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STATUTORY INSTRUMENTS

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**1964 No. 1755**

**The Ecclesiastical Jurisdiction (Discipline) Rules 1964**

*DEPOSITION FOLLOWING CENSURE OF  
DEPRIVATION (SECTIONS 50 AND 51 OF MEASURE)*

**Deposition of priest or deacon**

**49.**—(1) The notice which a bishop is required by the proviso to section 50 of the Measure to serve on a priest or deacon of his intention to depose him from Holy Orders shall be in the form set out in the Appendix.

(2) After the said notice has been served, the bishop shall fix a time, not less than one month after the service of the notice, and a place for the sentence of deposition to be pronounced:

Provided that, if there is an appeal under the said proviso, and the deposition is accordingly only to be proceeded with in the event of the appeal being dismissed, the bishop shall (in that event) fix a time for the sentence of deposition to be pronounced not less than fourteen days after the dismissal of the appeal.

(3) The registrar shall give the priest or deacon concerned not less than fourteen days notice of the time and place fixed for the pronouncement of the sentence of deposition.

**50.**—(1) If the priest or deacon concerned wishes to appeal to the archbishop under the said proviso, three copies of the notice of appeal must be lodged within the period mentioned in the said proviso (one month from the date of the bishop's notice of intention aforesaid), with the registrar of the relevant province,

(2) The notice shall be in the form set out in the Appendix, and shall specify the grounds of the appeal and contain a prayer that the sentence of deposition be not delivered.

(3) The registrar shall file one copy of the notice of appeal in the registry of the province, and shall give one copy to the archbishop to whom the appeal is addressed, and shall send the remaining copy to the registrar of the diocese, who shall inform the bishop thereof.

(4) On receipt of a copy of the notice of appeal, the registrar of the diocese shall forthwith transmit the record of the case (including a copy of the bishop's notice referred to in the last foregoing rule) to the registrar of the province, who shall place it before the archbishop to whom the appeal is addressed.

(5) The appeal shall be heard at such time and place as the archbishop may fix, and the registrar of the province shall give to the priest or deacon concerned not less than 14 days' notice of the time and place so fixed.

(6) The defendant may either appear in person at the hearing of the appeal or be represented by solicitor or counsel.

(7) If the archbishop does not declare his decision at the conclusion of the hearing of the appeal, he shall fix a time and place for that purpose, and the registrar of the province shall give the priest or deacon concerned not less than 3 days' notice thereof.

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(8) The registrar of the province shall give notice in writing of the decision to the priest or deacon concerned and to the registrar of the diocese, who shall record the decision in the registry and inform the bishop of the diocese.