
STATUTORY INSTRUMENTS

2009 No. 2108

The Ecclesiastical Offices (Terms of Service) Regulations 2009

PART VI

DURATION AND TERMINATION OF APPOINTMENTS AND COMPENSATION

Limited appointments and termination of appointments

Fixed and other limited term appointments

29.—(1) A person who holds or is to hold office under Common Tenure may be appointed for a fixed term or under terms which provide for the appointment to be terminated on the occurrence of a specified event if—

- (a) the office holder occupies a post which is designated as a post created in order to cover an office holder's authorised absence from work,
- (b) the office holder has attained the age of seventy years and is occupying a post under a licence granted by the diocesan bishop,
- (c) the office is designated as a training post,
- (d) the office is designated as a post subject to sponsorship funding,
- (e) the office is designated as a probationary office,
- (f) the office is created by a bishop's mission order made under section 47 or 50 of the Dioceses, Pastoral and Mission Measure 2007⁽¹⁾, or
- (g) the office holder holds a post which is designated as a post which is held in connection or conjunction with another office or employment,

and section 1(1) of the Ecclesiastical Offices (Age Limit) Measure 1975⁽²⁾ shall have effect subject to sub-paragraph (b) above.

(2) Where a person holds office in any circumstances mentioned in paragraph (1) above the statement of particulars of office required to be given to the office holder under regulation 3 above shall, in addition, contain particulars of any relevant term mentioned in that paragraph.

(3) An office may be designated as a training post if the office holder is required by the diocesan bishop to undertake initial ministerial education.

(4) An office may be designated as a post subject to sponsorship funding if—

- (a) the holder of the post is a person referred to in section 1(1)(g) or (h) of the Measure (other than a vicar in a team ministry), and
- (b) any part of the cost of the holder's stipend or other remuneration, pension, housing accommodation or other expenses is defrayed by a person or body other than a diocesan board of finance, parsonages board, parochial church council or the Commissioners.

(1) 2007 No.1.
(2) 1975 No.2.

(5) An office may be designated as a probationary office if, on the date of the appointment of the office holder to the office, the office holder has not held any ecclesiastical office in any place during the period of twelve months immediately preceding that date.

(6) An office may be designated as a probationary office if the office holder has been removed from a previous office by a final adjudication under the capability procedures and the office designated as a probationary office under this paragraph is the first office occupied by the office holder after his or her removal from office.

(7) An office may be designated as a probationary office if—

- (a) the office holder has been the subject of a complaint under the Ecclesiastical Jurisdiction Measure 1963⁽³⁾ and has had a censure of prohibition, inhibition or suspension imposed on him or her or he or she has resigned, or
- (b) the office holder has had imposed on him or her a penalty of removal from office, prohibition for a limited term or revocation of his or her licence under the Clergy Discipline Measure 2003⁽⁴⁾ or he or she has resigned in accordance with that Measure,

and appointment to the office is made on the recommendation of the diocesan bishop with a view to facilitating his or her return to the ministry.

(8) The term of office of any office holder appointed for a fixed term or until the occurrence of a specified event shall terminate on the expiry of the fixed term (unless that term is extended for a further period or periods) or on the occurrence of the event, as the case may be.

⁽³⁾ 1963 No.1.
⁽⁴⁾ 2003 No.3.