

- (b) in subsection (2), for the words “subsections (3) and (4)” there shall be substituted the words “subsection (3)”, the word “and” shall be inserted after paragraph (d) and the word “and” after paragraph (e) and paragraph (f) shall be omitted;
- (c) subsections (4), (7) and (8) shall be omitted; and 5
- (d) in subsection (10), the words from “and, if those proposals include” to the end shall be omitted.

26 Approval by bishop of draft proposals and preparation of draft scheme

For section 4 there shall be substituted the following section –

“4. Approval by bishop of draft proposals and preparation of draft scheme 10

- (1) If the bishop approves, either with or without amendments, draft proposals submitted to him under section 3(9) he shall return the draft proposals to the **mission and** pastoral committee, with any amendments, for the preparation of a draft scheme or order.
- (2) On receipt of the draft proposals the **mission and** pastoral committee shall prepare a draft scheme or order giving effect to the draft proposals, with any amendments, and shall submit the draft scheme or order to the Commissioners.” 15

27 Consideration of draft scheme or order by Commissioners

For section 5 there shall be substituted the following section – 20

“5. Consideration of draft scheme or order by Commissioners

- (1) On receipt of a draft scheme or order submitted to them under section 4 the Commissioners shall consider whether the draft scheme or order is in the correct form and is within the powers conferred on the bishop and the **mission and** pastoral committee and whether the procedures set out in sections 3 and 4 have been properly applied. 25
- (2) Where the Commissioners consider that, in accordance with subsection (1), any amendments should be made to the draft scheme or order, they may make such amendments as they think appropriate.
- (3) If the Commissioners make any such amendments they shall, unless they consider that the amendments are such as are described in section 16(1A), refer the draft scheme or order, with their amendments, together with an explanation of the reasons for the amendments, to the **mission and** pastoral committee for further consideration. 30
35
- (4) The **mission and** pastoral committee shall, after consulting the bishop, consider the draft scheme or order, as amended by the Commissioners, and may, with the agreement of the bishop, make any amendments which it thinks fit, after taking account of the Commissioners’ amendments. 40
- (5) The **mission and** pastoral committee shall, after considering the draft scheme or order in accordance with subsection (4), re-submit it to the Commissioners, with any amendments, together with an explanation of the action which it has taken on the Commissioners’

amendments and subsection (2) and, if appropriate, subsections (3), (4) and this subsection shall apply to any such draft scheme or order.

- (6) If the Commissioners consider that it is not possible to amend the draft scheme or order in a way which would enable it to proceed in the correct form or that the procedures set out in sections 3 and 4 have not been properly applied they **shall** return it to the **mission and pastoral committee** for further consideration. 5
- (7) If the draft scheme or order is returned to the mission and pastoral committee under subsection (6), the **mission and pastoral committee** shall **take no further steps in relation to the draft scheme or order but, shall**, after consulting the bishop, consider whether to **make new recommendations under section 3 or prepare a new draft scheme or order under section 4 or take any further steps specified by the Commissioners**. 10
- (8) If the Commissioners do not refer the draft scheme or order to the **mission and pastoral committee** for further consideration as provided above, they shall return the draft scheme or order to the **mission and pastoral committee** to proceed with the draft scheme or order under section 6 below.” 15

28 Notice and publication of draft scheme or order 20

Section 6 shall be amended as follows –

- (a) in subsection (1), for the word “Commissioners”, in the first place where it occurs, there shall be substituted the words “**mission and pastoral committee**”, for “5” there shall be substituted “4” and after the words “interested parties” there shall be inserted the words “and the Commissioners”; 25
- (b) in subsection (3), for the words from the beginning to the end of paragraph (a), there shall be inserted the words “If a draft scheme is a scheme to which section 30 applies the **mission and pastoral committee** shall – 30
“(a) also serve a copy thereof on the Commonwealth War Graves Commission; and” and the words beginning with “and the provisions of paragraph (a)” to the end shall be omitted;
- (c) in subsection (4), for “Commissioners” there shall be substituted the words “**mission and pastoral committee**” and after the word “scheme”, in both places, there shall be inserted the words “or order”; and 35
- (d) in subsection (5) the words “to their representative” shall be omitted.

