



Church of England Pensions Measure 2018

2018 No. 9

PART 4

GENERAL FINANCIAL PROVISIONS

Powers of the Board

41 Provision of residences

- (1) The Board may provide, maintain and manage homes of residence—
 - (a) for retired clerks, deaconesses [^{F1}, licensed lay workers and lay residentiary canons] and for their current or former spouses or civil partners;
 - (b) for surviving former spouses or civil partners and for children and dependants of deceased clerks, deaconesses [^{F2}, licensed lay workers and lay residentiary canons].
- (2) The powers under subsection (1) include—
 - (a) a power to assist others in providing, maintaining and managing homes of residence for persons of the description given there,
 - (b) a power to assist others in maintaining persons resident in such homes of residence, and
 - (c) a power to provide nursing care for persons resident in such homes of residence.
- (3) The things which the Board may do for the purposes of, or in connection with, exercising a power under subsection (1) include—
 - (a) converting buildings or other land,
 - (b) constructing or improving buildings, and
 - (c) assisting others to do something mentioned in paragraph (a) or (b).

Changes to legislation: There are currently no known outstanding effects for the Church of England Pensions Measure 2018, Section 41. (See end of Document for details)

- (4) The Board may act alone or jointly with others when exercising, or acting for the purposes of or in connection with, a power under this section.
- (5) The Church Commissioners may make to the Board grants out of their general fund or loans for any purpose connected with the Board's functions under this section; and it is up to the Commissioners to decide the amount of a grant or loan under this subsection and the terms on which a loan under this subsection is made.
- (6) A reference to a home of residence for a person includes a reference to a separate dwelling for that person.
- (7) Nothing in this section authorises the Board to acquire, hold or apply any property (whether real or personal) for purposes other than charitable purposes.
- (8) The Board is to be regarded as having always had the power under subsection (2)(c).

Textual Amendments

- F1** Words in [s. 41\(1\)\(a\)](#) substituted (coming into force in accordance with s. 22(3) of the amending Measure) by [Church of England \(Miscellaneous Provisions\) Measure 2024 \(No. 1\)](#), [Sch. 1 para. 12](#)
- F2** Words in [s. 41\(1\)\(b\)](#) substituted (coming into force in accordance with s. 22(3) of the amending Measure) by [Church of England \(Miscellaneous Provisions\) Measure 2024 \(No. 1\)](#), [Sch. 1 para. 12](#)

Commencement Information

- I1** [S. 41](#) in force at 1.3.2019 by [S.I. 2019/98](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Church of England Pensions Measure 2018, Section 41.