
STATUTORY INSTRUMENTS

2008 No. 3267

The Charities Act 2006 (Commencement No. 5, Transitional and Transitory Provisions and Savings) Order 2008

The register of charities and registration of excepted charities: transitional and transitory provisions and savings

- 4.—(1) Subject to paragraph (2), where—
- (a) a request had been made before 31st January 2009 by a relevant charity under old section 3(2) of the 1993 Act; and
 - (b) the Commission had not made a decision in respect of that request before that date,
- the Commission may enter the charity in the register or, as the case may be, must remove the relevant charity from the register.
- (2) The Commission—
- (a) must enter a relevant charity in the register if it is satisfied that the charity is required to be registered under section 3A(1) of the 1993 Act;
 - (b) must not remove a relevant charity from the register if it is satisfied that the charity is required to be registered under that provision of that Act.
- (3) Schedule 1C to the 1993 Act applies to a decision made by the Commission under this article as it applies to a decision made by the Commission under section 3A of that Act.
- (4) In this article, “relevant charity” means a charity excepted from the requirement to register by paragraph (b) or paragraph (c) of old section 3(5) of the 1993 Act immediately before 31st January 2009.