

Changes to legislation: There are currently no known outstanding effects for the Incumbents (Vacation of Benefices) Measure 1977, PART 3. (See end of Document for details)

[^{F1}SCHEDULE 1

PANELS AND TRIBUNALS

Textual Amendments

- F1** Sch. 1 substituted (1.7.2018) by [Mission and Pastoral etc. \(Amendment\) Measure 2018 \(No. 4\)](#), s. 14(3), Sch. para. 3 (with Sch. para. 4); S.I. 2018/722, art. 2(a) (with Sch. para. 3)

PART 3

APPEAL PANELS

Introductory

- 8 Each of the Appeal Panels established under section 12A is to be constituted as follows.

Membership

- 9 (1) The Dean of the Arches and Auditor is to be the chair, and the Vicar-General of the province of Canterbury and the Vicar-General of the province of York are to be the deputy chairs.
- (2) Where an appeal is to be held under section 12A, one of those three is to sit on and preside over the appeal.
- (3) But if there is not one of them available to preside over an appeal under that section, a chancellor of a diocese nominated by the Dean of the Arches and Auditor or, in the case of the Dean's absence or illness, by the Vicar-General of the province concerned is to preside.
- (4) Where an appeal is to be held under section 12A, the following persons are to be nominated in the manner described in sub-paragraph (3) to sit on the appeal—
- (a) three persons from the panel appointed under paragraph 1(1) or (2) for the province in question, and
 - (b) one person from the panel appointed under paragraph 1(3).
- (5) But a person may not sit on an appeal under section 12A if the person—
- (a) was a member of the provincial tribunal which conducted the enquiry which is the subject of the appeal, or
 - (b) was ineligible to be appointed to that tribunal under Part 2 of this Schedule.

Secretary

- 10 (1) The registrar of each province must appoint a secretary to the Appeal Panel for that province; and that person may be the registrar.
- (2) The same person may be appointed by both registrars; and the two registrars may agree that one of them is to be the secretary to both Appeal Panels.

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Expenses

- 11 The expenses of an Appeal Panel in connection with an appeal under section 12A are to be paid out of moneys standing to the credit of the diocesan pastoral account of the diocese from which the appeal is brought.

Rules

- 12 (1) The Rule Committee may make rules prescribing the procedure on an appeal under section 12A.
- (2) Rules made under sub-paragraph (1) are to be treated for the purposes of section 94 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018 as having been made under section 83 of that Measure.]

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