



# Ecclesiastical Jurisdiction and Care of Churches Measure 2018

2018 No. 3

## PART 4

### FACULTY JURISDICTION

#### *Interpretation*

#### **80 Interpretation of Part 4**

(1) In this Part, unless otherwise indicated—

“advisory committee” means—

- (a) in relation to a diocese, the Diocesan Advisory Committee of that diocese;
- (b) in relation to an archdeaconry, the Diocesan Advisory Committee of the diocese in which the archdeaconry is situated;

“article” includes anything affixed to land or a building, and a reference to an article includes a reference to part of an article;

“building” includes a structure or erection, and a reference to a building includes a reference to part of a building;

“church” includes a building which is licensed for public worship according to the rites and ceremonies of the Church of England and is subject to the faculty jurisdiction;

“land” includes buildings but, subject to that, the definition of that word in Schedule 1 to the Interpretation Act 1978 does not apply;

“minister”, in the case of a parish in which a special cure of souls has been assigned to a vicar in a team ministry by a scheme under the Mission and Pastoral Measure 2011 or by licence from the bishop, means that vicar;

“minister”, in the case of a parish not of that description, means—

- (a) the incumbent of the benefice comprising the parish, or

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**Changes to legislation:** *There are currently no known outstanding effects for the Ecclesiastical Jurisdiction and Care of Churches Measure 2018, Cross Heading: Interpretation. (See end of Document for details)*

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- (b) a curate licensed to the charge of the parish or a minister acting as priest-in-charge of the parish, where rights of presentation are suspended;  
“parish” means—
  - (a) an ecclesiastical parish, or
  - (b) a district which is constituted as a conventional district for the cure of souls;  
“parish church” does not include a parish church which is a cathedral to which the Care of Cathedrals Measure 2011 applies;  
“restoration order” has the meaning given in section 72.
- (2) A notice, order or other document required by this Part to be served on or sent or given to a person may be served, sent or given by post, by delivering it to the person, or by leaving it at the person's proper address; and for that purpose and the purposes of section 7 of the Interpretation Act 1978, a person's proper address is that person's last known address.
- (3) Nothing in this Part prejudices or affects the provisions of—
  - (a) the Ancient Monuments and Archaeological Areas Act 1979,
  - (b) the Town and Country Planning Act 1990,
  - (c) the Planning (Listed Buildings and Conservation Areas) Act 1990, or
  - (d) an instrument made under an Act referred to in paragraph (a), (b) or (c).

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**Commencement Information**

**II** [S. 80](#) in force at 1.9.2018 by [S.I. 2018/720](#), [art. 2](#)

**Changes to legislation:**

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