



Charities Act 2006

2006 CHAPTER 50

PART 4

MISCELLANEOUS AND GENERAL

Miscellaneous

73 Report on operation of this Act

- (1) The [^{F1}Secretary of State] must, before the end of the period of five years beginning with the day on which this Act is passed, appoint a person to review generally the operation of this Act.
- (2) The review must address, in particular, the following matters—
 - (a) the effect of the Act on—
 - (i) excepted charities,
 - (ii) public confidence in charities,
 - (iii) the level of charitable donations, and
 - (iv) the willingness of individuals to volunteer,
 - (b) the status of the Charity Commission as a government department, and
 - (c) any other matters the Minister considers appropriate.
- (3) After the person appointed under subsection (1) has completed his review, he must compile a report of his conclusions.
- (4) The [^{F2}Secretary of State] must lay before Parliament a copy of the report mentioned in subsection (3).
- (5) For the purposes of this section a charity is an excepted charity if —
 - (a) it falls within paragraph (b) or (c) of section 3A(2) of the 1993 Act (as amended by section 9 of this Act), or
 - (b) it does not fall within either of those paragraphs but, immediately before [^{F3}31 January 2009], it fell within section 3(5)(b) or (5B)(b) of the 1993 Act.

Changes to legislation: There are currently no known outstanding effects for the Charities Act 2006, Section 73. (See end of Document for details)

[^{F4}(6) This section has effect, in relation to any time occurring on or after the commencement of the Charities Act 2011 as if—

- (a) the reference in subsection (1) to the operation of this Act included (in relation to provisions of this Act repealed and re-enacted by the 2011 Act) a reference to the operation of the 2011 Act,
- (b) the reference in subsection (2)(a) to the effect of the Act included (in relation to provisions of this Act repealed and re-enacted by the 2011 Act) a reference to the effect of the 2011 Act, and
- (c) the reference in subsection (5)(a) to paragraph (b) or (c) of section 3A(2) of the 1993 Act (as amended by section 9 of this Act) were a reference to paragraph (b) or (c) of section 30(2) of the 2011 Act.]

Textual Amendments

- F1** Words in s. 73(1) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 19(2)(c)** (with art. 12)
- F2** Words in s. 73(4) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 19(2)(c)** (with art. 12)
- F3** Words in s. 73(5)(b) substituted (14.3.2012) by [Charities Act 2011 \(c. 25\)](#), s. 355, **Sch. 7 para. 120(1)** (with s. 20(2), [Sch. 8](#))
- F4** S. 73(6) inserted (14.3.2012) by [Charities Act 2011 \(c. 25\)](#), s. 355, **Sch. 7 para. 120(2)** (with s. 20(2), [Sch. 8](#))

Modifications etc. (not altering text)

- C1** S. 73 functions transferred (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), arts. 1(2), **10(2)(e)** (with arts. 10(3), 11, 12)

Commencement Information

- I1** S. 73 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:

There are currently no known outstanding effects for the Charities Act 2006, Section 73.