



Ecclesiastical Jurisdiction and Care of Churches Measure 2018

2018 No. 3

PART 4

FACULTY JURISDICTION

Role of archdeacon

74 Exercise of faculty jurisdiction

- (1) The archdeacon of every archdeaconry in a diocese is to exercise the jurisdiction of the consistory court of the diocese in such faculty matters relating to the archdeaconry, to such extent and in such manner as rules may specify.
- (2) An archdeacon who exercises jurisdiction under subsection (1) may grant a faculty in any cause of faculty to be considered by him or her which is unopposed.
- (3) A faculty granted by an archdeacon under subsection (2) has effect as if it had been granted by the chancellor of the diocese.
- (4) Subsection (5) applies where, in a cause of faculty to be considered by an archdeacon—
 - (a) he or she declines to grant a faculty,
 - (b) he or she considers that the matter should be dealt with as a matter of urgency without reference to the advisory committee for advice under section 79(2), or
 - (c) the grant of the faculty is opposed.
- (5) The archdeacon must cause the matter to be referred to the chancellor of the diocese for him or her to deal with it.
- (6) This section does not give an archdeacon power—
 - (a) to order a person to pay costs or expenses,
 - (b) to issue an injunction or make a restoration order, or

Changes to legislation: There are currently no known outstanding effects for the Ecclesiastical Jurisdiction and Care of Churches Measure 2018, Section 74. (See end of Document for details)

- (c) to grant an interim faculty pending the final determination of the matter.
- (7) Where an archdeacon considers that a question arises as to the payment of costs or expenses, the issue of an injunction, the making of a restoration order or the grant of an interim faculty, the archdeacon must cause the matter to be referred to the chancellor of the diocese for him or her to deal with it.

Commencement Information

II S. 74 in force at 1.9.2018 by S.I. 2018/720, art. 2

Changes to legislation:

There are currently no known outstanding effects for the Ecclesiastical Jurisdiction and Care of Churches Measure 2018, Section 74.