



*Tonga*

# **CHARITABLE TRUSTS REGULATIONS**

**Chapter 16.04.01**

**2020 Revised Edition**





## CHARITABLE TRUSTS REGULATIONS

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# CHARITABLE TRUSTS REGULATIONS <sup>1</sup>

*Made under section 28 of the Charitable Trusts Act*

Commencement [8th December 2009]

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## 1 Short title

These Regulations may be cited as the Charitable Trusts Regulations 2009.

## 2 Interpretation

For the purposes of these Regulations, “Act” means the Charitable Trusts Act 1993.

## 3 Fees

The fees to be paid in respect of matters arising under the Act or these Regulations shall be those specified in Schedule I.

## 4 Forms

- (1) The forms referred to in these Regulations are those set out in Schedule II.
- (2) The Registrar shall furnish copies of the printed forms free of charge.

## 5 Vesting of property

A list of all property required under section 10 of the Act, shall be submitted to the Registrar in the form set out in Form 1.

## 6 Change of name

An application for change of name under section 12 of the Act shall be made in the form set out in Form 2.

## 7 Language of documents

Any document forming part of an application or submitted to the Registrar pursuant to the Act or these Regulations and which is in the Tongan language or any language other than English shall be accompanied by a translation into English.

## 8 Body corporate

- (1) A document purporting to be signed for or on behalf of a body corporate shall contain the names of the persons having the authority to do so, and shall affix the official stamp of the respective organisation.
- (2) The Registrar may, whenever he deems it necessary, request evidence of authorisation to sign.

## 9 Changes in the register

The Registrar shall enter in the register in respect of every Trust or Society, any change with respect to such information, in particular, the name, address, or address for service indicated therein.

### SCHEDULE 1

#### FEES

1.	Inspection of documents (Section 25(1))	\$10.00
2.	Re-issue of Certificate of Incorporation (Section 25(2))	\$50.00
3.	Copy of or extract from any document, in addition to any fee for certifying the same (per A4 size paper) (Section 25(3))	\$1.00
4.	For certification of copy or extract from any document (Section 25(4))	\$50.00

**SCHEDULE II****FORM I***(Regulation 5)***VESTING OF PROPERTY**

To: The Registrar:

1. Name of the Trust/Society .....
2. Principal Address .....
3. Following are Property(ies) vested on the Board/Society upon incorporation:

Description	Lease No./Licence No.	Face Value
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a.

b.

c.

d.

e.

4.

Signature .....

Director/Secretary/

Individual Date

FORM 2

(Regulation 6)

**APPLICATION FOR CHANGE OF NAME**

To: The Registrar

For official use: .....

Application received on .....

Fee received on: .....

Application No: .....

1. Name of Applicant: .....
  2. Former Name of the Board/Society: .....
  3. New Name of the Board/Society .....
  4. The following documents shall accompany this Form:
    - (a) Certificate of Registration
    - (b) A document signed by at least one applicant as the Resolution passed authorizing the change of name
  5. Signature .....
- Secretary/Director/Individual Date

## ENDNOTES

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<sup>1</sup> GS 27/2009