



# Charities Act 2011

## 2011 CHAPTER 25

### PART 6

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

##### *Property vested in official custodian*

#### **90 Entrusting charity property to official custodian, and termination of trust**

- (1) The court may by order—
  - (a) vest in the official custodian any land held by or in trust for a charity,
  - (b) authorise or require the persons in whom any such land is vested to transfer it to the official custodian, or
  - (c) appoint any person to transfer any such land to the official custodian.
- (2) But subsection (1) does not apply to any interest in land by way of mortgage or other security.
- (3) Where property is vested in the official custodian in trust for a charity, the court may make an order discharging the official custodian from the trusteeship as respects all or any of that property.
- (4) Where—
  - (a) the official custodian is discharged from the trusteeship of any property, or
  - (b) the trusts on which the official custodian holds any property come to an end,the court may make such vesting orders and give such directions as may seem to the court to be necessary or expedient in consequence.
- (5) No person is liable for any loss occasioned by—
  - (a) acting in conformity with an order under this section, or
  - (b) giving effect to anything done in pursuance of such an order.
- (6) No person is excused from—

*Status: This is the original version (as it was originally enacted).*

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- (a) acting in conformity with an order under this section, or
  - (b) giving effect to anything done in pursuance of such an order,
- because the order has been in any respect improperly obtained.