



Churchwardens Measure 2001

2001 No. 1

2 General disqualifications

- (1) A person shall be disqualified from being chosen for the office of churchwarden if he is disqualified from being a charity trustee under section 72(1) of the Charities Act 1993 (c. 10) and the disqualification is not for the time being subject to a general waiver by the [^{F1}Charity Commission][^{F2} under section 178 of the Charities Act 2011 and the disqualification is not for the time being subject to a general waiver by the Charity Commission under section 181 of that Act or to a waiver by it under that section] in respect of all ecclesiastical charities established for purposes relating to the parish concerned.

In this subsection “ecclesiastical charity” has the same meaning as that assigned to that expression in the Local Government Act 1894 (c. 73).

- (2) (a) A person shall be disqualified from being chosen for the office of churchwarden if he has been convicted of any offence mentioned in Schedule 1 to the Children and Young Persons Act 1933 (c. 12).
- (b) In paragraph (a) above the reference to any offence mentioned in Schedule 1 to the Children and Young Persons Act 1933 shall include an offence which, by virtue of any enactment, is to be treated as being included in any such reference in all or any of the provisions of that Act.
- (3) A person shall be disqualified from being chosen for the office of churchwarden if he is disqualified from holding that office under section 10(6) of the Incumbents (Vacation of Benefices) Measure 1977 (No. 1).
- (4) All rules of law whereby certain persons are disqualified from being chosen for the office of churchwarden shall cease to have effect.

Textual Amendments

- F1** Words in s. 2(1) substituted (27.2.2007) by [Charities Act 2006 \(c. 50\)](#), s. 79(2), [Sch. 8 para. 198\(a\)](#); [S.I. 2007/309](#), art. 2, [Sch.](#)

Status: Point in time view as at 14/03/2012. This version of this provision has been superseded.

Changes to legislation: Churchwardens Measure 2001, Section 2 is up to date with all changes known to be in force on or before 21 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

F2 Words in s. 2(1) substituted (14.3.2012) by [Charities Act 2011 \(c. 25\), s. 355, Sch. 7 para. 93](#) (with s. [20\(2\), Sch. 8](#))

Status:

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