



# Ecclesiastical Jurisdiction and Care of Churches Measure 2018

2018 No. 3

## PART 4

### FACULTY JURISDICTION

#### *Supplementary*

#### **79 Consultation with advisory committee**

- (1) The chancellor of a diocese must seek the advice of the advisory committee before making a final determination in proceedings for obtaining a faculty, issuing a permanent injunction under section 71 or making a restoration order unless—
  - (a) the action proposed relates exclusively to exhumation or the reservation of a grave space, or
  - (b) the chancellor is satisfied that the matter is sufficiently urgent to justify granting a faculty, issuing an injunction or making a restoration order without obtaining the committee's advice.
- (2) An archdeacon must seek the advice of the advisory committee before making a final determination in proceedings for obtaining a faculty, unless the action proposed relates exclusively to exhumation or the reservation of a grave space.
- (3) In each diocese, the secretary to the advisory committee—
  - (a) must compile and maintain a register of all petitions for a faculty referred to the committee for advice under this section, and
  - (b) must ensure that the register is available for inspection by the public by prior appointment at such place in the diocese as the bishop of the diocese may designate.
- (4) Rules may specify further circumstances in which, or further matters in respect of which, the duty imposed on a chancellor by subsection (1) does not apply.

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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: Supplementary. (See end of Document for details)

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**Commencement Information**

**II** S. 79 in force at 1.9.2018 by S.I. 2018/720, art. 2

**Changes to legislation:**

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