**EXAMPLES OF DRAFT PROPOSALS & S.17 ORDERS**

This Appendix includes examples of draft proposals for the most common types of pastoral reorganisation and orders for matters being dealt with by dioceses under the s.17 shortened procedure. Draft proposals/orders will quite often need to include parts from more than one of the examples given. DMPC Secretaries are encouraged to seek the informal advice of the Commissioners' Pastoral Division over the content of any draft proposals/orders. This is especially important for orders which constitute a formal legal document.

The draft proposals may be written in a simpler style than the draft scheme or order but it is generally helpful to those who are affected by the proposals if their layout broadly follows that of any draft scheme or order prepared to implement them. The following examples have been prepared with this in mind. Please note that square brackets indicate optional elements depending on what is required and the references in the right-hand margin are to the relevant section of the Mission and Pastoral Measure 2011. Examples of summaries of the most commonly occurring main provisions of the draft proposals are also included. **Some draft proposals also include notes to be considered for inclusion in the relevant circumstances. These are not intended to be exhaustive and the use of additional explanatory notes, wherever these will help comprehension of the draft proposals, is encouraged.**

If in due course the Bishop agrees to a recommendation of his DMPC that proposals should be progressed, the Bishop should sign and date the proposals at which stage they are no longer regarded as *draft* proposals.

***Examples of draft proposals:***

*The following matters are generally capable of being dealt with by pastoral order*:

Annex P236 [ALTERATION OF AREAS](#app7a) (page 3)

 P239 [ALTERATION OF DEANERIES](#app7b) (pages 4-5)

 P238 [PLURALITIES](#app7c) (pages 6-7)

 P251 [AMENDMENT OF TEAM MINISTRIES](#app7d) (pages 8-9)

*The following matters need to be dealt with by pastoral scheme:*

 P253 [TRANSFER OF PARISH FROM ONE BENEFICE TO ANOTHER](#app7e)

 (pages 10-11)

 P245A [CREATION OF NEW BENEFICE/PARISH](#app7f) (pages 12-14)

 P245B [UNION OF BENEFICES/PARISHES/DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP](#app7g) (pages 15-17)

 P246 [UNION OF PARISHES AND/OR DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP (S.42)](#app7h) (pages 18-19)

 *APPROPRIATION/DISPOSAL OF CONSECRATED CHURCHYARD (S.44)*

 P240 [FOR PAROCHIAL PURPOSES](#app7i) (page 20)

 P242 [FOR PARSONAGE USE](#app7j) (page 21)

 P241 [DISPOSAL TO THIRD PARTY](#app7k) (page 22)

 P250 [UNION OF BENEFICES AND ESTABLISHEMENT OF TEAM MINISTRY](#app7m) (pages 23-28)

 P257 [DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP AND DEMOLITION OR APPROPRIATION TO ALTERNATIVE USE (S.58)](#app7n) (pages 29 - 31)

 P255A [DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP AND APPROPRIATION TO ALTERNATIVE USE (S.59(1))](#app7o) (page 32)

 P255B [DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP AND DEMOLITION](#app7op) (S.59(3)) (page 33)

 P260 [MISCELLANEOUS MATTERS](#app7p) (page 34)

See P253 for a transfer of patronage (pastoral order).

See P245Afor approving a church as suitable to be a parish church (pastoral order).

See P245B for altering a benefice and/or parish name (pastoral order).

***Examples of orders under the s.17 shortened procedure:***

 P236A [ALTERATION OF AREAS](#app7q) (pages 35-36)

 P236B [ALTERATION OF NAME(S)](#app7r) (pages 37-38)

 P239A [ALTERATION OF DEANERIES](#app7s) (pages 39-40)

 P251A [AMENDMENT OF TEAM MINISTRY](#app7t) (pages 41-42)

 P238A [ESTABLISHMENT OF PLURALITY](#app7u) (pages 43-45)

 P247A [ESTABLISHMENT OF A GROUP MINISTRY](#app7v) (pages 46-49)

**P236 -** **PROPOSALS FOR THE ALTERATION OF PARISH AREAS**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for [altering the areas of the parishes of* ....................*;* ....................*; and*....................*][transferring part of the parish of*.................... *to the parish of* ....................*].* |

**Alteration of areas**

1. All [that] [those] [detached] part[s] of the parish of *............................* which [is] [are] hatched and lettered " " on the annexed map shall be transferred to the parish of *............................*

*s.31(1)(c)*

1. The areas of the parishes of ............................ ; ............................ ; and ............................ ; shall be altered in the manner described in the Schedule below and shown on the annexed map.

