1963 No. 1062

CHARITIES

The Charities (Church of England) Regulations 1963

Made - - - -	31*st May* 1963
Laid before Parliament	11*th June* 1963
Coming into Operation	24*th June* 1963

In pursuance of sections 29(4), 43 and 45(6) of the Charities Act 1960(a), we hereby make the following Regulations: —

1. A charity for the advancement of religion shall be excepted from the provisions of section 29 of the Charities Act 1960 as regards any mortgage, charge, sale, lease or other disposal of land, if—

(*a*) the land is held by a body named in the Schedule to these Regulations (whether alone or jointly with another person or persons) either as a duly constituted trustee or custodian trustee of the land or by virtue of the land having been vested in that body in pursuance of section 5 of the Parochial Church Councils (Powers) Measure 1921(b) or section 6(2) of the Parochial Church Councils (Powers) Measure 1956(c); and

(*b*) during the period of three years immediately preceding the transaction, or, where the land was acquired during that period, since the land was acquired by or for the charity, the land has not been used otherwise than as one or more of the following:—

(i) a place of worship;

(ii) a burial ground;

(iii) a Sunday school;

(iv) a church hall;

(v) a residence for a minister of religion;

(vi) a residence for a caretaker of a place or places listed above;

(vii) the curtilage of a place or places listed above.

2. The Interpretation Act 1889(d) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3. These Regulations may be cited as the Charities (Church of England) Regulations 1963 and shall come into operation on 24th June 1963.

Given under my hand on 31st May 1963.

Henry Brooke,
One of Her Majesty's Principal Secretaries of State.

Given under the Official Seal of the Minister of Education on 31st May 1963.

(L.S.)

Edward C. G. Boyle,
Minister of Education.

(a) 8 & 9 Eliz. 2. c. 58. (b) 11 & 12 Geo. 5. No. 1. (c) 4 & 5 Eliz. 2. No. 3. (d) 52 & 53 Vict. c. 63.

SCHEDULE

Diocesan Trust Corporations

The Canterbury Diocesan Board of Finance.
The York Diocesan Board of Finance.

The London Diocesan Fund.
The London Diocesan Board of Finance.
The Trustees of the Bishop of London's Fund Registered.
The Durham Diocesan Board of Finance.
The Winchester Diocesan Board of Finance.

The Bath and Wells Diocesan Board of Finance.
Birmingham Diocesan Trustees Registered.
The Birmingham Diocesan Board of Finance.
Blackburn Diocesan Board of Finance.
The Bradford Diocesan Board of Finance.
The Bristol Diocesan Board of Finance.
The Bristol Diocesan Trust.
The Carlisle Diocesan Board of Finance.
The Chelmsford Diocesan Board of Finance.
The St. Albans and Chelmsford Church Trust.
The Chester Diocesan Board of Finance.
The Chichester Diocesan Fund and Board of Finance (Incorporated).
Coventry Diocesan Trustees Registered.
The Coventry Diocesan Board of Finance.
The Derby Diocesan Board of Finance.
The Ely Diocesan Board of Finance.
The Exeter Diocesan Board of Finance.
The Exeter Diocesan Trust.
The Gloucester Diocesan Trust Limited.
The Guildford Diocesan Board of Finance.
The Hereford Diocesan Board of Finance.
The Leicester Diocesan Board of Finance.
The Lichfield Diocesan Trust.
The Lincoln Diocesan Trust and Board of Finance.
The Liverpool Diocesan Board of Finance.
Manchester Diocesan Board of Finance.
The Newcastle Diocesan Society.
The Newcastle Diocesan Board of Finance.
The Norwich Diocesan Board of Finance.
The Oxford Diocesan Board of Finance.
The Peterborough Diocesan Board of Finance.
Portsmouth Diocesan Board of Finance.
The Ripon Diocesan Board of Finance.
The Rochester Diocesan Society and Board of Finance.
The St. Albans Diocesan Board of Finance.

The St. Edmundsbury and Ipswich Diocesan Board of Finance.
The Salisbury Diocesan Board of Finance.
The Sheffield Diocesan Trust and Board of Finance.
The Rochester and Southwark Diocesan Church Trust.
The Southwell Diocesan Board of Finance.
The Board of Finance of the Diocese of Truro.
The Wakefield Diocesan Church Organization Society.
The Worcester Diocesan Board of Finance.
Worcester Diocesan Trust Registered.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations enable land belonging to a religious charity of which any of the bodies named in the Schedule is a trustee to be sold or otherwise disposed of without the necessity for the order of the court or the Commissioners otherwise required by section 29 of the Charities Act 1960. The land must not have been used in the previous three years otherwise than for the purposes mentioned in paragraph (*b*) of Regulation 1.