29 Amendment of draft scheme or order

Section 7 shall be amended as follows –

- (a) in subsection (1), after the word “may”, there shall be inserted the words “, at any time after a copy of the draft scheme or order has been served on them under section 6(1),” and for the word “them” there shall be substituted the words “the committee”; and 40
- (b) in subsection (2), after the words “any such amendments” there shall be inserted the words “, other than any amendments which, in the opinion of the Commissioners, **are such as are described in section 16(1A),”**. 45

30 Making of scheme or order

Section 8 shall be amended as follows –

- (a) for subsection (2) there shall be substituted the following subsection –

“(2) Where no representations with respect to any such draft order have been made and the Commissioners are of the opinion that the draft order should be made and do not propose to amend or further amend it under section 7, the Commissioners shall issue a certificate to that effect and submit the draft order and the certificate to the bishop.”;

- (b) in subsection (3), for the words “seal a copy thereof and submit it to the bishop” there shall be substituted the words “issue a certificate to that effect and submit the draft order and the certificate to the bishop”; and
- (c) in subsection (4), for the words “copy of an” there shall be substituted the word “draft”.

31 Transmission of copies of scheme or order

Section 10 shall be amended as follows –

- (a) in subsection (1) for the word “Commissioners” there shall be substituted the words “**mission and** pastoral committee”, for the word “them” there shall be substituted the words “the Commissioners” and the words after “interested parties” shall be omitted; and
- (b) in subsection (2), for the word “Commissioners” there shall be substituted the words “**mission and** pastoral committee”.

*Supplementary***32 Power of bishop to formulate and submit proposals on certain matters**

In section 14, after subsection (1), there shall be inserted the following subsection –

“(1A) Any interested party shall be deemed to have consented to the proposals if the interested party has been **provided with a copy of the proposals and** notified in writing by the **mission and** pastoral committee –

- (a) that the **mission and** pastoral committee should be informed **in writing** whether or not the interested party objects to the proposals within the period, not less than twenty-eight days after the service of the notice, specified in the notice,
- (b) that, if the interested party does not inform the **mission and** pastoral committee as required by paragraph (a), that party will be deemed to have consented to the proposals, and
- (c) that, if every interested party consents or is deemed to consent to the proposals, the **mission and** pastoral committee may proceed with the preparation of a draft order to give effect to the proposals, and the bishop may make the order, without further consultation”.

33 Withdrawal of scheme or order at request of bishop

For section 15 there shall be substituted the following section –

“15 Withdrawal of scheme or order at request of bishop

If the bishop of the diocese concerned or, in a case to which section 12, 13 or 14(2) applies, the bishops of the dioceses concerned, consider that any proposals or draft scheme or order should not be proceeded with, he or they may, after consulting the **mission and pastoral committee** or committees or (in a case to which section 13 applies) the joint pastoral committee for the dioceses concerned, direct the pastoral committee or committees or, if a draft scheme or order is being considered by the Commissioners under section 5 or the Commissioners have been notified of a draft scheme or order under section 6(1), the Commissioners, not to proceed with the proposals or draft scheme or order, as the case may be, but without prejudice to the making of fresh proposals.”

34 Supplementary powers of Commissioners and mission and pastoral committees

For section 16(1) there shall be substituted the following subsections—

“(1) The mission and pastoral committee may—

(a) at any time before it gives notice to the Commissioners of a draft scheme or order under section 6(1), except at any time after it has been submitted to the Commissioners under section 4(2) and before the Commissioners have discharged their functions under section 5, or

(b) where the mission and pastoral committee proceeds with the preparation of a draft order under section 14, at any time,

make such amendments to the proposals or the draft scheme or order as may appear to the committee to be necessary for the purpose of correcting any drafting mistake or omission.

(1A) The Commissioners may—

(a) at any time after a draft scheme or order has been submitted to them under section 4(2) and before the Commissioners have discharged their functions under section 5, or

(b) at any time after notice is given to the Commissioners of a draft scheme or order under section 6,

make such amendments to the draft scheme or order as may appear to the Commissioners to be necessary for the purpose of correcting any drafting mistake or omission.”.

Pastoral church buildings schemes

35 Pastoral church buildings schemes

- (1) In its application to pastoral church buildings schemes Part I of the 1983 Measure shall be amended in accordance with sections 36 to 39 below.
- (2) In its application as aforesaid, except in proviso (ii) to section 5(4), any reference, however expressed, to a pastoral order shall be omitted.

