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STATUTORY INSTRUMENTS

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**2012 No. 3013**

**The Charitable Incorporated Organisations  
(Insolvency and Dissolution) Regulations 2012**

**PART 5**

**RESTORATION OF A CIO TO THE REGISTER**

**Time limit for applying to court**

**35.**—(1) Subject to paragraph (2), an application to the court to restore a CIO to the register may not be made after the end of the period of 6 years from the date of dissolution.

(2) An application may be made at any time for the purpose of bringing proceedings against the CIO for damages for personal injury.

(3) The court must refuse an application under paragraph (2) if it appears to the court that the proceedings would fail by virtue of any enactment as to the time within which proceedings must be brought.

(4) In making that decision the court must have regard to its power under regulation 36 to direct that the period between the dissolution of the CIO and the making of the order is not to count for the purposes of any such enactment.

(5) For the purposes of this regulation—

- (a) “personal injury” includes any disease and any impairment of a person’s physical or mental condition; and
- (b) references to damages for personal injury include any sum claimed by virtue of section 1(2)(c) of the Law Reform (Miscellaneous Provisions) Act 1934<sup>(1)</sup>.