

---

STATUTORY INSTRUMENTS

---

**1997 No. 1929**

**The Church of England Pensions Regulations 1997**

General

**Citation, commencement and extent**

1.—(1) These regulations may be cited as the Church of England Pensions Regulations 1997 and shall come into operation on the appointed day.

(2) These regulations extend to the whole of the provinces of Canterbury and York, except the Channel Islands.

**Interpretation**

2.—(1) In these regulations—

“the appointed day” has the same meaning as in the Pensions Measure 1997(1);

“the Board” means the Church of England Pensions Board;

“pensionable service” has the same meaning as the Church of England Pensions Regulations 1988(2);

“responsible body” has the same meaning as in section 4 of the Pensions Measure 1997.

(2) The Interpretation Act 1978(3) shall apply for the interpretation of these regulations as it applies for the interpretation of Measures passed by the General Synod.

Church of England Pensions Board

**Constitution of Board**

3. The Church of England Pensions Board (hereinafter referred to as “the Board”) shall consist of a chairman appointed, with the approval of the General Synod, by the Archbishops of Canterbury and York acting jointly and nineteen other members chosen in accordance with the following provisions of these regulations.

**Nomination by pension scheme members**

4. Eight persons, being pensionable service or in receipt of a pension, shall be chosen as follows—

(a) one person in Episcopal Orders, being a member of the Church of England Pensions Scheme or the Church of England Funded Pensions Scheme, shall be elected by the House of Bishops of the General Synod;

(b) four persons not in Episcopal Orders, being members of either of those Schemes, shall be elected by the House of Clergy of the General Synod;

---

(1) 1972 No. 1.

(2) S.I. 1988/2256.

(3) 1978 c. 30.

- (c) two persons shall be elected by the members of the Church Workers Pension Fund from among their number;
- (d) one person shall be elected by the members of the Church Administrators Pension Fund from among their number.

### **Other nominations**

5.—(1) Six persons shall be elected by the House of Laity of the General Synod.

(2) Two persons shall be elected, under arrangements approved by the Archbishops of Canterbury and York acting jointly, by the employers participating in the Church Workers Pension Fund or the Church Administrators Pension Fund.

(3) One person shall be appointed by the Archbishops of Canterbury and York acting jointly.

(4) One person shall be appointed by the Archbishops of Canterbury and York acting jointly after consultation with representatives of dioceses.

(5) One person shall be appointed by the Church Commissioners.

(6) In this regulation “representatives of dioceses” means persons, being officers or members of a Diocesan Board of Finance or members of the House of Clergy or the House of Laity of the General Synod elected for a diocese, chosen under arrangements approved by the Archbishops of Canterbury and York acting jointly to represent dioceses in consultations on financial matters.

### **Terms of office**

6.—(1) The chairman shall serve as such for such term not exceeding six years as the General Synod may determine.

(2) Subject to paragraph (3) below the other members shall serve as such for six years.

(3) The terms of office of the members elected under regulation 4 or 5 above on the first occasion shall commence on the appointed day and shall cease as follows—

- (a) at the end of their second year of office, two of those elected under regulation 4(b), two of those elected under regulation 5(1), and one of those elected under regulation 5(2) (all chosen by lot) and those appointed under regulation 5(3) and (4) shall retire;
- (b) at the end of their fourth year of office, the member elected under regulation 4(a), the two members elected under regulation 4(c), two of those elected under regulation 5(1) (chosen by lot) and the member appointed under regulation 5(5) shall retire.

(4) The choice of the members whose term of office is to be terminated by lot under paragraph (3) above shall be made at the first meeting of the Board after the coming into operation of these regulations.

### **Casual vacancies**

7.—(1) A member of the Board who ceases to hold a qualification by virtue of which he became a member shall thereupon cease to be a member.

(2) Where a casual vacancy occurs in the office of chairman of the Board it shall be filled within six months.

(3) Where a casual vacancy occurs among the other members of the Board it shall be filled within six months in accordance with the preceding provisions of these regulations except that, in the case of a person whose term of office was due to expire within one year of the occurrence of the vacancy, it shall not be filled unless the Appointments Sub-Committee of the General Synod so directs.

(4) Any person appointed or elected to fill a casual vacancy shall hold office only for the unexpired portion of the term of office of the person whose place he fills.

### **Supplementary provisions**

**8.**—(1) The Standing Orders of the General Synod shall apply in relation to an election under these regulations as if the Board were a subordinate body of the Synod.

(2) A member of the Board who ceases to hold office shall, if qualified, be eligible for re-appointment or re-election.

(3) A person shall be disqualified from being a member of the Board if he is disqualified from being a trustee of any trust scheme under section 29 of the Pensions Act 1995<sup>(4)</sup> and the disqualification is not for the time being subject to a general waiver under subsection (5) of that section.

(4) A member of the Board who becomes disqualified under subsection (3) above shall cease to be a member.

### **Funded scheme**

#### **Determination of amount of contributions**

**9.**—(1) Before making any determination as to the contributions to be made to the Board by responsible bodies under section 4(1) of the Pensions Measure 1997 the Board shall consult with the Archbishops of Canterbury and York and the responsible bodies.

(2) If any payment required by section 4 of that Measure is not made by a responsible body when it is due, the Board may, in determining the amount of any subsequent payment, add interest on the amount of the arrears at such rate as the Board considers appropriate.

#### **Payment of contributions**

**10.** The payments to be made to the Board by the responsible bodies under section 4(1) of the Pensions Measure 1997 shall be made at the end of each calendar month.

#### **Amendment of Church of England Pensions Regulations 1988**

**11.** The Church of England Pensions Regulations 1988 shall have effect subject to the amendments specified in the Schedule to these Regulations.

---

(4) 1995 c. 26.