



Church Property Measure 2018

2018 No. 8

PART 3

NEWLY ACQUIRED LAND

28 Acquisition of land

- (1) A DBF may acquire by purchase, exchange, gift or bequest—
- (a) a church or part of a church;
 - (b) a building fit for use as or conversion into a church;
 - (c) land as a site for a new church or for enlarging the site of an existing church;
 - (d) a building to be used as a place of worship other than a church, or land as a site for a new building to be used as such or for a building to replace a building currently used as such or for enlarging the site of a building currently used as such;
 - (e) a building to be used as a church hall, or land as a site for a new church hall or for a building to replace an existing church hall or for enlarging the site of an existing church hall;
 - (f) a building to be used as both a church or other place of worship and a church hall, or land as a site for a building to be used as such or for enlarging the site of a building currently used as such;
 - (g) a building to replace a building currently used as both a place of worship other than a church and a church hall;
 - (h) land for the provision of a new churchyard or burial ground or for the enlargement of an existing churchyard or burial ground;
 - (i) a building to be used as a parsonage house, or land as a site for a new building to be used as such or for a building to replace a building currently so used or for enlarging the site of a building currently used as such;
 - (j) land for occupation as a garden with a parsonage house or with a building to be used as such or for the enlargement of land currently occupied as such;
 - (k) land for the provision of access to, or for improving the amenities of, a church or other place of worship, a church hall, a building used as both a church or

Changes to legislation: There are currently no known outstanding effects for the Church Property Measure 2018, Section 28. (See end of Document for details)

- other place of worship and a church hall, a churchyard or burial ground or a parsonage house;
- (1) land for the provision of vehicle parking space for use in connection with a church or other place of worship, a church hall, a building used as both a church or other place of worship and a church hall, or a churchyard or burial ground.
- (2) The power of purchase under subsection (1) may not be exercised without the consent of the Church Commissioners, unless the following two conditions are met.
- (3) The first condition is that no person who is a party to the proposed transaction is a connected person or a trustee for or nominee of a connected person.
- (4) The second condition is that the person in whom the building or other land is to be vested—
- (a) has obtained a written report on the proposed transaction from a qualified surveyor instructed by and acting exclusively for that person, and
 - (b) having considered the report, is satisfied that the terms of the proposed transaction are the best that can be reasonably obtained for that person.
- (5) A DBF may accept a gift or bequest of money to be used for or put towards the purchase of land for a purpose specified in subsection (1).
- (6) A DBF may hold any property (whether real or personal) for a purpose specified in subsection (1).
- (7) Land held by a DBF may be appropriated for a purpose specified in subsection (1) but only if the DBF has executed a declaration specifying that use; and on the execution of a declaration to that effect, the land vests in the incumbent or relevant diocesan body in accordance with section 32.

Annotations:

Commencement Information

II S. 28 in force at 1.3.2019 by S.I. 2019/97, art. 2

Changes to legislation:

There are currently no known outstanding effects for the Church Property Measure 2018, Section 28.