**

- (1) Subsection (2) applies where—
  - (a) any land is vested in the official custodian in trust for a charity, and
  - (b) it appears to the Commission that section 1 of the 1987 Act (right of reverter replaced by trust) will, or is likely to, operate in relation to the land at a particular time or in particular circumstances.
- (2) The jurisdiction which, under section 69, is exercisable by the Commission for the purpose of discharging a trustee for a charity may, at any time before section 1 of the 1987 Act operates in relation to the land, be exercised by the Commission of its own motion for the purpose of—
  - (a) making an order discharging the official custodian from the trusteeship of the land, and
  - (b) making such vesting orders and giving such directions as appear to the Commission to be necessary or expedient in consequence.
- (3) In this section and sections 93 to 95—
  - (a) “the 1987 Act” means the Reverter of Sites Act 1987, and
  - (b) any reference to section 1 of the 1987 Act operating in relation to any land is a reference to a trust arising in relation to the land under that section.