



# Charities Act 1992

## 1992 CHAPTER 41

### PART I

#### CHARITIES

##### *Charity names*

#### **5 Effect of direction under s. 4 where charity is a company**

- (1) Where any direction is given under section 4 of this Act with respect to a charity which is a company, the direction shall be taken to require the name of the charity to be changed by resolution of the directors of the company.
- (2) Section 380 of the Companies Act 1985 (registration etc. of resolutions and agreements) shall apply to any resolution passed by the directors in compliance with any such direction.
- (3) Where the name of such a charity is changed in compliance with any such direction, the registrar of companies—
  - (a) shall (subject to section 26 of the Companies Act 1985 (prohibition on registration of certain names)) enter the new name on the register of companies in place of the former name, and
  - (b) shall issue a certificate of incorporation altered to meet the circumstances of the case;

and the change of name has effect from the date on which the altered certificate is issued.