



# Ecclesiastical Jurisdiction and Care of Churches Measure 2018

2018 No. 3

## PART 4

### FACULTY JURISDICTION

#### *Powers of court*

#### **71 Injunction**

- (1) This section applies where at any time, whether before or after proceedings for obtaining a faculty have been brought, it appears to the consistory court of a diocese that a person intends—
  - (a) to commit or continue to commit a relevant act, or
  - (b) to cause or permit the commission or continuance of a relevant act.
- (2) A relevant act is an act in relation to a church or churchyard in the diocese or an article appertaining to a church in the diocese which would be unlawful under ecclesiastical law.
- (3) The court may issue an injunction restraining the person from committing or continuing to commit, or from causing or permitting the commission or continuance of, the relevant act.
- (4) An injunction under this section may be issued—
  - (a) on an application by the archdeacon of the archdeaconry concerned,
  - (b) on an application by any other person appearing to the court to have sufficient interest in the matter, or
  - (c) on the court's own motion.
- (5) A failure to comply without a reasonable excuse with an injunction issued by the court under this section is a contempt of that court.

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**Changes to legislation:** There are currently no known outstanding effects for the Ecclesiastical Jurisdiction and Care of Churches Measure 2018, Section 71. (See end of Document for details)

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#### Commencement Information

**II** [S. 71](#) in force at 1.9.2018 by [S.I. 2018/720](#), **art. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the Ecclesiastical Jurisdiction and Care of Churches Measure 2018, Section 71.