36 Formulation and submission to bishop of draft proposals

Section 3 shall be amended as follows—

- (a) in subsection (2), **the words “subject to subsections (3) and (4)” shall be omitted**, the word “and” shall be omitted after sub-paragraph (e), the word “and” shall be added after sub-paragraph (f) and at the end there shall be added the following sub-paragraph— 5
- “(g) the parish council of the parish in which the building to which a declaration of closure for regular public worship relates is situated or, if there is no parish council for that parish, the chairman of the parish meeting.”; 10
- (b) subsections **(3) and (4)** shall be omitted;
- (c) in subsection (7) for the word “redundancy” there shall be substituted the words “closure for regular public worship” and for the words “Council for the Care of Churches” there shall be substituted the words “Church Buildings Council”; 15
- (d) in subsection (8), after paragraph (c) there shall be inserted the following paragraph—
- “(d) any information or advice which the Council thinks appropriate to give concerning possible architectural or structural changes in each church mentioned in the notice in the event of its closure for regular public worship or, in the event that the church is not so closed, concerning any such changes which would facilitate its use for purposes which are consistent with use for regular public worship;” and 20
- (e) for subsection (10) there shall be substituted the following subsection— 25
- “(10) The committee shall annex to the draft proposals formulated by it a statement of the views of the interested parties and a copy of the report prepared by the Council under subsection (8).”

37 Amendment of proposals and preparation of draft scheme by Commissioners

Section 5 shall be amended as follows— 30

- (a) in subsection (2), the words “provide for a declaration of redundancy and also” shall be omitted;
- (b) in subsection (2), for the words “Advisory Board” there shall be substituted the words “Church Buildings Council; and
- (c) for subsection (4) there shall be substituted the following subsection— 35
- “(4) The Commissioners shall prepare a draft scheme to give effect to the proposals, with any amendments made under subsection (3):
Provided that—
- (i) the Commissioners may, with the agreement of the bishop, given after consultation with the **mission and** pastoral committee, decide to proceed with some but not all of the proposals, and in that case this subsection shall apply as if they were the only proposals; 40
- (ii) if, as a result of the Commissioners’ decision under proviso (i), the proposals no longer contain a declaration of closure for regular public worship, the Commissioners shall refer the proposals to the **mission and** pastoral committee and the committee shall proceed as if the proposals related to a draft pastoral scheme **which does not contain such a declaration or draft** order, as the case may be.”. 45 50

38 Notice and publication and amendment of draft scheme

- (1) Section 6 shall be amended as follows—
- (a) In subsection (3), for the words from the beginning to the end of paragraph (a) there shall be substituted the following words “The Commissioners shall—
- 5
- (a) also serve a copy thereof on the Church Buildings Council, English Heritage and the Joint Committee of the National Amenity Societies and on the Commonwealth War Graves Commission and, if the draft scheme provides for the care and maintenance of the building proposed to be closed for regular public worship by the Churches Conservation Trust, that Trust; and” **and all the words following paragraph (b) shall be omitted;** and
- 10
- (b) in subsection (5), the words “to their representative” shall be omitted.
- (2) In section 7(2), after the words “any such amendments” there shall be inserted the words “, other than any amendments which, in the opinion of the Commissioners, **are such as are described in section 16(1A),**”.
- 15

39 Transmission of copies of scheme

In section 10(1) for the words “, in the case of a scheme containing a declaration of redundancy, to the Advisory Board” there shall be substituted the words “to the Church Buildings Council”.

20

PART IV

CHURCH BUILDINGS CLOSED FOR REGULAR PUBLIC WORSHIP

*Introduction***40 Amendment of Part III of Pastoral Measure 1983**

- (1) Part III of the 1983 Measure shall have effect subject to the amendments set out in this Part of this Measure.
- 25
- (2) For any reference in the said Part III to a pastoral scheme there shall be substituted a reference to a pastoral church buildings scheme.

