

**R**OWAN DOUGLAS BY DIVINE PERMISSION  
**LORD ARCHBISHOP OF CANTERBURY**

*To* ALL WHO MAY BE CONCERNED,

**GREETING**

**WHEREAS:**

- (i) The Bishop of Gibraltar in Europe after consultation with the Diocesan Synod of the Diocese in Europe has submitted to us that the present instrument should be made in the form hereinafter appearing;
- (ii) The Vicar-General of the Province of Canterbury has concurred in the making of this Instrument

**THIS INSTRUMENT PROVIDES THAT :**

- 1 Subject to the provisions of the Diocese in Europe Measure 1980 and of the Constitution and so far as the local law of any state or country shall permit the enactments of ecclesiastical law set out in Schedule I with the variations provided therein together also with any statutory modification thereof for the time being in force shall apply in the Diocese
- 2 For the avoidance of doubt it is declared that the enactments of ecclesiastical law set out in Schedule II are not applicable to the Diocese

**Given** under our hand and Archiepiscopal seal this *thirty first*  
day of *January* Two Thousand and Eleven

**ARCHBISHOP**

+ Rowan Cantuar:



**VICAR-GENERAL**

Timothy Briden

### **SCHEDULE I**

Save where the context indicates otherwise in the enactments in this Schedule:

- (i) for the words "benefice" and "parish" there shall be substituted the word "chaplaincy"
- (ii) for the words "incumbent" and "minister" there shall be substituted the word "chaplain"
- (iii) for the expression "Parochial Church Council" there shall be substituted the expression "Chaplaincy Church Council"

Clerical Disabilities Act 1870

Convocations of Clergy Measure 1920

Revised Table of Lessons Measure 1922

Interpretation Measure 1925

Diocesan Boards of Finance Measure 1925

*In this Measure –*

*Leave out section 3(2)*

Clerical Disabilities Act 1870 (Amendment) Measure 1934

Episcopal Endowments and Stipends Fund Measure 1943

*In this Measure –*

*Leave out sections 1 and 2*

Church Commissioners Measure 1947

Church Dignitaries (Retirement) Measure 1949

*In section 2(1) –*

*Leave out paragraph (a)*

Diocesan Stipends Funds Measure 1953

Parochial Church Councils (Powers) Measure 1956

*In this Measure –*

*Leave out sections 4, 6, 7(ii) and (iii)*

*In sections 3 and 5 –*

*At the beginning insert the words “Subject to the local law”*

Clergy Pensions Measure 1961

Ecclesiastical Jurisdiction Measure 1963

Church Commissioners Measure 1964

Clergy (Ordination and Miscellaneous Provisions) Measure 1964

Prayer Book (Versions of the Bible) Measure 1965

Clergy Pensions (Amendment) Measure 1967

Overseas and Other Clergy (Ministry and Ordination) Measure 1967:

*In section 1(1) –*

*After “Canterbury” insert the words “(which for the purposes of this Measure includes the Diocese in Europe)”*

Prayer Book (Further Provisions) Measure 1968

Synodical Government Measure 1969

Church Commissioners Measure 1970

Synodical Government (Special Majorities) Measure 1971

Deaconesses and Lay Ministry Measure 1972

Clergy Pensions (Amendment) Measure 1972

Admission to Holy Communion Measure 1972

Synodical Government (Amendment) Measure 1974

Church of England (Worship and Doctrine) Measure 1974

Church Commissioners (Miscellaneous Provisions) Measure 1975

Ecclesiastical Judges and Legal Officers Measure 1976

Parochial Registers and Records Measure 1978

*In this Measure –*

*Leave out sections 8 and 22*

Deaconesses and Lay Workers (Pensions) Measure 1980

Diocese in Europe Measure 1980

Clergy Pensions (Amendment) Measure 1982

Bishops Retirement Measure 1986

*In this Measure –*

*Any reference to “the archbishop” is to be construed as a reference to “the Archbishop of Canterbury”*

*In this Measure –*

*Leave out Part II*

Deacons (Ordination of Women) Measure 1986

Church of England (Pensions) Measure 1988

Church of England (Ecumenical Relations) Measure 1988:-

*In section 1 –*

*the phrase “place of worship of the Church of England” shall include any building licensed by the Bishop of the Diocese for worship in accordance with the forms of service and practice of the Church of England whether or not that building is in the ownership of the chaplaincy.*

