

2021 No. 556

ECCLESIASTICAL LAW, ENGLAND

The Payments to the Churches Conservation Trust Order 2021

<i>Made (approved by the General Synod)</i>	<i>23rd April 2021</i>
<i>Laid before Parliament</i>	<i>13th May 2021</i>
<i>Coming into force - -</i>	<i>14th May 2021</i>

The Church Commissioners, in exercise of the power under section 65 of the Mission and Pastoral Measure 2011(a) and in accordance with section 9(3A) of the Church Commissioners Measure 1947(b) and section 11(6) and (7) of the Church of England (Miscellaneous Provisions) Measure 2018(c), make the following Order:

Citation, commencement and interpretation

- 1.—(1) This Order may be cited as the Payments to the Churches Conservation Trust Order 2021.
- (2) This Order comes into force on the day after the day on which it is laid before Parliament.
- (3) In this Order, “the 2011 Measure” means the Mission and Pastoral Measure 2011.

Funding period

2. The funding period for the purposes of Part 6 of the 2011 Measure (buildings closed for regular public worship) is the period which begins with the date on which this Order comes into force and ends with 31st March 2024.

Amount of payment

- 3.—(1) The total amount to be paid by the Commissioners to the Churches Conservation Trust in respect of the funding period specified in Article 2, by way of grants under section 57(19) of the 2011 Measure and moneys allocated under section 64(1) of that Measure, is—
- (a) £4,500,000 and
- (b) such additional amounts as are provided for by paragraph (2).
- (2) Where the Commissioners’ one-third share of the proceeds and premiums received during 2021, 2022, or 2023 exceeds £650,000, there is to be an additional amount for the purposes of paragraph (1)(b) equal to the amount of the excess.
- (3) But the total of the payments under paragraph (1)(b) must not exceed £900,000; and paragraph (2) accordingly has effect subject to this paragraph.

(a) 2011 No. 3.
(b) 1947 No. 2. Section 9(3A) was inserted by section 11(1) of the Church of England (Miscellaneous Provisions) Measure 2018.
(c) 2018 No. 7.

(4) In paragraph (2)—

- (a) the reference to the proceeds and premiums received during a calendar year is a reference to the net proceeds and net premiums referred to in section 64 of the 2011 Measure which are received during that calendar year, and
- (b) the reference to the Commissioners' one-third share of those proceeds and premiums is a reference to the moneys comprised in the remaining one-third as referred to in that section.

Payments on account

4. A payment on account of the sum specified in Article 3(1)(a), or of an additional amount referred to in Article 3(1)(b), may be made only if the Commissioners are satisfied—

- (a) that the amount of the payment is a proportion of a sum of money needed by the Churches Conservation Trust, and
- (b) that the balance of that sum will be paid to the Trust out of moneys provided by Parliament.

Signed on behalf of the Church Commissioners by two officers of the Commissioners authorised by the Board of Governors for that purpose.

18th March 2021

Harvey Howlett
Officer of the Church Commissioners

18th March 2021

Gareth Mostyn
Officer of the Church Commissioners

Approved by the General Synod of the Church of England on 23rd April 2021.

Church House, London SW1P 3AZ

Jacqui Philips
Clerk to the Synod

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides that, in respect of the period from 1st April 2021 to 31st March 2024, the total amount to be paid by the Church Commissioners to the Churches Conservation Trust is a fixed sum of £4,500,000 plus certain additional sums determined in the way described below. The total amount consists of grants made by the Church Commissioners and moneys allocated by them out of the net proceeds of the sale or exchange of churches closed for regular public worship or land occupied by them and the net premiums for the grant of leases of such churches or land.

The additional sums referred to above are determined as follows. If the Commissioners' share of the net proceeds and premiums referred to above exceeds £650,000 in 2021, 2022 or 2023, the amount of the excess is payable to the Trust. But that is subject to an overall cap of £900,000 on the additional payments for the whole of the three-year period.

The Order also provides for payments on account if the amount in question is a proportion of a sum needed by the Trust and if Parliament has approved the payment of the balance of that sum.

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