



# Care of Churches and Ecclesiastical Jurisdiction Measure 1991

## CHAPTER 1

### CARE OF CHURCHES AND ECCLESIASTICAL JURISDICTION MEASURE 1991

#### PART I

##### GENERAL PRINCIPLE

- 1 Duty to have regard to church's purpose.

#### PART II

##### CARE, INSPECTION AND ACCOUNTABILITY

- 2 Diocesan advisory committees.
- 3 Amendment of Inspection of Churches Measure 1955.
- 4 Duties of churchwardens as to recording of information about churches.
- 5 Duties of churchwardens as to fabric etc. of churches.
- 6 Provisions relating to trees in churchyards.
- 7 Payment of expenses in connection with ruins.

#### PART III

##### ECCLESIASTICAL JURISDICTION

- 8 Amendment of Ecclesiastical Jurisdiction Measure 1963.
- 9 Amendment of Ecclesiastical Judges and Legal Officers Measure 1976.
- 10 Amendment of Ecclesiastical Fees Measure 1986.
- 11 General provisions as to faculty jurisdiction.
- 12 Grant of faculties, etc.
- 13 Orders against persons responsible for defaults.

*Status: Point in time view as at 01/07/2001.*

*Changes to legislation: There are currently no known outstanding effects for the Care of Churches and Ecclesiastical Jurisdiction Measure 1991. (See end of Document for details)*

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- 14 Delegation to archdeacons of power to grant faculties.
- 15 Consultation with diocesan advisory committees.
- 16 Parties.
- 17 Faculties for demolition of churches.
- 18 Emergency demolition of churches.
- 19 Meaning of “church”.

#### PART IV

#### MISCELLANEOUS AND GENERAL

- 20 Discussion and reporting of defaults.
- 21 Deposit of articles in places of safety.
- 22 Power of bishop to remove legal effects of consecration.
- 23 Application of section 22 in relation to Crown land.
- 24 Repeal of s.4 of Parish Notices Act 1837.
- 25 Rule Committee.
- 26 Functions of Rule Committee.
- 27 Supplementary provisions as to rules.
- 28 General provisions as to orders by bishops.
- 29 Diocesan registrars’ fees.
- 30 Service of notices and orders.
- 31 Interpretation.
- 32 Amendments and repeals.
- 33 Citation, commencement and extent.

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#### SCHEDULES

#### SCHEDULE 1 — PROVISIONS TO BE INCLUDED IN DIOCESAN ADVISORY COMMITTEE CONSTITUTIONS

##### *Name*

- 1 The committee shall be known as the [name of diocese...]

##### *Membership*

- 2 The committee shall consist of a chairman, the archdeacons of...
- 3 The chairman shall be appointed by the bishop of the...
- 4 The other members shall be— (a) two persons appointed by...
- 5 In making appointments under paragraph 4(b) above, the bishop’s council...
- 6 The first appointment of the chairman and other members of...
- 7 The term of office of the chairman and any other...
- 8 A member of the committee who ceases to hold a...
- 9 A member of the committee who ceases to hold office...
- 10 Where a casual vacancy occurs among the chairman and other...
- 11 Any person appointed to fill a casual vacancy shall hold...
- 12 With the consent of the bishop of the diocese, the...

##### *Miscellaneous*

- 13 The bishop of the diocese may appoint suitably qualified persons...
- 14 The secretary to the committee shall be appointed by the...

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15 In this constitution “national amenity society” has the same meaning...

#### SCHEDULE 2 — FUNCTIONS OF DIOCESAN ADVISORY COMMITTEE

- 1 The functions of a Diocesan Advisory Committee shall be—
- 2 The persons referred to in paragraph 1(a) above are—

#### SCHEDULE 3 — AMENDMENT OF INSPECTION OF CHURCHES MEASURE 1955

- 1 The Inspection of Churches Measure 1955 shall be amended as...
- 2 In subsection (2) of section 1 (which provides for the...
- 3 After section 1 there shall be inserted the following sections:—...
- 4 In section 2 (which empowers the archdeacon to ensure the...
- 5 In section 6 (interpretation)— (a) after the definition of “the...

#### SCHEDULE 4 — AMENDMENT OF ECCLESIASTICAL JURISDICTION MEASURE 1963

- 1 The Ecclesiastical Jurisdiction Measure 1963 shall be amended as follows....
- 2 In section 2 (judge of consistory court)—
- 3 In section 3 (judges of the Arches and Chancery Courts)—...
- 4 In section 4 (appointment of deputy judges)—
- 5 In section 6 (jurisdiction of the consistory court) in subsection...
- 6 In section 7 (jurisdiction of Arches and Chancery Courts)—
- 7 In section 10 (jurisdiction of Court of Ecclesiastical Causes Reserved) —...
- 8 In section 47 (proceedings in Arches and Chancery Courts) for...
- 9 In section 60 (powers of courts and commissions in regard...
- 10 In section 66(1) (interpretation) in the definition of “prescribed” for...
- 11 In section 81 (evidence and general powers and rights of...

#### SCHEDULE 5 — AMENDMENT OF ECCLESIASTICAL JUDGES AND LEGAL OFFICERS MEASURE 1976

- 1 The Ecclesiastical Judges and Legal Officers Measure 1976 shall be...
- 2 In section 3 (office of registrar of a province)—
- 3 In section 4 (office of the registrar of a diocese)...

#### SCHEDULE 6 — AMENDMENT OF ECCLESIASTICAL FEES MEASURE 1986

- 1 The Ecclesiastical Fees Measure 1986 shall be amended as follows....
- 2 In section 5 (Legal Officers (Annual Fees) Orders)—
- 3 In section 6 (Ecclesiastical Judges and Legal Officers (Fees) Orders) —...
- 4 In section 10 (interpretation)— (a) in the definition of “ecclesiastical...

#### SCHEDULE 7 — MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Faculty Jurisdiction Measure 1964*

- 1 In section 4 of the Faculty Jurisdiction Measure 1964—
- 2 In section 6(1) of that Measure after the word “has”...
- 3 In section 15 of that Measure— (a) after the definition...

##### *Synodical Government Measure 1969*

- 4 In Schedule 3 to the Synodical Government Measure 1969 (Church...

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*Pastoral Measure 1983*

- 5 In section 56(3) of the Pastoral Measure 1983 at the...

*Care of Cathedrals Measure 1990*

- 6 In section 20(1) of the Care of Cathedrals Measure 1990...

SCHEDULE 8 — ACT AND MEASURES REPEALED

**Status:**

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**Changes to legislation:**

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