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STATUTORY INSTRUMENTS

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**2008 No. 3267**

**The Charities Act 2006 (Commencement No. 5, Transitional and Transitory Provisions and Savings) Order 2008**

**Formerly specified educational institutions: transitional and transitory provisions and savings**

**11.**—(1) A formerly specified educational institution to which this article applies—

- (a) is excepted from the duty to be registered under subsection (1) of section 3A of the 1993 Act until 1st October 2009; and
- (b) for the purposes of any enactment other than the 1993 Act is to be treated, before 1st October 2009, as a charity which is not required to be registered by virtue of subsection (2) of section 3A of the 1993 Act.

(2) This article applies to any formerly specified educational institution which is not excepted under section 3A(2)(c) of the 1993 Act from the requirement to be registered under section 3A(1) of that Act<sup>(1)</sup>.

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<sup>(1)</sup> Only those formerly specified educational institutions (as defined in article 1 of this Order) whose gross income does not exceed the financial limit in section 3A(2)(c) of the Charities Act 1993 are excepted under that section from the requirement to be registered by the Charities Act 1993 (Exception from Registration) Regulations 2008 (S.I. 2008/3268).