
EXPLANATORY NOTE

(This note is not part of the Order)

This Order increases the fees fixed by Table I of the Ecclesiastical Judges and Legal Officers (Fees) Order 1998 (“the 1998 Order”) in relation to faculty proceedings, proceedings for an injunction or a restoration order under section 13(4) and (5) of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991 (including appeals) and proceedings under section 4 of the Care of Cathedrals (Supplementary Provisions) Measure 1994⁽¹⁾ (including appeals), and the fees fixed by Table III of the 1998 Order for proceedings in respect of ecclesiastical offences under the Ecclesiastical Jurisdiction Measure 1963, including provision for all cases where proceedings have been instituted under that Measure or where a person has been authorised to lay a complaint under the Measure, and appeals.

The Order also adds a new Part II to Table I, providing for an additional fee of £125 to be payable, with some exceptions, in respect of the work of the diocesan advisory committee and the work of the archdeacon (if any), where an application is made for a faculty in respect of a building which is subject to the faculty jurisdiction by virtue of section 3 of the Care of Places of Worship Measure 1999⁽²⁾. (There are transitional provisions for cases before the main provisions of the Order come into force.)

The Order also increases the additional fees for appeals fixed by Table II of the 1997 Order and the fees for taxation of costs in Table IV of the 1998 Order (other than the fees of £50 and 50p payable on taxation of costs, which are fixed at percentages of the £1,000 and £20 figures to which they relate).

The Order also increases the fees payable to the provincial registrars and the Vicars-General under Table V. Table VI, which provides for certain fees for duties under the Patronage (Benefices) Measure 1986 to be calculated in accordance with the Solicitors' (Non-Contentious Business) Remuneration Order 1994, and Table VII, which provides for certain fees for elections to the General Synod, or the basis on which they are to be calculated, to be agreed between the diocesan registrar and the diocesan board of finance, remain as in the 1998 Order.

The revised fees and other provisions will come into force on 1st January 2000.

(1) 1994 No. 2.
(2) 1999 No. 2.