*In this Measure –*

*Leave out section 2(2) and section 8*

Clergy (Ordination) Measure 1990

Priests (Ordination of Women) Measure 1993

*In this Measure –*

*Leave out sections 2, 3(8) to 3(10), 4, 7, 8, Schedule 2 and Schedule 4*

Church of England (Legal Aid) Measure 1994

*In section 2(1) –*

*after “Canterbury” insert the words “(which for the purposes of this Measure includes the Diocese in Europe)”*

Pensions Measure 1997

National Institutions Measure 1998

Churchwardens Measure 2001

*In this Measure –*

*references to “the annual meeting of parishioners” shall be construed as a reference to “the annual meeting of all persons whose names are entered on the chaplaincy roll”*

*In section 2, at the end of subsection 2, paragraph (b) –*

*add the words “and shall further include any comparable offence of substantially the same nature regardless of the state or legal jurisdiction in which it was committed”*

*In section 2, at the end –*

*insert new sub-sections:*

*“(5) A person shall be disqualified from being chosen for the office of churchwarden if his being so chosen would give rise to the removal of, or would otherwise materially adversely affect, the charitable or special fiscal status of a chaplaincy or a chaplaincy church council*

*(6) A person shall be disqualified from being chosen for the office of churchwarden if, in accordance with local law, he is disqualified from being*

*(a) a charity trustee or*

*(b) a member of the council or committee of management of an association where such an association is directly related to the relevant chaplaincy”*

*In this Measure –*

*Leave out sections 5(1), 9, 11, 12*

Synodical Government (Amendment) Measure 2003

Church of England (Pensions) Measure 2003

Clergy Discipline Measure 2003

## **SCHEDULE II**

Ecclesiastical Dilapidations Measure 1923

Ecclesiastical Commissioners Measure 1926

Ecclesiastical Dilapidations (Amendment) Measure 1929

Ecclesiastical Commissioners (Sodor and Man) Measure 1930

Ecclesiastical Commissioners (Loans for Church Training Colleges) Measure 1931

Channel Islands (Church Legislation) Measure 1931

Channel Islands (Representation) Measure 1931

Benefices (Sequestration) Measure 1933

Ecclesiastical Commissioners (Powers) Measure 1936

Parsonages Measure 1938

Ecclesiastical Commissioners (Powers) Measure 1938

New Parishes Measure 1943

Ecclesiastical Commissioners (Curate Grants) Measure 1946

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New Housing Areas (Church Buildings) Measure 1954

Inspection of Churches Measure 1955

Channel Islands (Church Legislation) Measure 1931  
(Amendment) Measure 1957

Church Funds Investment Measure 1958

Vacancies in Sees Measure 1959

Church Property (Miscellaneous Provisions) Measure 1960

Baptismal Registers Measure 1961

Cathedrals Measure 1963

Church Commissioners (Loans for Theological Colleges and Training  
Houses) Measure 1964

Faculty Jurisdiction Measure 1964

Extra Parochial Ministry Measure 1967

Collegiate Church (Capital Endowments) Measure 1970

Sharing of Church Buildings Measure 1970

Repair of Benefice Buildings Measure 1972

Benefices Measure 1972

Ecclesiastical Jurisdiction (Amendment) Measure 1974

Cathedrals Measure 1976

Incumbents (Vacation of Benefices) Measure 1977

Ecclesiastical Fees Measure 1986

Church Commissioners (Assistance for Priority Areas) Measure 1988

Care of Cathedrals Measure 1990

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Care of Churches and Ecclesiastical Jurisdiction Measure 1991

Care of Churches Measure 1991

Diocesan Boards of Education Measure 1991

Incumbents (Vacation of Benefices)(Amendment) Measure 1993

Care of Cathedrals (Supplementary Provisions) Measure 1994

Team and Group Ministries Measure 1995

Cathedrals Measure 1999

Care of Places of Worship Measure 1999

Care of Cathedrals (Amendment) Measure 2005

Stipends (Cessation of Special Payments) Measure 2005

Church of England Marriage Measure 2008

Ecclesiastical Offices (Terms of Service) Measure 2009