*OR*

2. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order (see note below) prepared in pursuance of these proposals.

*s.14(2)*

SCHEDULE

1. All that part of the parish of ............................ which is hatched and lettered " " on the annexed map shall be transferred to the parish of ............................

2. All that part of the parish of ............................ which is hatched and lettered " " on the annexed map shall be transferred to the parish of ............................

3. All that part of the parish of ............................ which is hatched and lettered " " on the annexed map shall be transferred to the parish of ............................

4. All that part of the parish of ............................ which is hatched and lettered " " on the annexed map shall be transferred to the parish of ............................

***NOTE FOR DMPC SECRETARY***

A pastoral scheme (rather than an order) is required if a church used for public worship is situated within any of the areas to be transferred.

*s.51(a)*

**P239 -** **PROPOSALS FOR THE ALTERATION OF DEANERIES**

***Example A - the transfer of a benefice and its constituent parishes from one deanery to another***

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for transferring the benefice of* .................... *and its constituent parishes from the deanery of* .................... *to the deanery of* .................... *in the archdeaconry of* .................... |

**Alteration of deaneries**

1. The parish of ....................[, the parish of ....................] [and the parish of ....................] , being the parish[es] which comprise[s] the area of the benefice of .................... in the deanery of .................... and the archdeaconry of ...................., shall be transferred to the deanery of .................... in the [same archdeaconry] [archdeaconry of ....................].

*s.33(a)*

2. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals.

*s.14(2)*

***Example B - dissolution of a deanery and the creation of two new deaneries***

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the dissolution of the deanery of* .................... *in the archdeaconry of* .................... *and the creation of two new deaneries of* .................... *and* .................... *in the same archdeaconry.* |

1. The deanery of .................... in the archdeaconry of .................... shall be dissolved.

2. A new deanery to be named "The Deanery of ...................." shall be created which shall belong to the archdeaconry of .................... and shall comprise the parishes specified in Part I of the Schedule hereto.

3. A new deanery to be named "The Deanery of ...................." shall be created which shall belong to the archdeaconry of .................... and shall comprise the parishes specified in Part II of the Schedule hereto.

4. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals.

***Example C - union of two deaneries***

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the union of the deanery of* .................... *and the deanery of* .................... *in the archdeaconry of* ....................*.* |

1. The deanery of .................... and the deanery of .................... in the archdeaconry of .................... shall be united to create a new deanery which shall be named "The Deanery of ...................." and shall belong to the archdeaconry of ....................

2. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals.

***Example D - alteration of name of deanery***

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the name of the deanery of* .................... *in the archdeaconry of* .................... *to be changed to "* ....................*".* |

1. The name of the deanery of .................... in the archdeaconry of .................... shall be altered to "The Deanery of ....................".

2. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals.

**NOTE:** Proposals may, of course, include any combination of the above examples.

**P238 - PLURALITIES**

***Example A - providing for a new plurality***

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for:** *the benefice of ................. and the benefice of ..................... to be held in plurality*
* *the appointment of the first incumbent of the plurality*
* *his/her parsonage house to be that of the benefice of ......................*
* *the disposal of the parsonage house of the benefice of ......................*
* *the future patronage arrangements for the plurality*.
 |

**Holding of benefices in plurality**

1. The benefice of .................. and the benefice of .....................(see note 1) shall be held in plurality by one incumbent (see note 2).

*s.32*

**Designation of first incumbent of plurality**

*OPTIONAL*

2. If immediately before an order prepared in pursuance of these proposals comes into operation the Reverend ....................... holds an ecclesiastical office in [either] [any] of the benefices referred to in clause 1 hereof [he][she] shall be the first incumbent of the benefices so held in plurality. (see note 3)

*s.38(3)*

**Place of residence**

3. The incumbent shall reside in the parsonage house of the benefice of ...................

*s.45(1)(a)*

**[Transfer] [Disposal] of parsonage house**

*OPTIONAL*

4. The parsonage house of the benefice of .................... shall be transferred to the .................... Diocesan Board of Finance [for] [[parochial][diocesan]] purposes] [disposal] [the …………. Diocesan Parsonages Board for the purposes of its functions under the Ecclesiastical Offices (Terms of Service) Measure 2009] [as diocesan glebe]. (see note 4)

*s.45 (1)(d or (e)*

**Patronage**

5. The right of presentation (see note 5) to the benefices so held in plurality (and for the duration only of the plurality) shall [on each occasion be exercised jointly by the patrons of [both][all the] benefices] [be exercised by the patrons of the benefices alternately, the patron of the benefice of .................. having the first turn] [be exercised in turns as follows ....................]