*Functions of **mission and** pastoral committee concerning buildings closed for regular public worship*

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41 Functions of mission and pastoral committee concerning buildings closed for regular public worship

For section 42 there shall be substituted the following section—

“42 Functions of mission and pastoral committee concerning buildings closed for regular public worship

35

(1) The **mission and** pastoral committee shall be under a duty, in respect of each church proposed to be closed or building closed for regular public worship (**except where it is proposed to close a church and make provision for the future of the building under section 46**)—

- (a) in the case of a listed building or a building situated in a conservation area, to make every endeavour to find a suitable alternative use or suitable alternative uses for the building, and
- (b) in the case of any other building, to develop proposals for the suitable **alternative use or uses of the building** or for the demolition of the building **and** the disposal of its site. 5
- (2) In carrying out its functions under this section the **mission and** pastoral committee shall obtain advice from the Commissioners, persons having expertise in the management, development and disposal of property and such other professional advisers as it thinks fit. 10
- (3) The **mission and** pastoral committee shall report to the Commissioners at such times as it thinks appropriate on the progress made in discharging its duties under subsection (1) and, in any case, within the period of six months from its last report, and also when required to do so by the Commissioners.
- (4) When the **mission and** pastoral committee has found a suitable alternative use or suitable alternative uses for the building or has reached the conclusion that no such use can be found **or has developed proposals in accordance with subsection (1)(b) above** it shall report to the Commissioners with its recommendations **or proposals**. 15
- (5) The Commissioners may, in the case of any building closed for regular public worship, require the **mission and** pastoral committee to refer the case to them and, thereupon, the duties under subsection (1) shall be discharged by the Commissioners instead of the committee, but the Commissioners shall, in carrying out that duty, consult the committee.”. 20
- Pastoral church buildings schemes* 25
- 42 Provision by pastoral church buildings scheme for appropriation or demolition of church to be closed for regular public worship to be replaced by new church**
- Section 46 shall be amended as follows –
- (a) in subsection (1), for the words from the beginning of the subsection to the beginning of paragraph (a) there shall be substituted the following words “Where the Commissioners are satisfied that a new church or place of worship is to be provided in the area of a benefice to take the place of a church **building or church buildings** in that area which should thereupon be **declared** closed for regular public worship and where the Commissioners, after consulting the Church Buildings Council, are satisfied with the proposals made for the future of the church **building or any of the church buildings** to be closed, then a pastoral church buildings scheme may further provide –”; 30
- (b) **in subsection (2), all the words following the words “diocesan board of finance”, where they first appear, shall be omitted; and** 35
- (c) subsections (3) to (6) shall be omitted. 40
- 43 Other provision by pastoral church buildings scheme for church closed for regular public worship**
- Section 47 shall be amended as follows – 45
- (a) in subsection (2), for the words “Advisory Board” there shall be substituted the words “Church Buildings Council”; and
- (b) after subsection (3) there shall be inserted a new subsection –

“(3A) Where a pastoral church buildings scheme contains a declaration of closure of a church for regular public worship and the church is neither a listed building nor situated in a conservation area, **and the Commissioners are satisfied with the proposals for the future of the building**, the scheme may provide for the demolition of the building closed for regular public worship and for any of the matters for which section 51(4) makes provision **and section 51(5) to (11) shall apply accordingly.**” 5

Pastoral (church buildings disposal) schemes

44 Use seeking period 10

Section 49 shall be amended as follows—

- (a) for the heading there shall be substituted the following heading “Use seeking period”;
- (b) in subsection (1), the words from “, and the Commissioners” to the end of the subsection and the provisos shall be omitted; 15
- (c) at the end of that subsection the following words shall be added—
 “Provided that the Commissioners shall not prepare a pastoral (church buildings disposal) scheme in respect of a building closed for regular public worship for a period of six months after the declaration takes effect if the scheme provides for the demolition of a building which is either a listed building or situated in a conservation area, unless the Commissioners are satisfied, after consulting the Church Buildings Council, that, at that stage, there is no objection to the demolition taking place.”; 20
- (d) in subsection (2)(b) after the word “faculty” there shall be inserted the words “, but after consulting the Diocesan Advisory Committee and the chancellor of the diocese unless the board considers that, having regard to the urgency of the need to safeguard the contents, it is not practicable to do so,”; 25
- (e) **subsection (2)(d) shall be omitted; and** 30
- (f) in subsection (4) for the words “Advisory Board” there shall be substituted the words “Church Buildings Council”.

