



# Incumbents (Vacation of Benefices) Measure 1977

1977 No. 1

## PART IV

### SUPPLEMENTAL

#### 20 Amendments and repeal.

(1) For the section 14 of the<sup>M1</sup> Church Dignitaries (Retirement) Measure 1949 there shall be substituted the following section:—

(1) Where a dignitary, being a dean, provost or archdeacon, is also the incumbent of a parochial benefice a declaration of vacation of his office as dean, provost or deacon made under this Measure shall have effect also of vacating his benefice, whether the office is annexed to the benefice or the benefice to the office.

(2) Where the dignitary, being an archdeacon, canon or prebendary,—

(a) is also the incumbent of a parochial benefice, and

(b) resigns his benefice consequent upon a notification from the bishop under subsection (2)(a) of section 11 of the Incumbents (Vacation of Benefices) Measure 1977 (powers of bishops where enquiry under that Measure results in a finding of mental or physical incapacity), or the bishop has declared his benefice vacant under that section,

the powers of the bishop under section 2 of this Measure shall be exercisable as if the report of the diocesan committee or provincial tribunal under the said Measure of 1977 had been a report by the cathedral chapter under this Measure, and the bishop may execute an instrument declaring the archdeaconry, canonry or prebend, as the case may be, vacant in accordance with that section or, if the case so requires, petition Her Majesty to make such

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*Status: Point in time view as at 01/02/1991.*

**Changes to legislation:** *There are currently no known outstanding effects for the Incumbents (Vacation of Benefices) Measure 1977, Section 20. (See end of Document for details)*

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a declaration, and there be no appeal against the exercise of those powers by the bishop.”

(2) The <sup>M2</sup>Incumbents (Disability) Measure 1945 is hereby repealed.

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**Modifications etc. (not altering text)**

**C1** The text of s. 20 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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**Marginal Citations**

**M1** 1949 No. 1

**M2** 1945 No. 3.

**Status:**

Point in time view as at 01/02/1991.

**Changes to legislation:**

There are currently no known outstanding effects for the Incumbents (Vacation of Benefices) Measure 1977, Section 20.