



Clergy Discipline Measure 2003

2003 No. 3

Composition of tribunal and Vicar-General's court

23 Vicar-General's court

- (1) The Vicar-General's court, when exercising its jurisdiction in disciplinary proceedings under this Measure against a bishop, shall consist of five members as follows—
 - (a) the chairman, who shall be the Vicar-General of the relevant province unless he declares himself to be personally acquainted with the complainant or the respondent [^{F1}or he is otherwise unable to act], in which case the president of tribunals shall appoint a person to be the chairman from those nominated under section 21(2)(c) above to serve on the [^{F1}provincial panel of either province];
 - [^{F2}(b) two persons in Holy Orders appointed by the president of tribunals, of whom one shall be in Episcopal Orders and the other shall be appointed from among those nominated to serve on the provincial panel of the province other than that in which the bishop serves;]
 - (c) two lay persons appointed by the president of tribunals from among those nominated under section 21(2)(a) or (3)(a) above to serve on the provincial panel of the province other than that in which the bishop serves.
- (2) The Vicar-General's court, when exercising its jurisdiction in disciplinary proceedings under this Measure against an archbishop of a province, shall consist of five members as follows—
 - (a) the chairman, who shall be the Vicar-General of the other province unless he declares himself to be personally acquainted with the complainant or the respondent [^{F3}or he is otherwise unable to act], in which case the president of tribunals shall appoint a person to be chairman from those nominated under section 21(2)(c) above to serve on the provincial panel of the other province;
 - [^{F4}(b) two persons in Holy Orders appointed by the president of tribunals, of whom one shall be in Episcopal Orders and the other shall be appointed from among those nominated to serve on the provincial panel of the other province;]

*Changes to legislation: There are currently no known outstanding effects for the
Clergy Discipline Measure 2003, Section 23. (See end of Document for details)*

- (c) two lay persons appointed by the president of tribunals from among those nominated under section 21(2)(a) or 3(a) above to serve on the provincial panel of the other province.
- (3) The president of tribunals shall not appoint any person to be a member of the Vicar-General's court of a province unless he is satisfied that there is no reason to question the impartiality of that person, and before doing so he shall afford an opportunity to the respondent to make representations as to the suitability of that person to be appointed.

Textual Amendments

- F1** Words in s. 23(1)(a) inserted and substituted (1.2.2014) by [Clergy Discipline \(Amendment\) Measure 2013 \(No. 2\)](#), s. 10(2), [Sch. para. 5\(a\)](#); 2014 No. 1, art. 2
- F2** S. 23(1)(b) substituted (1.2.2014) by [Clergy Discipline \(Amendment\) Measure 2013 \(No. 2\)](#), s. 10(2), [Sch. para. 5\(b\)](#); 2014 No. 1, art. 2
- F3** Words in s. 23(2)(a) inserted (1.2.2014) by [Clergy Discipline \(Amendment\) Measure 2013 \(No. 2\)](#), s. 10(2), [Sch. para. 5\(c\)](#); 2014 No. 1, art. 2
- F4** S. 23(2)(b) substituted (1.2.2014) by [Clergy Discipline \(Amendment\) Measure 2013 \(No. 2\)](#), s. 10(2), [Sch. para. 5\(d\)](#); 2014 No. 1, art. 2

Commencement Information

- I1** S. 23 in force at 1.1.2006 by [S.I. 2005/6](#), Instrument made by Archbishops

Changes to legislation:

There are currently no known outstanding effects for the Clergy Discipline Measure 2003, Section 23.