



# Charities Act 2011

## 2011 CHAPTER 25

### PART 15

#### LOCAL CHARITIES

##### *Parochial charities*

#### **298 Transfer of property to parish or community council or its appointees**

- (1) This section applies where trustees hold any property—
- (a) for the purposes of a public recreation ground, or of allotments (whether under inclosure Acts or otherwise), for the benefit of inhabitants of a parish having a parish council or (in Wales) community having a community council, or
  - (b) for other charitable purposes connected with such a parish or community;
- and it applies to property held for any public purposes as it applies to property held for charitable purposes.

But it does not apply where trustees hold property for an ecclesiastical charity.

- (2) The trustees may, with the approval of the Commission and with the consent of the parish or community council, transfer the property to—
- (a) the parish or community council, or
  - (b) persons appointed by the parish or community council;
- and the council or their appointees must hold the property on the same trusts and subject to the same conditions as the trustees did.

**Changes to legislation:**

Charities Act 2011, Section 298 is up to date with all changes known to be in force on or before 27 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 106(1)-(1B) substituted for s. 106(1) by [2022 c. 6 s. 16\(a\)](#)
- s. 322(2)(ea) inserted by [2022 c. 6 Sch. 2 para. 26](#)
- s. 331A331B and cross-heading inserted by [2022 c. 6 s. 15](#)