



Charities Act 2011

2011 CHAPTER 25

PART 6

CY-PRÈS POWERS AND ASSISTANCE AND SUPERVISION OF CHARITIES BY COURT AND COMMISSION

Cy-près powers and variation of charters

[^{F1}67A Proceeds of fund-raising: power of charity trustees to apply cy-près

- (1) Subsection (2) applies if—
 - (a) money or other property is solicited to enable a charity to further specific charitable purposes,
 - (b) money or other property is given as a result of that solicitation, and
 - (c) some or all of that money or other property (or the property for the time being representing it or derived from it) is applicable cy-près by virtue of section 62(1)(a) or (b) or 63A.
- (2) The charity trustees of the charity may resolve that all the money or other property which is applicable cy-près by virtue of section 62(1)(a) or (b) or 63A be applied for such charitable purposes specified in the resolution as they consider appropriate, having regard to—
 - (a) the desirability of securing that the purposes are, so far as reasonably practicable, similar to the specific charitable purposes for which the money or other property was given;
 - (b) the need for the purposes to be suitable and effective in the light of current social and economic circumstances.
- (3) A resolution under this section must be passed by a majority of the charity trustees.
- (4) If a resolution passed under this section concerns money or other property with a value exceeding £1,000—
 - (a) the charity trustees must send a copy of the resolution to the Commission, together with a statement of their reasons for passing it, and

Changes to legislation: Charities Act 2011, Section 67A is up to date with all changes known to be in force on or before 04 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. (See end of Document for details) [View outstanding changes](#)

- (b) the resolution does not have effect until the date on which the Commission consents to it in writing.
- (5) The Secretary of State may by regulations amend subsection (4) by substituting a different sum for the sum for the time being specified there.]

Textual Amendments

F1 S. 67A inserted (31.10.2022) by Charities Act 2022 (c. 6), ss. 7, 41(4); S.I. 2022/1109, Sch. para. 4

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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](#)