

**Changes to legislation:** Dioceses, Pastoral and Mission Measure 2007, SCHEDULE 1 is up to date with all changes known to be in force on or before 02 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 1 **E**

Section 2(2)

#### THE DIOCESES COMMISSION

##### *Constitution and Membership*

- 1 The Commission shall consist of a person to be known as “the Chair”, a person to be known as “the Vice-Chair” and eight other members.

#### Commencement Information

- I1** Sch. 1 para. 1 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- [<sup>F1</sup>2 (1) The Chair and Vice-Chair shall be appointed by the Archbishops of Canterbury and York acting jointly in the following manner—
- (a) the Chair shall be appointed with the approval of the General Synod, and
  - (b) the Vice-Chair shall be appointed from among the members of the House of Clergy and the House of Laity of the General Synod.
- (2) Before appointing a lay person to be the Chair the Archbishops shall satisfy themselves that that person is an actual communicant within the meaning of [<sup>F2</sup>Rule 83(2)] of the Church Representation Rules contained in Schedule 3 to the Synodical Government Measure 1969.]

#### Textual Amendments

- F1** Sch. 1 para. 2 substituted (19.5.2014) by Church of England (Miscellaneous Provisions) Measure 2014 (No. 1), ss. 16(4), 21(2); S.I. 2014/1369, art. 2
- F2** Words in Sch. 1 para. 2(2) substituted (1.1.2020) by Church Representation and Ministers Measure 2019 (No. 1), s. 1(3), Sch. 2 para. 30; S.I. 2019/1460, art. 2

#### Commencement Information

- I2** Sch. 1 para. 2 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 3 Four members of the Commission shall be elected by the General Synod from among its members and four members shall be appointed by the Appointments Committee of the Church of England either from among the members of the Synod or otherwise.

#### Commencement Information

- I3** Sch. 1 para. 3 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 4 A person shall not be qualified for membership of the Commission who is a member of the Archbishops' Council, the Church Commissioners, their Assets Committee,

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their Audit Committee or any other committee of the Commissioners constituted by the Board of Governors or otherwise established under section 5(4) of the Church Commissioners Measure 1947 (10 & 11 Geo 6 No. 2) or any joint committee of the Commissioners and the Archbishops' Council appointed under that section.

**Commencement Information**

**I4** Sch. 1 para. 4 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 5 A person who ceases to be qualified for membership of the Commission shall forthwith vacate the office to which that person was appointed except that a member who is a member of the General Synod may continue to act as a member of the Commission so long as that person is entitled to act during a period of its dissolution under paragraph 3(4) of Schedule 2 to the Synodical Government Measure 1969 (1969 No. 2).

**Commencement Information**

**I5** Sch. 1 para. 5 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 6 Subject to paragraph 7 below, the members of the Commission shall take office on the first day of May immediately following the termination of the period of office of the persons in whose place those persons were appointed or elected and shall hold office until the thirtieth day of April following the year in which the General Synod is next dissolved and a new Synod comes into being.

**Commencement Information**

**I6** Sch. 1 para. 6 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 7 The first appointments and elections of the members of the Commission shall take place as soon as practicable after the coming into force of section 2(2) above and—
- (a) they shall take immediate effect, and
  - (b) the members shall hold office until the date specified in paragraph 6 above, except that if the period which elapses between the coming into force of section 2(2) above and that date is less than three years, they shall hold office until the thirtieth day of April following the year in which the second subsequent dissolution of the General Synod occurs and the new Synod comes into being following that dissolution.

**Commencement Information**

**I7** Sch. 1 para. 7 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 8 Any member of the Commission shall on ceasing to hold office be eligible for re-appointment or re-election unless that person became a member by virtue of re-appointment or re-election under this paragraph or appointment under paragraph 9 below following re-election under this paragraph.

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**Commencement Information**

**I8** Sch. 1 para. 8 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 9 Where a member of the Commission elected by the General Synod under paragraph 3 above has, following the dissolution of the Synod, not been re-elected to the new Synod, that person may be appointed by the Appointments Committee as a member and shall hold office until the thirtieth day of April following the year in which the new Synod comes into being.

