

Charities Bill [HL]

AMENDMENTS TO BE MOVED ON REPORT

Clause 12

LORD PARKINSON OF WHITLEY BAY

Page 13, line 37, at end insert –

“(4) In section 348 (regulations subject to affirmative procedure etc) –

(a) in subsection (1), after paragraph (c) insert –

“(d) regulations under section 285(3)(power to amend period or multiplier specified);”;

(b) in subsection (2), for “or (c)” substitute “, (c), (d)”.

Member’s explanatory statement

This amendment provides for the power to make regulations added by Clause 12 to be subject to affirmative resolution procedure.

Clause 39

LORD PARKINSON OF WHITLEY BAY

Page 29, line 20, leave out “(c)” and insert “(d)(inserted by section 12)”

Member’s explanatory statement

This amendment is consequential upon the amendment of Clause 12 in the name of Lord Parkinson of Whitley Bay.

Page 29, line 21, leave out “(d)” and insert “(e)”

Member’s explanatory statement

This amendment is consequential upon the amendment of Clause 12 in the name of Lord Parkinson of Whitley Bay.

Page 29, line 23, leave out “for “or (c)” substitute “, (c) or (d)”” and insert “after “(d)” (inserted by section 12) insert “or (e)””

Member's explanatory statement

This amendment is consequential upon the amendment of Clause 12 in the name of Lord Parkinson of Whitley Bay.

Schedule 2**LORD PARKINSON OF WHITLEY BAY**

Page 35, line 3, in column 1, leave out “under section 226”

Member's explanatory statement

This amendment removes an unnecessary reference to section 226 of the Charities Act 2011.

Page 35, line 25, leave out “omit”

Member's explanatory statement

This amendment is consequential upon the amendment in the name of Lord Parkinson of Whitley Bay at page 35, line 29.

Page 35, line 26, at beginning insert “omit”

Member's explanatory statement

This amendment is consequential upon the amendment in the name of Lord Parkinson of Whitley Bay at page 35, line 29.

Page 35, line 28, at beginning insert “omit”

Member's explanatory statement

This amendment is consequential upon the amendment in the name of Lord Parkinson of Whitley Bay at page 35, line 29.

Page 35, line 29, at end insert —

“(c) after that entry insert —

“Decision of the Commission to withhold consent under section 280A(7) in relation to an amendment of the trusts of an unincorporated charity.	The persons are — the charity trustees of the charity, and any other person who is or may be affected by the decision.	Power to quash the decision and (if appropriate) remit the matter to the Commission.””
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Member's explanatory statement

This amendment would enable an appeal to the Tribunal in respect of a decision of the Charity Commission to withhold consent under section 280A(7), as inserted by Clause 3.

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8 December 2021
