



# Church Property (Miscellaneous Provisions) Measure 1960

1960 No. 1 8 and 9 Eliz 2

## PART IV **U.K.**

### PROVISIONS RELATING TO LOANS AND PAYMENTS BY THE CHURCH COMMISSIONERS

#### 12 **Power of Commissioners to make grants on authority of resolution of Board of Governors.** **U.K.**

- (1) Any grant by the Commissioners, whether voted in the form of a stipend or as a lump sum, may be made on the sole authority of a resolution of their Board of Governors.
- (2) The Ecclesiastical Commissioners (Powers) Measure, 1942 (which empowered the Commissioners to pay certain grants on the sole authority of a resolution of a general meeting of the Commissioners), is hereby repealed.

#### Modifications etc. (not altering text)

**C1** The text of ss. 1, 2(1)(2), 3(1)(2), 4(1), 5, 6(2), 12(2), 15, 20(4), 22 and Sch. is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

13 ..... <sup>F1</sup> **U.K.**

#### Textual Amendments

**F1** S. 13 repealed by [Endowments and Glebe Measure 1976 \(No. 4\)](#), [Sch. 8](#)

14 ..... <sup>F2</sup> **U.K.**

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Church Property (Miscellaneous Provisions) Measure 1960, Part IV. (See end of Document for details)*

#### Textual Amendments

**F2** S. 14 repealed by [Endowments and Glebe Measure 1976 \(No. 4\)](#), [Sch. 8](#)

### 15 **Repeal of s. 11 of the Ecclesiastical Commissioners Act, 1866.** **U.K.**

Section eleven of the Ecclesiastical Commissioners Act, 1866 (which provides that the amount payable by the Commissioners towards the provision of any parsonage house shall not exceed fifteen hundred pounds) is hereby repealed.

#### Modifications etc. (not altering text)

**C2** The text of ss. 1, 2(1)(2), 3(1)(2), 4(1), 5, 6(2), 12(2), 15, 20(4), 22 and Sch. is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

### 16 **Distribution of the tithe maintenance fund.** **U.K.**

- (1) The Commissioners may at such date as they may determine divide the common fund established under section thirty-eight of, and paragraph 1 of the Eighth Schedule to, the Tithe <sup>M1</sup>Act 1936 (which fund is commonly known as the tithe maintenance fund) in the following manner, that is to say:—
- (a) three-fifths of that fund shall be transferred by the Commissioners, in such proportions as they may determine, to the capital accounts of the diocesan stipends funds established under the <sup>M2</sup>Reorganisation Areas Measure 1944 and the <sup>M3</sup>Pastoral Reorganisation Measure 1949; and
  - (b) the remainder of that fund shall be held by the Commissioners as part of the capital of their general fund.
- (2) Upon the transfer of part of the tithe maintenance fund to a diocesan stipends fund under the last foregoing subsection, the making of such payments as are mentioned in the said paragraph 1, being payments required to be made thereunder to persons entitled to receive the emoluments of benefices in the diocese concerned, shall be a charge on the income account of that diocesan stipends fund, and, in so far as the income from the part of the tithe maintenance fund so transferred is not sufficient to meet those payments, the Commissioners shall pay out of their general fund into the income account of the diocesan stipends fund a sum equal to the difference between the amount of the said income and the amount required to meet those payments.

#### Marginal Citations

**M1** 1936 c. 43.  
**M2** 1944 No. 1.  
**M3** 1949 No. 3.

### 17 **Quarterly and other payments to incumbents, etc.** **U.K.**

Notwithstanding anything in any Act, Measure, Order in Council or scheme, the Commissioners shall have power to pay any net income payable by them to any

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incumbent or other person in four quarterly instalments of the first days of January, April, July and October in each year, and shall also have power, at the request of the person entitled thereto, to make, at such times before the end of each quarter as they may determine, payments of such part of those instalments as they may determine.

**18 Power to increase pensions payable to retired officers of Queen Anne’s Bounty or Ecclesiastical Commissioners. U.K.**

For the removal of doubt it is hereby declared that the Commissioners have power to increase the payments in respect of superannuation benefits payable by them by virtue of subsection (2) of section seventeen of the <sup>M4</sup>Church Commissioners Measure 1947 to a person who was employed by Queen Anne’s Bounty or the Ecclesiastical Commissioners or to the spouse or dependants of any such person; and the increased payments shall be payable from such date as the Commissioners may appoint, whether before or after the passing of this Measure.

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**Marginal Citations**

**M4** 1947 No. 2.

**Status:**

Point in time view as at 01/02/1991.

**Changes to legislation:**

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