



Charities Act 2006

2006 CHAPTER 50

PART 3

FUNDING FOR CHARITABLE, BENEVOLENT OR PHILANTHROPIC INSTITUTIONS

CHAPTER 1

PUBLIC CHARITABLE COLLECTIONS

Public collections certificates

57 Appeals against decisions of the Commission

- (1) A person who has duly applied to the Commission for a public collections certificate may appeal to the Charity Tribunal (“the Tribunal”) against a decision of the Commission under section 52—
 - (a) to refuse to issue the certificate, or
 - (b) to attach any condition to it.
- (2) A person to whom a public collections certificate has been issued may appeal to the Tribunal against a decision of the Commission not to direct that the certificate be transferred under section 55.
- (3) A person to whom a public collections certificate has been issued may appeal to the Tribunal against a decision of the Commission under section 56—
 - (a) to withdraw or suspend the certificate,
 - (b) to attach a condition to the certificate, or
 - (c) to vary an existing condition of the certificate.
- (4) The Attorney General may appeal to the Tribunal against a decision of the Commission—
 - (a) to issue, or to refuse to issue, a certificate,

Status: This is the original version (as it was originally enacted).

- (b) to attach, or not to attach, any condition to a certificate (whether under section 52 or section 56),
 - (c) to direct, or not to direct, that a certificate be transferred under section 55,
 - (d) to withdraw or suspend, or not to withdraw or suspend, a certificate, or
 - (e) to vary, or not to vary, an existing condition of a certificate.
- (5) In determining an appeal under this section, the Tribunal—
- (a) must consider afresh the decision appealed against, and
 - (b) may take into account evidence which was not available to the Commission.
- (6) On an appeal under this section, the Tribunal may—
- (a) dismiss the appeal,
 - (b) quash the decision, or
 - (c) substitute for the decision another decision of a kind that the Commission could have made;
- and in any case the Tribunal may give such directions as it thinks fit, having regard to the provisions of this Chapter and of regulations under section 63.
- (7) If the Tribunal quashes the decision, it may remit the matter to the Commission (either generally or for determination in accordance with a finding made or direction given by the Tribunal).