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STATUTORY INSTRUMENTS

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**2005 No. 2022**

**The Clergy Discipline Rules 2005**

**PART XIV**

**Application of rules to special cases**

**Clerk in holy orders serving in a cathedral church**

**92.** In the case of a clerk in holy orders serving in a cathedral church—

- (a) No disciplinary proceedings under section 10 of the Measure may be instituted except by way of a written complaint made in form 1d in the Schedule, or in a document which is substantially to the like effect containing the information required for completion of form 1d.
- (b) A person shall be duly nominated to institute proceedings for the purposes of section 42(2) (a) of the Measure if there has been a duly convened meeting of the council of the cathedral church, at which not less than two-thirds of the lay members of the council are present, and not less than two-thirds of the lay members present and voting pass a resolution to the effect that proceedings be instituted.
- (c) An application to the bishop for a determination that a person has a proper interest in making a complaint under section 42(2) of the Measure shall be made in writing and shall set out the grounds for making the application.

The bishop may seek advice from the registrar as to whether the applicant has a proper interest in making the complaint.

The bishop's determination that a person has a proper interest in making a complaint shall be in writing signed by the bishop, and the bishop shall send or deliver it to that person and provide a copy for the registrar.

- (d) A complaint in writing shall have attached to it either a certified copy of the resolutions in favour of the institution of proceedings and of the nomination of the complainant, or the bishop's written determination under paragraph (c) above, as the case may be.
- (e) Rules 55 and 56 shall be read as if the words "the parochial church council" wherever they appear read as "the council of the cathedral church".
- (f) For the purposes of rule 63 a copy of a notice of suspension shall be sent or delivered by the bishop to—
  - (i) other clergy who serve in the relevant cathedral church,
  - (ii) the secretary of the relevant cathedral council,
  - (iii) the registrar,and rules 64(2), 65 and 66(4) shall be construed accordingly.