45 Procedure for making pastoral (church buildings disposal) schemes

Section 50 shall be amended as follows—

- (a) in subsection (1), for the words from the beginning to the word “fulfilled” there shall be substituted the words “The Commissioners may at any time or, where the proviso to section 49(1) applies, after the period of six months mentioned therein has expired”; 35
- (b) in subsection (1), for the word “three”, in both places where it occurs, there shall be substituted the word “two”; 40
- (c) in subsection (2), for the words from the beginning to “Advisory Board” there shall be substituted the words “Before preparing any such draft scheme which provides for the demolition or the care and maintenance by the Churches Conservation Trust of the building closed for regular public worship or any part thereof the Commissioners shall consult the Church Buildings Council”, for the words “said Board” there shall be substituted the word “Council”, for the word “their” there shall be 45

- substituted the word “its” and the words “paragraph (b) of” shall be omitted;”
- (d) after subsection (2) there shall be inserted the following subsection—
 “(2A) After preparing the draft scheme and before proceeding under the following provisions of this section the Commissioners shall consult the bishop.”; 5
- (e) in subsection (3) there shall be inserted, at the beginning, the words “After taking into account any comments made by the bishop, if they decide to proceed with the draft scheme,” after the word “concerned,” there shall be inserted the words “, the parish council or parish meeting concerned,” and for the words “Advisory Board” there shall be substituted the words “Church Buildings Council”; 10
- (f) After subsection (4) there shall be inserted the following subsection—
 (4A) Where the draft scheme makes or is to make any such provision as is referred to in section 51(1)(a) and it is proposed to make any architectural or structural changes in the building closed for regular public worship or any part thereof to facilitate the use or uses referred to in that section, the Commissioners shall not make the scheme unless they have first consulted the Church Buildings Council on those proposed changes.”; 15 20
- (g) after subsection (5) there shall be added the following subsections—
 “(5A) The Commissioners may, if they think fit, afford an opportunity to any person, whether he has made written representations or not, to make oral representations with respect to the draft scheme.
 (5B) The Commissioners may, before or after the period within which written representations may be made under this section, extend that period, and any representations made within the period so extended shall be deemed to be duly made. 25
 (5C) **The Commissioners may at any time make such amendments to the draft scheme as may appear to them to be necessary for the purposes of correcting any drafting mistake or omission.**”; and 30
- (h) in subsection (9) for the words “pastoral schemes” there shall be substituted the words “pastoral church buildings schemes”.

46 Contents of pastoral (church buildings disposal) schemes

- Section 51 shall be amended as follows— 35
- (a) in subsection (1)(b), for the words “Advisory Board” there shall be substituted the words “Church Buildings Council”;
- (b) in subsection (2)(c), after the word “Commissioners” there shall be inserted the words “or the diocesan board of finance”;
- (c) **in subsection (7), for the words “(2) or (3)” there shall be substituted the words “(2), (3) or (4)”;** and 40
- (d) in subsection (9), after the words “makes provision”, there shall be inserted the words “, within the period of three years from the declaration of closure or such longer period as the Commissioners may allow,” 45

PART V

MISSION

*Mission initiatives***47 Mission initiatives**

- (1) Where a person or group of persons is carrying out or is proposing or wishes to carry out an initiative in any diocese or any part thereof (in this section and sections 48, 49 and 50 below referred to as a “mission initiative”) and –
- (a) that person or group or any other person or body exercising ecclesiastical functions in the diocese requests the bishop of the diocese to make an order under this section, or
- (b) the bishop, without any such request being made, considers that it would be appropriate to make an order under this section,
- then, if the bishop is satisfied that the initiative would be likely, through fostering or developing a form of Christian community, to promote or further the mission of the Church or any aspect of it, he may make such an order.
- (2) An order under this section shall endorse the initiative and make provision for it in accordance with this section and sections 48 to 50 below and shall be known as a bishop’s mission order.
- (3) Where any mission initiative is being or is to be carried out in more than one diocese the bishop’s mission order shall be made jointly by the bishop of each diocese affected by the order and subsection (1) above shall have effect accordingly.
- (4) Any bishop’s mission order shall specify the objectives of the mission initiative and the areas in which it is being or is to be carried out and specify a person or persons or a group of persons who or which is to lead the mission initiative and be responsible to the bishop or bishops, as the case may be, for the conduct of it (in this section and sections 48 to 51 below referred to as the “leader” or “leaders”) and the role of the leader or leaders.
- (5) Any bishop’s mission order may include provision –
- (a) for participation in a local ecumenical project (commonly known as a “local ecumenical partnership”),
- (b) for other ecumenical co-operation with other Churches, and
- (c) for collaboration with any religious organisations,
- and in this section and sections 48 to 50 below any provision mentioned in this subsection is referred to as a “co-operation provision”.
- (6) Before making any bishop’s mission order the bishop or bishops, as the case may be, shall –
- (a) consult such other Churches and religious organisations as he thinks fit or they think fit,
- (b) consult any person or group of persons who or which appear to him or them to have a significant interest in or to be likely to be significantly affected by the order, including any body which he or they consider would adequately represent the interests of any such person or group,
- (c) consult the **mission and** pastoral committee in the diocese or each diocese affected by the order, and

