



Legislative Reform Measure 2018

2018 No. 5

Legislative burdens

2 Preconditions

- (1) The Archbishops' Council may include provision in an order under section 1 only if the Council considers—
 - (a) that the policy objective intended to be secured by that provision of the order could not be satisfactorily secured by non-legislative means,
 - (b) that the effect of that provision is proportionate to the policy objective to be secured by it,
 - (c) that the provision, taken as a whole, strikes a fair balance between the public interest, the interest of the Church of England as a whole and the interests of any person adversely affected by the provision,
 - (d) that the provision does not remove any necessary protection,
 - (e) that the provision does not prevent a person from receiving or continuing to receive a financial benefit to which the person is entitled or could reasonably expect to become entitled,
 - (f) that the provision does not prevent a person from exercising or continuing to exercise a right or freedom which that person could reasonably expect to exercise or to continue to exercise, and
 - (g) that the provision is not of constitutional significance.
- (2) Subsection (1) does not apply to provision which merely restates an enactment.

Changes to legislation:

There are currently no known outstanding effects for the Legislative Reform Measure 2018, Section 2.