STATUTORY INSTRUMENTS

1962 No. 1421

CHARITIES

The Charities (Religious Premises) Regulations 1962

Made - - - -	*4th July* 1962
Laid before Parliament	*11th July* 1962
Coming into Operation	*1st August* 1962

In pursuance of section 29 (4), section 43 and section 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 sale of the charity's land, being land to which these Regulations apply, if it is certified on behalf of the charity at the time of the sale that the proceeds of the sale are to be applied in or towards the provision of other land or premises to be used in place of the land sold.

The reference in this Regulation to the provision of other land or premises shall be construed as including a reference to the repayment of money borrowed for that purpose.

2. These Regulations shall apply to land which has not been used during the period of three years immediately preceding the sale (or, where the land was acquired during that period, since the land was acquired by or for the charity) otherwise than as one or more of the following:—

(*a*) a place of worship;
(*b*) a burial ground;
(*c*) a Sunday school;
(*d*) a church hall;
(*e*) a residence for a minister of religion;
(*f*) a residence for a caretaker of a place or places listed above;
(*g*) the curtilage of a place or places listed above.

A reference in this Regulation to a Sunday school or church hall shall be construed, in the case of a charity for the advancement of a religion other than Christianity, as a reference to a school or hall of a similar kind.

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

4. These Regulations may be cited as the Charities (Religious Premises) Regulations 1962 and shall come into operation on 1st August 1962.

Given under my hand on 4th July 1962.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Given under the Official Seal of the Minister of Education on 4th July 1962.

(L.S.)

David Eccles,
Minister of Education.

(a) 8 & 9 Eliz. 2. c. 58.

(b) 52 & 53 Vict. c. 63.

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 to be sold, where the proceeds of sale are to be applied in providing other land in its place, without the necessity for the order of the court or the Commissioners otherwise required by section 29 of the Charities Act 1960. The land sold must not have been used in the previous three years otherwise than for the purposes mentioned in Regulation 2.