**Commencement Information**

**I9** Sch. 1 para. 9 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

*Casual Vacancies*

- 10 Where a casual vacancy occurs among the members of the Commission appointed by the Archbishops of Canterbury and York under paragraph 2 above the Archbishops shall appoint [<sup>F3</sup>a person to fill the vacancy in accordance with that paragraph] and where a casual vacancy occurs among the members appointed by the Appointments Committee under paragraph 3 above the Committee may appoint a person to fill the vacancy.

**Textual Amendments**

**F3** Words in Sch. 1 para. 10 substituted (1.3.2019) by Church of England (Miscellaneous Provisions) Measure 2018 (No. 7), ss. 12(3), 17(3); S.I. 2019/67, art. 2(1)(k)

**Commencement Information**

**I10** Sch. 1 para. 10 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 11 Where a casual vacancy occurs among the members of the Commission elected by the General Synod, the General Synod may elect one of the members of the General Synod to fill the vacancy.

**Commencement Information**

**I11** Sch. 1 para. 11 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 12 Any person appointed or elected to fill a casual vacancy shall hold office only for the unexpired portion of the term of office of the person in whose place that person was appointed or elected, but shall be eligible for re-appointment or re-election in accordance with paragraph 8 above.

**Commencement Information**

**I12** Sch. 1 para. 12 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

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### *Committees*

- 13 The Commission shall have power to appoint such committees and may delegate to them such functions as it thinks fit.

#### **Commencement Information**

**I13** Sch. 1 para. 13 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

### *Proceedings*

- 14 The quorum of the Commission shall be five members.

#### **Commencement Information**

**I14** Sch. 1 para. 14 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 15 Subject to paragraph 16 below the Chair, if present, shall preside over meetings but—
- (a) if the Chair is not present on any occasion, the Vice-Chair shall preside,
  - (b) if neither the Chair nor the Vice-Chair is present on any occasion, the Commission shall choose another member to preside, and
  - (c) either the Chair or Vice-Chair may decline to preside on any occasion when the Chair or Vice-Chair, as the case may be, considers it preferable not to do so, in which case sub-paragraph (b) above shall apply.

#### **Commencement Information**

**I15** Sch. 1 para. 15 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 16 No person shall preside on any occasion when the Commission is considering proposals affecting any diocese if that person is an elected member of the General Synod for that diocese or resides or holds any office of the Church of England in that diocese.

#### **Commencement Information**

**I16** Sch. 1 para. 16 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 17 The business of the Commission shall be decided by a majority of the members present and voting thereon and, in the event of an equal division of votes, the person presiding shall have a second or casting vote.

#### **Commencement Information**

**I17** Sch. 1 para. 17 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- [<sup>F4</sup>17A(1) If the Chair considers that the Commission has business which can properly be conducted by correspondence, the Chair may instruct the secretary to circulate to the members of the Commission written proposals requiring the approval of the Commission.

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- (2) Unless objection is received from a member of the Commission within 14 days of the date on which the proposals were posted or delivered, they are to be treated on the expiry of that period as approved by the Commission as if they had been approved at a duly convened meeting.
- (3) The Commission may delegate to the Chair the approval of any matter which requires decision and which, because of its urgency, cannot be dealt with at a meeting of the Commission or in correspondence as mentioned in sub-paragraph (1).
- (4) A delegation under sub-paragraph (3)—
  - (a) may be general or specific, and
  - (b) is subject to such conditions as the Commission may from time to time impose.]

**Textual Amendments**

**F4** Sch. 1 para. 17A inserted (25.1.2024) by Church of England (Miscellaneous Provisions) Measure 2024 (No. 1), ss. 20(2), 22(2)(j)

- 18 Subject to paragraph 14 above the Commission may act notwithstanding any vacancy in its membership.

**Commencement Information**

**I18** Sch. 1 para. 18 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

- 19 Subject to the preceding provisions of this Schedule and to any other provision of this Measure, the Commission shall have power to regulate its own procedure.

**Commencement Information**

**I19** Sch. 1 para. 19 in force at 1.9.2008 by 2008 No. 3, Instrument made by Archbishops

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**Changes and effects yet to be applied to the whole Measure associated Parts and Chapters:**

Whole provisions yet to be inserted into this Measure (including any effects on those provisions):

- s. 11(2A) inserted by [2024 No. 1 s. 4\(2\)](#)