- (d) obtain the consent of the **proposed** leader or leaders.
- (7) For the purposes of subsection (6)(b) above, the following shall be deemed to have an interest in the order –
- (a) any person having or sharing in the cure of souls in the area of any benefice affected by the order, and 5
 - (b) any other person or body, including a parochial church council or registered patron, who may have an interest in the cure of souls in any such area,
- and in considering whether a person or body has a significant interest in or would be likely to be significantly affected by the order, the bishop or bishops shall have regard to the objectives of the initiative endorsed by the order and any other circumstances which he or they think relevant. 10
- (8) Without prejudice to subsection (6) above, where it is proposed to include a co-operation provision in a bishop's mission order, the bishop or bishops, as the case may be, shall, as well as carrying out such consultation as is referred to in that subsection, consult the appropriate authority of each Church or religious organisation which is to participate in the local ecumenical project, or which is otherwise concerned. 15
- (9) The bishop, or bishops, as the case may be, may authorise a person or body to carry out the consultation referred to in subsections (6) and (8) above on his or their behalf. 20
- (10) No person may officiate in any place in accordance with a bishop's mission order unless –
- (a) if that person is ordained as a priest or deacon, he or she has received authority from the bishop by virtue of being instituted to a benefice or licensed by the bishop to serve or having written permission to officiate in any diocese affected by the order or may, otherwise, under any Canon of the Church of England, officiate in that place without the authority of the bishop, or 25
 - (b) if that person is a deaconess, reader or lay worker, he or she is authorised, under any Canon, to do so. 30
- (11) Subject to subsection (10) above, any bishop's mission order may include provision authorising a minister to exercise his or her ministry in any place for the purposes of or in connection with the mission initiative in any manner specified in the order and, where he or she is not the minister who has the cure of souls in that place, without obtaining the permission of the minister who has that cure but, before including any such provision, the bishop **or bishops** shall consult – 35
- (a) if the order affects one parish only, the incumbent or priest in charge of that parish, 40
 - (b) subject to paragraphs (c) to (e) below, if the order affects more than one parish in a diocese, either the incumbents or priests in charge of those parishes or the House of Clergy of the Deanery Synod of the deanery in which the parishes are situated, as the bishop or bishops thinks or think fit, 45
 - (c) if the order affects all the parishes situated in a deanery, the House of Clergy of the Deanery Synod of that deanery,
 - (d) if the order affects parishes situated in more than one deanery, the House of Clergy of the Deanery Synod of each deanery affected or the

- House of Clergy of the Diocesan Synod of the diocese in which the parishes are situated, as the bishop or bishops thinks fit or think fit, and
- (e) if the order affects parishes situated in more than one diocese, the House of Clergy of the Deanery Synod of each deanery affected or the House of Clergy of the Diocesan Synod of each diocese affected, as the bishop or bishops thinks fit or think fit. 5
- (12) Any alms collected in the course of or in connection with an office or service performed in accordance with the order shall be disposed of in such manner as the minister performing the office or service may, subject to the direction of the bishop or bishops of the diocese or dioceses affected, determine. 10
- (13) Subject to subsection (10) above any bishop's mission order may include provision authorising the performance of divine service, including Holy Communion, if so specified, in any building other than a parish church, parish centre of worship or place licensed for public worship in accordance with section 29(1) of the 1983 Measure or a guild church, with the consent of the person who has the general management and control of the building. 15
- (14) Subject to subsection (10) above, any bishop's mission order may include provision authorising the performance of any divine service, including Holy Communion, in any parish church or place excluded from subsection (13) above with the consent of any minister having the cure of souls in that place. 20
- (15) Nothing in this section shall authorise any act done in contravention of a resolution passed under section 3(1) or 4(1) of the Priests (Ordination of Women) Measure 1993 (1993 No. 2).

