
WELSH STATUTORY INSTRUMENTS

2010 No. 638

**The Federation of Maintained Schools and
Miscellaneous Amendments (Wales) Regulations 2010**

PART 6

**INSTRUMENT OF GOVERNMENT, STAFFING,
SCHOOL COUNCILS AND CHARITABLE STATUS**

Charitable status of federations

46.—(1) The governing body of a federation which includes a foundation, voluntary or foundation special school is a charity which is an exempt charity for the purposes of the Charities Act 1993⁽¹⁾, but no governing body of a federation which includes only community, community special or maintained nursery schools is a charity.

(2) So far as it is a charity, any institution which—

- (a) is administered by or on behalf of any governing body of a federation which includes a foundation, voluntary or foundation special school; and
- (b) is established for the general purposes of, or for any special purpose of, or in connection with, that body or that federation or any foundation, voluntary or foundation special school within that federation;

must also be an exempt charity for the purposes of the Charities Act 1993.

(3) In this regulation, “charity” (“*elusen*”) and “institution” (“*sefydliad*”) have the same meaning as in the Charities Act 1993.