

Changes to legislation: There are currently no known outstanding effects for the Church of England (Miscellaneous Provisions) Measure 2000. (See end of Document for details)

SCHEDULES

^{F1}SCHEDULE 1

Section 2.

Textual Amendments

- F1** Sch. 1 repealed (1.3.2019) by [Church Property Measure 2018 \(No. 8\)](#), s. 53(2), [Sch. 3](#) (with [Sch. 2](#)); [S.I. 2019/97](#), art. 2

SCHEDULE 2

Section 4.

AMENDMENT OF ^{M1}DIOCESAN STIPENDS FUNDS MEASURE 1953

Marginal Citations

- M1** 1953 No. 2.

- 1 The Diocesan Stipends Funds Measure 1953 shall be amended as follows.
2 For section 1 there shall be substituted the following section—

“1 Capital and income accounts of diocesan stipends funds.

The diocesan board of finance of each diocese shall keep two accounts for the diocesan stipends fund, namely, a capital account and income account.”.

- 3 In section 2—
- (a) for the words “Commissioners shall after the appointed day” there shall be substituted the words “ diocesan board of finance of each diocese shall ”;
 - (b) in sub-paragraph (a)—
 - (i) for the word “each” there shall be substituted the word “ the ”;
 - (ii) sub-paragraph (i) shall be omitted;
 - (iii) in sub-paragraph (ii) for the words from “subsection (1) of section 30” to “1949” there shall be substituted the words “ a pastoral scheme made under the Pastoral Measure 1983 or any other scheme having effect as if it were such a scheme ”;
 - (iv) in sub-paragraph (iii) for the words from “Commissioners” to “finance” there shall be substituted the words “ diocesan board of finance after consultation with the bishop ”;
 - (v) in sub-paragraph (iv) for the words from “Commissioners” to “decide” there shall be substituted the words “ diocesan board of finance decides ”;

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- (c) in paragraph (b)—
 - (i) for the word “each” there shall be substituted the word “ the ”;
 - (ii) sub-paragraphs (i) and (iv) shall be omitted;
 - (iii) in sub-paragraph (ii) for the words from “subsection (1) of section thirty” to “1949” there shall be substituted the words “ a pastoral scheme made under the Pastoral Measure 1983 or any other scheme having effect as if it were such a scheme ”;
 - (iv) in sub-paragraph (v) for the words from “Commissioners” to “finance” there shall be substituted the words “ diocesan board of finance after consultation with the bishop ”.

- 4 In section 4(1)—
 - (a) for the words from “Commissioners” to “finance” there shall be substituted the words “ diocesan board of finance with the concurrence of the bishop ”;
 - ^{F2}(b)

Textual Amendments

F2 Sch. 2 para. 4(b) repealed (1.10.2006) by [Church of England \(Miscellaneous Provisions\) Measure 2006 \(No. 1\), s. 16\(2\), Sch. 6; 2006 No. 2](#), Instrument made by Archbishops

- 5 In section 5—
 - ^{F3}(a)
 - (b) in subsection (4) for the word “Commissioners” there shall be substituted the words “ Archbishops’ Council ”.

Textual Amendments

F3 Sch. 2 para. 5(a) repealed (1.10.2006) by [Church of England \(Miscellaneous Provisions\) Measure 2006 \(No. 1\), s. 16\(2\), Sch. 6; 2006 No. 2](#), Instrument made by Archbishops

Commencement Information

I1 Sch. 2 para. 5 not in force at Royal Assent see. s. 22(2); Sch. 2 para. 5(b) in force at (1.1.2001) by [Instrument dated 14.12.2000 made by the Archbishops of Canterbury and York](#)

^{F4}6

Textual Amendments

F4 Sch. 2 para. 6 repealed (1.6.2005) by [Church of England \(Miscellaneous Provisions\) Measure 2005 \(No. 3\), s. 11\(2\), Sch. 5; 2005 No. 2](#), Instrument made by Archbishops

SCHEDULE 3

Section 5.

AMENDMENT OF CHURCH PROPERTY (MISCELLANEOUS PROVISIONS) MEASURE 1960

- 1 The ^{M2}Church Property (Miscellaneous Provisions) Measure 1960 shall be amended as follows.

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Marginal Citations

M2 8 &9 Eliz. 2. No. 1.

