
STATUTORY INSTRUMENTS

2005 No. 2022

The Clergy Discipline Rules 2005

PART I

Introductory

Overriding Objective

1. The overriding objective of these rules is to enable formal disciplinary proceedings brought under the Measure to be dealt with justly, in a way that is both fair to all relevant interested persons and proportionate to the nature and seriousness of the issues raised. The rules are, so far as is reasonably practicable, to be applied in accordance with the following principles —

- (a) The complainant and the respondent shall be treated on an equal footing procedurally.
- (b) The complainant and the respondent shall be kept informed of the procedural progress of the complaint.
- (c) Undue delay is to be avoided.
- (d) Undue expense is to be avoided.

Duty to co-operate

2.—(1) All parties shall co-operate with any person, tribunal or court exercising any function under the Measure in order to further the overriding objective.

(2) Any failure to co-operate by a party may result in adverse inferences being made against that party at any stage of the proceedings.

Application of rules

3. These rules apply to proceedings under the Clergy Discipline Measure 2003 alleging misconduct against a clerk in Holy Orders, other than in relation to matters involving doctrine, ritual or ceremonial.