48 Visitors

- (1) A bishop's mission order shall designate a person, to be known as "the Visitor", who shall, on behalf of the bishop or bishops, – 25
- (a) exercise oversight of the mission initiative and advise and encourage and, so far as practicable, provide support for it;
- (b) review the mission initiative at intervals of not more than eighteen months or such lesser period as may be specified in the bishop's mission order and report to the bishop or bishops, as the case may be, on the outcome of the reviews and send copies of the reports to the leader or leaders; 30
- (c) report regularly to the bishop or bishops on the discharge of his or her duties and the progress of the mission initiative and send copies of the reports to the leader or leaders; 35
- (d) at the end of the period of the bishop's mission order report to the bishop or bishops and send copies of the report to the leader or leaders and the **mission and** pastoral committee or committees;
- (e) ensure that proper accounting records of the mission initiative are kept and accounts are prepared annually which show a true and fair view of all activities carried out in accordance with professional practice and standards; and 40
- (f) advise the bishop or bishops and the leader or leaders on initiating and developing appropriate methods of governance of the mission initiative. 45
- (2) The leader or leaders shall –

- (a) consult the Visitor regularly about the general direction and development of the mission initiative, and
 - (b) supply the Visitor with a copy of the annual accounts and any other information which the Visitor requires in order to carry out his or her functions.
- (3) Any person may draw to the Visitor's attention any matter relating to the mission initiative of which he or she thinks the Visitor should be aware.

5

49 Supplementary Provisions

- (1) A bishop's mission order may contain such supplementary provisions as the bishop or bishops, as the case may be, thinks or think fit and, if he or they thinks or think fit, he or they may include any such provisions in a supplementary instrument being provisions which, in his or their opinion, would further the objectives of the mission initiative. 10
- (2) Without prejudice to the generality of subsection (1) above the bishop's mission order or supplementary instrument may make provision – 15
- (a) for the stipends, remuneration, pensions or housing and other expenses of any persons exercising functions under the bishop's mission order;
 - (b) for any other offices or functions which such persons may hold or perform in conjunction with their functions under the order;
 - (c) for the replacement, where necessary, of any persons or bodies exercising functions under the order by other persons or bodies; 20
 - (d) for the organisation, governance and financing of the mission initiative including the management and control of any property used by those exercising functions under the order;
 - (e) for any measures required for the protection of children, young persons and other vulnerable persons and for health and safety and insurance; 25
 - (f) for relationships between persons involved with the mission initiative and persons who have the cure of souls within any area to which the bishop's mission order relates and with other churches, institutions and religious organisations; and 30
 - (g) after consulting the Visitor and such other person or body as the bishop or bishops thinks or think fit, for representation of persons to whom the order relates on such deanery synod as he thinks or they think fit in accordance with a scheme made by the diocesan synod of the diocese in which the deanery is situated and subsection (4) below shall have effect in connection with any such provision. 35
- (3) Where a co-operation provision is included or is to be included in a bishop's mission order, and without prejudice to section 47(6) above, the bishop or bishops, as the case may be and the Visitor shall discharge all their functions under this Part of this Measure after consultation with the appropriate authority of each Church or religious organisation which is to participate in the local ecumenical project, or which is otherwise concerned. 40
- (4) In the Church Representation Rules contained in Schedule 3 to the Synodical Government Measure 1969 (1969 No.1), after rule 27 there shall be inserted the following rule – 45
- “27A Representation of persons to whom mission orders relate**
- (1) Any diocesan synod may, at the request of the bishop or bishops who has or have made a bishop's mission order under section 47 of the Dioceses, Pastoral and Mission Measure 200... which is in force, provide by scheme for

representation on such deanery synod as may be determined by or under the scheme of such persons to whom the order relates as may be specified in or under the scheme.

(2) The provisions of rule 26(2) shall apply to schemes made under this rule.”.