F52

Textual Amendments

F5 Sch. 3 paras. 2-6 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F53

Textual Amendments

F5 Sch. 3 paras. 2-6 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F54

Textual Amendments

F5 Sch. 3 paras. 2-6 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F55

Textual Amendments

F5 Sch. 3 paras. 2-6 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F56

Textual Amendments

F5 Sch. 3 paras. 2-6 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

7 In section 17 for the word “Commissioners” there shall be substituted the words “Archbishops’ Council”.

F68

Textual Amendments

F6 Sch. 3 para. 8 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

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F79

Textual Amendments
F7 Sch. 3 para. 9 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), Sch. 3 (with Sch. 2); S.I. 2019/97, art. 2

SCHEDULE 4

Section 7.

AMENDMENT OF ^{M3}REPAIR OF BENEFICE BUILDINGS MEASURE 1972

Marginal Citations
M3 1972 No. 2.

- 1 The Repair of Benefice Buildings Measure 1972 shall be amended as follows.
- 2 In section 2(3) for the words “section 32 of the Town and Country Planning Act 1962” there shall be substituted the words “ section 1 of the Planning (Listed Buildings and Conservation Areas) Act 1990 ”.
- 3 In section 12(1) the words from “and approved by” to the end shall be omitted.
- 4 In section 14(1) for the words from “have agreed” to “demolished” there shall be substituted the words “ that the Commissioners are satisfied that any objection raised under section 3(1) of the Parsonages Measure 1938 ought not to prevent any such sale, exchange or demolition ”.
- 5 In section 15(1)(b) the words “or section 31 of the Pastoral Measure 1968” shall be omitted.
- 6 In section 16(1) paragraph (e) shall be omitted.

F87

Textual Amendments
F8 Sch. 4 para. 7 repealed (1.6.2005) by Church of England (Miscellaneous Provisions) Measure 2005 (No. 3), s. 11(2), Sch. 5; 2005 No. 2, Instrument made by Archbishops

- 8 In section 19 for subsection (4) there shall be substituted the following subsection—
 - “(4) Any moneys received by the Board under any insurance policy effected under this Measure, so far as they are not applied for the purposes mentioned in section 12(3) of this Measure or to meet any liability covered by the policy, and any net proceeds of the demolition under this Measure of any outbuildings of a parsonage house, shall be held by the Board as if they were moneys arising from a sale of the parsonage house, under the Acts and Measures relating to such sales, and may be applied accordingly.”.
- 9 In section 20(6) the words “paid to the Commissioners and” shall be omitted.

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10 In section 21(1) the words “consulted the registered patron, and” shall be omitted and at the end there shall be inserted the following subsection—

“(4) Before making additions or alterations to the buildings of a parsonage house the incumbent shall consult the registered patron (as defined in section 39(1) of the Patronage (Benefices) Measure 1986), if any, of the benefice and, in the case of a parsonage house which is occupied by a person who is a member of the team in a team ministry established by a pastoral scheme under the Pastoral Measure 1983 and not by the incumbent, that person also.”.

11 In section 27(3) for the words “section 26 of the Interpretation Act 1889” there shall be substituted the words “ section 7 of the Interpretation Act 1978 ”.

12 In section 30 for subsection (1) there shall be substituted the following subsection—

“(1) A copy of any scheme made by a diocesan synod under this Measure shall be sent to the Commissioners and filed in the diocesan registry.”.

SCHEDULE 5

Section 8.

AMENDMENT OF ENDOWMENTS AND GLEBE MEASURE 1976

1 The ^{M4}Endowments and Glebe Measure 1976 shall be amended as follows.

Marginal Citations

M4 1976 No. 4.

2 In section 11—

- (a) in subsection (2) the words “, on or after the appointed day” shall be omitted and for the words “Commissioners” there shall be substituted the words “ Diocesan Board of Finance of the appropriate diocese ”;
- (b) in subsection (3) after the word “Commissioners” there shall be inserted the words “ and any Diocesan Board of Finance qualified to benefit from the trust in question ”;
- (c) for subsection (5) there shall be substituted the following subsection—

“(5) The Diocesan Board of Finance shall allocate to the capital account of its diocesan stipends fund any property which is transferred to it under subsection (2) above.”.

