



# Clergy Pensions Measure 1961

1961 No. 39 and 10 Eliz 2

## PART III

### FINANCE AND ADMINISTRATION

#### *Constitution of the Board*

#### **21 Constitution of Board.**

- (1) There shall continue to be a board to be called “The Church of England Pensions Board” (in this Measure referred to as “the Board”) and the Board shall exercise and perform the functions assigned to them by this Measure.
- (2) The Board shall be a body corporate with perpetual succession and a common seal.
- (3) The Board shall consist of a chairman appointed by the Church Assembly and [<sup>F1</sup>twenty-one] other members appointed or elected as follows:—
  - (a) sixteen members shall be elected by the Church Assembly <sup>F2</sup>. . . ;
  - (b) five members shall be appointed by the Commissioners of whom one shall be a diocesan bishop; . . . <sup>F3</sup>
- (4) Subject to the provisions of this section, the chairman of the Board shall hold office for such period as the Church Assembly may determine, not being longer than six years, and the other members of the Board shall hold office for a period of six years:  
Provided that where there is delay in electing or appointing new members, the existing elected or appointed members of the Board shall, notwithstanding the expiration of the period for which they were elected or appointed, as the case may be, continue to hold office until the election or appointment of their successors.
- (5) A casual vacancy occurring among the members of the Board appointed by the Commissioners shall be filled as soon as possible by the Commissioners, and [<sup>F4</sup>any casual vacancy occurring among members elected by the General Synod shall be filled as soon as possible by the [<sup>F5</sup>General Synod in such manner as the Synod may from time to time determine.]]

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*Status: Point in time view as at 01/09/1995. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Clergy Pensions Measure 1961, Section 21. (See end of Document for details)*

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- (6) A person elected or appointed to fill a casual vacancy shall hold office only for the remainder of the period for which the member replaced would have held office.
- (7) The chairman and any other member of the Board vacating office shall be eligible for re-election or re-appointment.
- (8) The chairman or any other member of the Board may for good cause be removed from office by the body by whom he was elected or appointed.
- (9) The Board may act notwithstanding a vacancy among the members thereof.
- (10) The quorum of the Board shall be seven.
- (11) Subject to the foregoing provisions of this section, the Board may make standing orders regulating their own procedure.
- (12) The common seal of the Board shall be judicially noticed and shall be authenticated by the signature of the secretary or of some other officer of the Board authorised by the Board to act for that purpose.
- (13) Any document purporting to be a document duly executed under the seal of the Board shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.

#### **Textual Amendments**

- F1** Words substituted by Church of England (Pensions) Measure 1988 (No. 4, SIF 21:5), ss. 10(3), 18(1), **Sch. 2 para. 9(a)**
- F2** Words in s. 21(3)(a) omitted (1.9.1995) by virtue of 1995 No. 2, s. 8(a); Instrument dated 26.7.1995 made by Archbishops of Canterbury and York
- F3** Words from “and (c) not more than” to the end of subsection (3) repealed by Church of England (Pensions) Measure 1988 (No. 4, SIF 21:5), ss. 10(3), 18(1), **Sch. 2 para. 9(a)**
- F4** Words substituted for from “any other casual vacancy” to the end of the subsection by Church of England (Pensions) Measure 1988 (No. 4, SIF 21:5), ss. 10(3), 18(1), **Sch. 2 para. 9(b)**
- F5** Words in s. 21(5) substituted (1.9.1995) by 1995 No. 2, s. 8(b); Instrument dated 26.7.1995 made by Archbishops of Canterbury and York

**Status:**

Point in time view as at 01/09/1995. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Clergy Pensions Measure 1961, Section 21.