



Church of England (Miscellaneous Provisions) Measure 2018

2018 No. 7

Charities

13 Disqualification as trustee

- (1) In section 4(4) of the Cathedrals Measure 1999 (disqualification from the Chapter), after “section 178 of the Charities Act 2011” insert “or by an order under section 181A of that Act”.
- (2) Subsection (1) applies in a case where a person is, immediately before the commencement of that subsection, disqualified from being a charity trustee by an order under section 181A of the Charities Act 2011 (as well as in a case where a person becomes so disqualified after that commencement).
- (3) In section 2(1) of the Churchwardens Measure 2001 (disqualification as charity trustee)—
 - (a) after “if” insert “—
(a)”,
and
 - (b) after “the parish concerned” insert “, or
(b) the person is disqualified from being a charity trustee by an order under section 181A of that Act.”
- (4) Section 8(1)(c) of that Measure (vacation of office on disqualification) applies in a case where a churchwarden is, immediately before the commencement of subsection (3), disqualified from being a charity trustee by an order under section 181A of the Charities Act 2011 (as well as in a case where a churchwarden becomes so disqualified after that commencement).

14 Provision of services to PCC by member

- (1) After section 7 of the Parochial Church Councils (Powers) Measure 1956 (“the 1956 Measure”) insert—

“7A Provision of services to council by member

In its application to a council, section 185 of the Charities Act 2011 (remuneration of charity trustees providing services to charity) has effect as if, in subsection (3)(a), the words “or under a contract of employment” were omitted (and a council may, accordingly, enter into a contract of employment with a member or connected person under which remuneration is provided).”

- (2) Section 3A of the 1956 Measure (employment of members and other contractual services) is repealed.
- (3) In consequence of that repeal, section 5(2) of the Church of England (Miscellaneous Provisions) Measure 2014 (which inserted section 3A into the 1956 Measure) is repealed.
- (4) The repeals in subsections (2) and (3) do not affect any contract entered into under section 3A of the 1956 Measure or any benefit (whether direct or indirect) received or yet to be received under the contract; but this subsection does not affect the application of section 16 of the Interpretation Act 1978.