*s.46(5)*

**Coming into effect of these proposals**

6. These proposals shall take effect [upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals] [or upon the date upon which the benefice of .................... becomes vacant, whichever is the later] **[**provided that if the Reverend .................... is then [incumbent of] [licensed to serve as priest-in-charge of] the benefice of .................... the plurality shall take effect six months thereafter, or upon the date of his [vacation][ceasing to be so licensed] if that shall occur earlier ***DISPOSSESSION CASE ONLY - SEE Para* 4.12 of the Code of Practice**(see note 6)**]**. [

*s.14(2)*

***NOTES FOR DMPC SECRETARY***

*1. A plurality may be established for any number of benefices.*

*2. The plurality will continue in force, notwithstanding the occurrence of any vacancy, unless the order otherwise provides (but see note for DMPC Secretary at the foot of the page).*

*3. If there is not a prospective incumbent of the plurality (e.g. the diocese does not wish an existing priest-in-charge to become an incumbent), clause 2 should be deleted and the first incumbent appointed under the provisions of the Patronage (Benefices) Measure 1986. The first incumbent may also be "selected" - see Chapter 4.11(a) of the Code of Practice - although this is rare.*

*4. The proposals should generally make provision for any parsonage houses in the benefices which are no longer required for such use (see Chapter 10.21of the Code of Practice).*

*5. See the Code of Practice if the Crown is the patron of any one of the benefices.*

*6. A scheme would be required in a case involving the dispossession of an incumbent (but not of a priest-in-charge).*

*7. A team ministry established or to be established for the area of one of the benefices to be held in plurality may be extended (by scheme) to the other benefice(s)(s.34(14)).*

***Example B - termination of a plurality***

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the termination of the plurality established by virtue of the draft order/scheme dated .................... for the benefice of ................. and the benefice of .....................*  |

**Termination of plurality**

1. The plurality established by the *...................* order/scheme shall hereby be terminated.

*s.53(1)/(2)*

**Coming into effect of these proposals**

2. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals.

*s.14(2)*

***NOTE FOR DMPC SECRETARY***

*In practice the termination of a plurality will generally be the first clause of a scheme providing for further pastoral reorganisation. If no other reorganisation is being contemplated it would be preferable for the plurality to be terminated by the Bishop, without the need for a scheme or order, under the provisions of s.32(2)(a). It should also be noted that any of the PCCs concerned has the power, under s.32(2)(b), to terminate the plurality on a vacancy.*

**P251 -** **PROPOSALS FOR THE AMENDMENT OF TEAM MINISTRIES**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for:** *the number of vicars in the team ministry established in 19xx/20xx for the area of the [new] benefice of X to be [increased][reduced] from [ ] to [ ]*
* *the rector to be presented by [ ]*
* *the vicar[s] to be chosen by [ ]*
* *a Team Ministry Patronage Board.*
 |

1. By virtue of a Scheme made by the Church Commissioners in pursuance of the [Pastoral Measure 1968/1983][Mission and Pastoral Measure 2011] on .............. the ……….. day of [19..][20..] ("the [19xx] [20..] Scheme") a team ministry was established for the [new] benefice of X in the diocese of Y;

2. The [19xx] [20xx] Scheme shall be amended as follows:

**Increasing/reducing the number of vicars**

 (a) in clause [ ] the words "and [ ] other minister[s], [who] [each of whom] shall have the title of vicar" shall be replaced by the words "and [ ] other minister[s], [who] [each of whom] shall have the title of vicar";

*s.36(1)(b)/*

*s51(e)(iii)*

**Amending the patronage of the benefice to provide for a team ministry patronage board**

 (b) clause [ ] shall be deleted and the following shall be substituted:

*s.36(1)(c)/*

*s51(e)(iv)*

 "[ ]. Subject to clause [ ] hereof, the rector shall be presented by a patronage board constituted in accordance with the provisions of the Schedule hereto.

**Providing for the vicar[s] to be chosen by the patronage board**

 (e) clause [ ] shall be deleted and the following shall be substituted:

*s.36(1)(d)/*

*s51(e)(iv)*

 "[ ]. Subject to clause [ ] hereof, the vicar[s] in the team ministry shall be chosen by the patronage board constituted in accordance with the provisions of the Schedule hereto."

