
STATUTORY INSTRUMENTS

2005 No. 2022

The Clergy Discipline Rules 2005

PART XIV

Application of rules to special cases

Ministers with a licence from the University of Oxford or Cambridge

- 96.** In the case of a minister who has a licence from the University of Oxford or Cambridge—
- (a) No disciplinary proceedings under section 10 of the Measure may be instituted except by way of a written complaint made in form 1g in the Schedule, or in a document which is substantially to the like effect containing the information required for completion of form 1g.
 - (b) A request to the Archbishop of Canterbury for authorisation to institute disciplinary proceedings under the Measure shall be made in writing and shall set out the grounds for making the request. The authorisation by the Archbishop of Canterbury for the institution of proceedings shall be in writing signed by the Archbishop, and the Archbishop shall send or deliver it to the prospective complainant and provide a copy for the provincial registrar.
 - (c) A complaint in writing shall have attached to it the written authorisation of the Archbishop of Canterbury under paragraph (b) above.
 - (d) Any reference in these rules to the bishop shall be construed as references to the Archbishop of Canterbury, and any reference to the registrar shall be construed as references to the provincial registrar.
 - (e) Where the respondent has consented in writing to a conditional deferment the Archbishop of Canterbury shall within 21 days send—
 - (i) to the complainant and the respondent a copy of the determination to impose a conditional deferment, and
 - (ii) to the provincial registrar a copy of the determination, the complaint with evidence in support, and the respondent's answer, if any, with evidence in support, and the provincial registrar shall maintain a record of the conditional deferment for such period not exceeding five years as the Archbishop may determine;and form 6 and rule 24(b) shall be adapted accordingly by omitting reference to notification to the archbishop.
 - (f) For the purposes of rule 27(7) any penalty by consent is to be notified by the Archbishop of Canterbury to the provincial registrar.
 - (g) For the purposes of rule 63 a copy of a notice of suspension shall be sent or delivered by the Archbishop of Canterbury—
 - (i) to the employer, if any, of the minister,
 - (ii) to the provincial registrar, and
 - (iii) to such other persons as the Archbishop deems appropriate,

and rules 64(2), 65 and 66(4) shall be construed accordingly.

- (h) An application for a review of a decision of the Archbishop of Canterbury under section 30(2) of the Measure shall be made to the Archbishop of York, and rules 70 to 73 shall be construed accordingly.
- (i) An application for a prohibition for life or deposition to be nullified under section 26(1) of the Measure shall be made to the Archbishop of York and rule 97 shall be construed accordingly.
- (j) For the purposes of an application for the removal of a limited prohibition, reference in section 27 of the Measure to the archbishop of the province concerned shall be construed as meaning the Archbishop of Canterbury.