F93

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), Sch. 3 (with Sch. 2); S.I. 2019/97, art. 2

F94

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Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F95

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F96

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F97

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F98

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F99

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F910

Textual Amendments

F9 Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F911

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Textual Amendments

- F9** Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F912

Textual Amendments

- F9** Sch. 5 paras. 3-12 repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

- 13 In section 45(1)—
- F10**(a)
 - (b) in the definition of “pastoral scheme” for the words “Pastoral Measure 1968” there shall be substituted the words “ Pastoral Measure 1983 ” and for the words “section 12” there shall be substituted the words “ section 13 ”;
 - F11**(c)

Textual Amendments

- F10** Sch. 5 para. 13(a) repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2
- F11** Sch. 5 para. 13(c) repealed (1.3.2019) by Church Property Measure 2018 (No. 8), s. 53(2), **Sch. 3** (with Sch. 2); S.I. 2019/97, art. 2

F12SCHEDULE 6

Section 10.

Textual Amendments

- F12** Sch. 6 repealed (1.7.2012) by Mission and Pastoral Measure 2011 (No. 3), s. 112(3), **Sch. 9** (with ss. 100, 105(4), 107, 108(6), Sch. 8); 2012 No. 1, art. 2

SCHEDULE 7

Section 19.

TRANSITIONAL PROVISIONS

- 1 Any statutory provision and any other instrument or contract in force immediately before the appointed day shall have effect for the purpose, or in consequence of the transfer of any function of the Church Commissioners by virtue of Part I of this Measure as if any reference therein to the Church Commissioners were a reference to the transferee body.

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- 2 The provisions of Part I of this Measure shall not affect the validity of anything done by or in relation to the Church Commissioners before the appointed day; and anything (including legal proceedings) which on that day is in process of being done by or in relation to the Church Commissioners in connection with a function transferred by virtue of Part I of this Measure may be continued by or in relation to the transferee body.
- 3 Anything done by the Church Commissioners for the purpose of or in connection with a function transferred by virtue of Part I of this Measure which is in force immediately before the appointed day shall have effect so far as required for continuing its effect, on or after that day, as if done by the transferee body.

SCHEDULE 8

Section 20.

REPEALS

PART I

ENACTMENTS NO LONGER OF PRACTICAL UTILITY

Chapter or number	Short Title	Extent of repeal
3 & 4 Vict. c. 113.	Ecclesiastical Commissioners Act 1840.	In section 67, the words “, by the authority hereinafter provided,” and “, by the like authority,”.
5 & 6 Vict. c. 108.	Ecclesiastical Leasing Act 1842.	Section 29.
25 Geo. 5 and 1 Edw. 8 c. 43.	Tithe Act 1936	Section 38. Schedule 8.
1940 No. 3.	Ecclesiastical Dilapidations (Chancel Repairs) Measure 1940.	The whole Measure.
6 & 7 Eliz.2. No. 2.	Church Schools (Assistance by Church Commissioners) Measure 1958.	The whole Measure.
8 & Eliz. 2 No. 1.	Church Property (Miscellaneous Provisions) Measure 1960.	Section 12. Section 16. Section 21.
1953 No. 2.	Diocesan Stipends Funds Measure 1953.	In section 2 the words “Subject to the provisions of section three of this Measure”.

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		Section 3.
1972 No. 2.	Repair of Benefice Buildings Measure 1972.	In section 18, subsection (4).
1976 No. 4.	Endowments and Glebe Measure 1976.	Section 17.
		In section 20, subsection (2).
		Section 21.
		Section 28.
		In section 35A, subsection (3).
		Section 37.
1978 No. 3.	Church of England (Miscellaneous Provisions) Measure 1978.	Section 5.
1983 No. 1.	Pastoral Measure 1983.	In section 77, subsection (2). In Schedule 3, paragraph 10.
1986 No. 2.	Ecclesiastical Fees Measure 1986.	In section 4, subsection (2).

PART II

OTHER ENACTMENTS

Chapter	Short title	Extent of repeal
1 & 2 Geo. 6 No. 3.	Parsonages Measure 1938.	In section 1, in subsection (3) paragraph (i). In section 3, subsection (3). In section 5, paragraph (v) of subsection (1).
1976 No. 4.	Endowments and Glebe Measure 1976.	In section 26, subsection (2). Section 42. Schedule 3.
1983 No. 1.	Pastoral Measure 1983.	In section 78, subsections (4) and (5).
1986 No. 3.	Patronage (Benefices) Measure 1986.	In section 34, subsection (6).

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