



2008 CHAPTER 12

PART 9

CHARITY TRUSTEES

CHAPTER 1

INCORPORATION OF CHARITY TRUSTEES

Power of Commission to amend certificate of incorporation

79.—(1) The Commission may amend a certificate of incorporation either on the application of the incorporated body to which it relates or of the Commission's own motion.

(2) Before making any such amendment of the Commission's own motion, the Commission shall by notice in writing—

- (a) inform the trustees of the relevant charity of its proposals, and
- (b) invite those trustees to make representations to it within a time specified in the notice, being not less than one month from the date of the notice.

(3) The Commission shall take into consideration any representations made by those trustees within the time so specified, and may then (without further notice) proceed with its proposals either without modification or with such modifications as appear to it to be desirable.

(4) The Commission may amend a certificate of incorporation either—

- (a) by making an order specifying the amendment; or
- (b) by issuing a new certificate of incorporation taking account of the amendment.