- (5) The bishop or bishops may vary any bishop’s mission order or any supplementary instrument by a further order or instrument but, in the case of an order, shall not do so except with the consent of the **mission and** pastoral committee or committees of the diocese or dioceses concerned and after consulting the leader or leaders, the Visitor, any relevant person having the cure of souls and any other person or body which he thinks or they think fit and section 47(8) or (11) or subsection (3) above shall apply if any variation relates to any such provision as is referred to in any of those **subsections**. 5 10
- (6) The bishop or bishops may revoke any bishop’s mission order and any supplementary instrument by a further order or instrument but, in the case of an order, shall not do so without carrying out the like consultation as is referred to in subsection (5) above. 15
- (7) Any leader shall have the right to make written or oral representations (or both) to the **mission and** pastoral committee or committees in respect of any order varying or revoking a bishop’s mission order and any such order may include provision in respect of the management or disposal of property and of any other matters for which it is, in the opinion of the bishop or bishops, expedient to make provision. 20
- (8) Any bishop’s mission order or supplementary instrument shall specify its duration, but, subject to section 50 below, no such order, taken together with any order varying it, shall extend beyond the period of five years from the date on which it is made. 25
- (9) Any order under section 47 above or this section and any instrument under this section shall be signed by the bishop or bishops, as the case may be, or by a person authorised by him or them and shall also (except in the case of an order or instrument varying or revoking an order or instrument) be signed by the leader or leaders and contain a declaration by the leader or leaders of acceptance of the terms of the order or instrument. 30
- (10) In section 47 above “ecumenical co-operation” means co-operation in matters affecting the ministry, congregational life or buildings of the Churches concerned and “local ecumenical project” has the same meaning as in the Church of England (Ecumenical Relations) Measure 1988 (1988 No. 3). 35

50 Review of duration of mission initiatives and further provisions

- (1) Without prejudice to section 48(1)(b) above, the Visitor shall conduct a review of the mission initiative not less than six months before the expiry of the bishop’s mission order under section 49(8) above, in consultation with the leader or leaders, the **mission and** pastoral committee of each diocese affected by the order and such other persons or organisations referred to in section 47(6) as the Visitor thinks fit **and, where relevant, any such authority as is referred to in section 49(3) above**. 40
- (2) The Visitor shall report to the bishop or bishops on the outcome of the review conducted under subsection (1) above and the report shall contain the Visitor’s recommendations on whether the mission initiative should continue and, if so, whether the bishop’s mission order should be renewed and, if it should, on the 45

- period (not exceeding five years) of the renewal or, if not, how the mission initiative or its objectives should be continued.
- (3) The Visitor's report may contain such other recommendations or comments as the Visitor may think fit and copies of the report shall be sent to such other persons or bodies as the bishop or bishops may direct. 5
- (4) The bishop or bishops, after considering the report, may, if he or they consider that the mission initiative should continue, with the consent of the **mission and pastoral committee or committees** and after carrying out such further consultation as he thinks or they think fit make a further bishop's mission order continuing the mission initiative and, if he thinks or they think fit, a further supplementary instrument. 10
- (5) The further order and supplementary instrument, if any, shall specify the duration of the order and instrument and the order shall continue in force –
- (a) for a period of up to five years, or
- (b) for a period of up to eighteen months so as to enable arrangements to be made for the mission initiative or its objectives to be continued by other means. 15
- (6) If the bishop or bishops make a further order under subsection (5)(a) above the Visitor shall be under the like duty to review and report on the mission initiative as is conferred on **the Visitor** by subsections (1), (2) and (3) above and section 48(1)(b) above shall not apply. 20
- (7) The bishop or bishops, after considering the report referred to in subsection (6) above, may, if he or they consider –
- (a) that the mission initiative should continue, and
- (b) that there are no other suitable means by which the mission initiative or its objectives can be achieved, 25
- with the consent of the **mission and pastoral committee or committees**, make a further mission order and, if he thinks or they think fit, a further supplementary instrument.
- (8) Where a bishop's mission order contains or is to contain a provision for participation in a local ecumenical project the order or supplementary instrument may, with the agreement of the appropriate authority of each Church which is to participate in the ecumenical project, provide that the reports referred to in subsections (2) and (6) above and the functions of the bishop or bishops under subsections (3), (4), (5) and (7) above and (9), (11) and (12) below shall, in the case of the reports, be made to and, in the case of the functions, be performed by, or on behalf of, a body of persons which shall include the bishop or bishops and one or more representatives of the appropriate authorities mentioned above and may include persons otherwise representing the Church of England and any functions of the Visitor which, under section 48 above or this section, are performed on behalf of the bishop or bishops shall be performed, instead, on behalf of that body. 30
- (9) Any order or supplementary instrument made under subsection (7) above shall continue without limit of time, **unless** revoked or varied by a further order or instrument. 35
- (10) Any order or supplementary instrument made under this section **shall**, so far as appropriate, make provision for any of the matters mentioned in sections 47 to 49 above and those sections shall apply accordingly. 40
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