**Amending the housing arrangements for the vicars** *(if the number of vicars is being altered)*

 (f) clause [ ] shall be deleted and the following shall be substituted:

*s.45(1)(b)/*

*s51(h)*

 "[ ]. Subject to the direction of the Bishop, the vicar[s] in the team ministry shall [severally] reside in [such conveniently situated house[s] as may, with the Bishop's approval, be provided] [:-

 (a) [the house and premises known as ];

 (b) [the house and premises known as ];

 (c) such other conveniently situated house [or houses] as may, with the Bishop's approval, be provided [in addition thereto or] in substitution therefor].";

**Constitution of the patronage board**

 (g) After clause [ ] the following shall be inserted:

*Sch. 3,*

*Para. 1(1) and (4)*

"SCHEDULE

Constitution of the Patronage Board

*(see P250 for sample clauses)*"

2. These proposals shall take effect upon the first day of the month following the date of the making by the Bishop of a pastoral order prepared in pursuance of these proposals.

*s.14(2)*

***NOTE FOR DMPC SECRETARY***

This example includes all the most common types of amendments to team ministries.

**P253 PROPOSALS FOR THE TRANSFER OF A PARISH**

**FROM ONE BENEFICE TO ANOTHER**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the transfer of the parish of .................... in the benefice of .................... to the benefice of .................... and for the consequential amendment of benefice name(s) [and patronage].[It also provides for the designation of the incumbent of the benefice of Y – only the benefice receiving the parish can have an incumbent designated to it]* |

**Transfer of parish and alteration of benefice name(s)**

1. The parish of ...................., being one of the constituent parishes of the benefice of .................... (the name of which shall be altered to "The Benefice of ...................."), shall be transferred to the benefice of .................... (the name of which shall be altered to "The Benefice of ....................") and shall continue distinct as one of the parishes which comprise the area of that benefice.

*s.31(1)(c)/*

*s.31(2)*

*You can only designate an incumbent to the benefice receiving the parish*

**Designation of incumbent**

2. If immediately before this Scheme comes into operation the Reverend [ ] holds an ecclesiastical office in the benefice of … [he][she] shall be the incumbent of the said benefice.

*s.38(2)*

**Transfers of patronage – please note that the written consents of all the affected patrons will be required ahead of your consulting the other interested parties. No written consent = the matter needing to be dealt with in a different way for which please speak to your usual contact at the Commissioners.**

*For benefice losing a patron)*

3. (1) A share of the patronage of the benefice of ...................., which patronage is now exercisable [jointly by ....................] [alternately by ....................] [\* in a recurring series of three successive turns of which .................... has the first and second turns and .................... has the third turn], shall hereby be transferred to and vested in .................... to the end that [the sole right of presentation to the said benefice shall henceforth vest in the said ....................][the right of presentation to the said benefice shall henceforth be exercisable [jointly by ....................] [alternately by ....................] [\* in a recurring series of .................... successive turns of which .................... has the first and second turns and .................... has the third turn].

*s.46(1)*

*\* amend as*

*necessary*

 (2) A share of the patronage of the benefice of ...................., which patronage is now [vested in ....................] [exercisable jointly by ....................] [exercisable alternately by ....................] [\* exercisable in a recurring series of three successive turns of which .................... has the first and second turns and .................... has the third turn], shall hereby be transferred to and vested in .................... to the end that the right of presentation to the said benefice shall henceforth be exercisable [jointly by ....................] [alternately by ....................] [\* in a recurring series of .................... successive turns of which .................... has the first and second turns and .................... has the third turn].

*For benefice gaining a patron)*

**Coming into effect of these proposals**

4. These proposals shall take effect [upon the first day of the month following the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals] [or upon the date upon which the benefice of .................... becomes vacant, whichever is the later].

*s.14(2)*

***NOTE FOR DMPC SECRETARY***

*Clauses 3(1) and/or (2) may not be needed. If, however, either or both are required, the written consent of the patrons concerned* ***must*** *be obtained before these clauses can be included in a pastoral scheme. If this is likely to cause a problem you will need to consider either (i) creating a new benefice out of the parish to be transferred and immediately uniting it with the relevant benefice or (ii) dissolving both benefices and creating new ones.*

***Example B - the transfer of a parish from one benefice to another when it is required to designate incumbents to both benefices concerned and/or when any change in the patronage of both benefices does not have the written consent of the patrons***

**Dissolution of benefices**

1. The benefice of *..................*.. and the benefice of .................... shall both be dissolved.

**Creation of new benefices**

*Now create two new benefices - see P245.*

*NB Drafting in this way may lead to the technical (or actual) dispossession of incumbents, team vicars or other common tenure office-holders. The consequences f this are reflected in the draft proposals in P245*

**P245A -** **PROPOSALS FOR THE CREATION OF A NEW BENEFICE AND/OR PARISH**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**Creation of new benefice and parish:** *These draft proposals provide for:*
* *the creation of a new benefice and parish of* .................... *in the area of the benefice of* ....................
* *the [prospective] parish church of the new parish*
* *the appointment of the first incumbent of the new benefice and his/her place of residence*
* *the future patronage arrangements for the new benefice*
* *changing the name of the benefice and parish of* .................... *to* ....................

