



# Charities (Protection and Social Investment) Act 2016

## 2016 CHAPTER 4

### 6 Power to direct specified action not to be taken

- (1) The Charities Act 2011 is amended as follows.
- (2) After section 84 insert—

#### **“84A Power to direct specified action not to be taken**

- (1) This section applies where, at any time after the Commission has instituted an inquiry under section 46 with respect to any charity, the Commission considers that any action, if taken or continued by a person listed in section 84(2), would constitute misconduct or mismanagement in the administration of the charity.
- (2) The Commission may make an order specifying the action and directing the person not to take it or continue it.
- (3) While an order under this section is in force, the Commission must review it at intervals of not more than 6 months.”
- (3) In section 20 (incidental powers), in subsection (3) after “84” insert “, 84A ”.
- (4) In section 86(2) (copy of certain orders, and reasons, to be sent to charity) and section 336(2)(a) (enforcement of orders of Commission) insert in the appropriate place— “ section 84A (power to direct specified action not to be taken), ”.
- (5) In Schedule 6 (appeals and applications to Tribunal), insert in the appropriate place—

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“Order made by The persons are any person Power to quash the the Commission under who is directed by the order and (if appropriate) section 84A(2) which order not to take the remit the matter to the directs a person not to specified action. Commission.”  
take action specified in the order.

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**Changes to legislation:** There are currently no known outstanding effects for the Charities (Protection and Social Investment) Act 2016, Section 6. (See end of Document for details)

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**Commencement Information**

**II** S. 6 in force at 31.7.2016 by S.I. 2016/815, reg. 2(e)

**Changes to legislation:**

There are currently no known outstanding effects for the Charities (Protection and Social Investment) Act 2016, Section 6.