
Changes to legislation: There are currently no known outstanding effects for the Charities Act 2006. Cross
Heading: Schedule 9: savings on repeal of provisions of Charities Act 1960. (See end of Document for details)

SCHEDULES

SCHEDULE 10

TRANSITIONAL PROVISIONS AND SAVINGS

Schedule 9: savings on repeal of provisions of Charities Act 1960

- 21 (1) This paragraph applies where, immediately before the coming into force of the repeal by this Act of section 35(6) of the Charities Act 1960 (c. 58) (transfer and evidence of title to property vested in trustees), any relevant provision had effect, in accordance with that provision, as if contained in a conveyance or other document declaring the trusts on which land was held at the commencement of that Act.
- (2) In such a case the relevant provision continues to have effect as if so contained despite the repeal of section 35(6) of that Act.
- (3) A “relevant provision” means a provision of any of the following Acts providing for the appointment of trustees—
- (a) the Trustee Appointment Act 1850 (c. 28),
 - (b) the Trustee Appointment Act 1869 (c. 26),
 - (c) the Trustees Appointment Act 1890 (c. 19), or
 - (d) the School Sites Act 1852 (c. 49) so far as applying any of the above Acts, as in force at the commencement of the Charities Act 1960.

Commencement Information

- I1** Sch. 10 para. 21 in force at 31.1.2009 by [S.I. 2008/3267](#), art. 2, **Sch.** (with arts. 3-27) (as amended: (29.9.2009) by [S.I. 2009/2648](#), art. 3; (26.7.2010) by [S.I. 2010/1942](#), art. 2; and (1.8.2011) by [S.I. 2011/1725](#), arts. 1(2), 3, Sch. para. 6)

- 22 The repeal by this Act of section 39(2) of the Charities Act 1960 (repeal of obsolete enactments) does not affect the continued operation of any trusts which, at the commencement of that Act, were wholly or partly comprised in an enactment specified in Schedule 5 to that Act (enactments repealed as obsolete).

Commencement Information

- I2** Sch. 10 para. 22 in force at 31.1.2009 by [S.I. 2008/3267](#), art. 2, **Sch.** (with arts. 3-27) (as amended: (29.9.2009) by [S.I. 2009/2648](#), art. 3; (26.7.2010) by [S.I. 2010/1942](#), art. 2; and (1.8.2011) by [S.I. 2011/1725](#), arts. 1(2), 3, Sch. para. 6)

- 23 The repeal by this Act of section 48(1) of, and Schedule 6 to, the Charities Act 1960 (consequential amendments etc.) does not affect the amendments made by Schedule 6 in—

^{F1}(a)

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- ^{F1}(b)
- (c) section 24(4) of the Landlord and Tenant Act 1927 (c. 36), ^{F1}...
- ^{F1}(d)

Textual Amendments

F1 Sch. 10 para. 23(a)(b)(d) and word repealed (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 10](#) (with [s. 20\(2\), Sch. 8](#))

Commencement Information

I3 Sch. 10 para. 23 in force at 31.1.2009 by [S.I. 2008/3267, art. 2, Sch.](#) (with [arts. 3-27](#)) (as amended: (29.9.2009) by [S.I. 2009/2648, art. 3](#); (26.7.2010) by [S.I. 2010/1942, art. 2](#); and (1.8.2011) by [S.I. 2011/1725, arts. 1\(2\), 3, Sch. para. 6](#))

^{F2}24

Textual Amendments

F2 Sch. 10 para. 24 repealed (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 10](#) (with [s. 20\(2\), Sch. 8](#))

- 25 Despite the repeal by this Act of section 48(4) of the Charities Act 1960—
- (a) any scheme, order, certificate or other document issued under or for the purposes of the Charitable Trusts Acts 1853 to 1939 and having effect in accordance with section 48(4) immediately before the commencement of that repeal continues to have the same effect (and to be enforceable or liable to be discharged in the same way) as would have been the case if that repeal had not come into force, and
 - (b) any such document, and any document under the seal of the official trustees of charitable funds, may be proved as if the 1960 Act had not been passed.

Commencement Information

I4 Sch. 10 para. 25 in force at 31.1.2009 by [S.I. 2008/3267, art. 2, Sch.](#) (with [arts. 3-27](#)) (as amended: (29.9.2009) by [S.I. 2009/2648, art. 3](#); (26.7.2010) by [S.I. 2010/1942, art. 2](#); and (1.8.2011) by [S.I. 2011/1725, arts. 1\(2\), 3, Sch. para. 6](#))

^{F3}26

Textual Amendments

F3 Sch. 10 para. 26 repealed (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 10](#) (with [s. 20\(2\), Sch. 8](#))

- 27 The repeal by this Act of the Charities Act 1960 does not affect any transitional provision or saving contained in that Act which is capable of having continuing effect but whose effect is not preserved by any other provision of this Schedule.

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Commencement Information

- I5** Sch. 10 para. 27 in force at 31.1.2009 by [S.I. 2008/3267](#), art. 2, [Sch.](#) (with arts. 3-27) (as amended: (29.9.2009) by [S.I. 2009/2648](#), art. 3; (26.7.2010) by [S.I. 2010/1942](#), art. 2; and (1.8.2011) by [S.I. 2011/1725](#), arts. 1(2), 3, Sch. para. 6)

Changes to legislation:

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