



Ecclesiastical Jurisdiction and Care of Churches Measure 2018

2018 No. 3

PART 4 **E**

FACULTY JURISDICTION

Powers of court

71 **Injunction **E****

- (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.

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

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