



Ecclesiastical Jurisdiction Measure 1963

1963 No. 1

PART XII

MISCELLANEOUS AND GENERAL

81 Evidence and general powers and rights of courts and commissions.

- (1) Any court or commission [^{F1}exercising jurisdiction] under this Measure ^{F2}... shall have the same powers as the High Court in relation to the attendance and examination of witnesses and the production and inspection of documents.
- [^{F3}(2) If any person does or omits to do anything in connection with proceedings before, or with an order made by, such court or commission ^{F4}... which is in contempt of that court or commission by virtue of any enactment or which would, if the court or commission had been a court of law having power to commit for contempt, have been in contempt of that court, the judge or presiding judge of the court or the presiding member of the commission, as the case may be, may certify the act or omission under his hand to the High Court.
- (3) On receiving a certificate under subsection (2) above the High Court may thereupon inquire into the alleged act or omission and after hearing any witnesses who may be produced against or on behalf of the person who is the subject of the allegation, and after hearing any statement that may be offered in defence, exercise the same jurisdiction and powers as if that person had been guilty of contempt of the High Court.
- ^{F5}(4)

Textual Amendments

- F1** Words in s. 81(1) substituted (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\)](#), s. 99(2), [Sch. 1 para. 24\(2\)\(a\)](#) (with [Sch. 4 Pt. 1](#)); S.I. 2018/720, art. 2
- F2** Words in s. 81(1) repealed (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\)](#), s. 99(2), [Sch. 1 para. 24\(2\)\(b\)](#), [Sch. 5](#) (with [Sch. 4 Pt. 1](#)); S.I. 2018/720, art. 2

Changes to legislation: *There are currently no known outstanding effects for the Ecclesiastical Jurisdiction Measure 1963, Section 81. (See end of Document for details)*

- F3** S. 81(2)-(4) substituted (1.3.1993) for s. 81(2)(3) by [Care of Churches and Ecclesiastical Jurisdiction Measure 1991 \(No. 1, SIF 21:8\)](#), s. 8(1), **Sch. 4 para. 11** (with s. 31(6)); Instrument dated 16.2.1993 made by the Archbishops of Canterbury and York
- F4** Words in s. 81(2) repealed (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\)](#), s. 99(2), Sch. 1 para. 24(3), **Sch. 5** (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2
- F5** S. 81(4) repealed (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\)](#), s. 99(2), Sch. 1 para. 24(4), **Sch. 5** (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2

Modifications etc. (not altering text)

- C1** S. 81 applied (with modifications) (1.1.2006) by [Clergy Discipline Measure 2003 \(No. 3\)](#), **ss. 35(1), 48(2)** (with s. 47); S.I. 2005/6, Instrument made by Archbishops

Changes to legislation:

There are currently no known outstanding effects for the Ecclesiastical Jurisdiction Measure 1963, Section 81.