*Creation of new parish:**These draft proposals provide for the creation of the new parish of* .................... *in the area of the benefice of* .................... *and for the [prospective] parish church of the new parish.* |

**Creation of new benefice and parish**

1. A new benefice which shall be named "The Benefice of ...................." shall be created, and the area of the new benefice, which shall constitute a new parish and be named "The Parish of ....................", shall be all [that] [those] part[s] of the parish[es] of .................... which [is] [are] hatched [and lettered " "] on the annexed map.

*s.31(1)(a)*

**Creation of new parish**

*OR*

1. A new parish which shall be named "The Parish of ...................." shall be created within the area of the benefice of ...................., and the area of the new parish shall be [all [that] [those] part[s] of the parish[es] of .................... which [is] [are] hatched [and lettered " "] on the annexed map.

**Alteration of name**

2. The name of the benefice and parish of .................... shall be altered to "The Benefice (or Parish) of ....................".

*s.31(2)*

2. (1) The name of the benefice of .................... shall be altered to "The Benefice of ....................".

*OR*

 (2) The name of the parish of .................... shall be altered to "The Parish of ....................".

**Parish church**

3. The church of .................... within the area of the new parish, which church has been approved by the Bishop, after consultation with the Diocesan Advisory Committee and the Diocesan Mission and Pastoral Committee, as suitable to be a parish church and has been consecrated, shall be the parish church of the new parish.

*s.41 & s.31(4)*

3. If upon the date on which a scheme prepared in pursuance of these proposals comes into operation the church of .................... within the area of the new parish, which church has been consecrated, has been approved by the Bishop, after consultation with the Diocesan Advisory Committee and the Diocesan Mission and Pastoral Committee, as suitable to be a parish church it shall be the parish church of the new parish; but if upon that date it has not been so approved it shall become the parish church as from the date of such approval.

*OR*

3. If upon the date on which a scheme prepared in pursuance of these proposals comes into operation the church of .................... within the area of the new parish, which church has been approved by the Bishop, after consultation with the Diocesan Advisory Committee and the Diocesan Mission and Pastoral Committee, as suitable to be a parish church, has been consecrated it shall be the parish church of the new parish; but if upon that date it has not been consecrated it shall become the parish church as from the date upon which it is consecrated.

*OR*

3. If upon the date on which a scheme prepared in pursuance of these proposals comes into operation the church of .................... within the area of the new parish has been approved by the Bishop, after consultation with the Diocesan Advisory Committee and the Diocesan Mission and Pastoral Committee, as suitable to be a parish church and has been consecrated, it shall be the parish church of the new parish; but if upon that date it has been neither so approved nor consecrated it shall become the parish church as from the date upon which it shall have been both approved and consecrated.

*OR*

**Archdeaconry and deanery**

4. The new [benefice] [and] [[its constituent] parish] shall belong to the archdeaconry of .................... and the deanery of ....................

*s.33(b)*

**Designation of first incumbent**

5. If immediately before a scheme prepared in pursuance of these proposals comes into operation the Reverend .................... holds an ecclesiastical office in the benefice of …. [he][she] shall be the first incumbent of the new benefice.

*s.38(1)*

**Place of residence**

6. The parsonage house of the benefice of .................... shall be vested in the incumbent of the new benefice in his/her corporate capacity as his/her official residence.

*s.45(1)(c)*

6. The house and premises known as .................... [(situated on diocesan glebe land)]vested in the …..Diocesan Parsonages Board for the purpose of its functions under the Ecclesiastical Offices (Terms of Service) Measure 2009], together with the site and appurtenances thereof and the grounds usually occupied and enjoyed therewith, shall be transferred from the .................... Diocesan [Board of Finance][Parsonages Board] to the incumbent of the new benefice in his/her corporate capacity as his/her official residence.

*OR*

**Patronage**

7. [The patronage of the new benefice shall be vested in ...................] [The right of presentation to the new benefice shall be exercised [jointly by] [in turns as follows] ] .......................

*s.46(2)*

**Coming into effect of these proposals**

8. These proposals shall take effect upon the first day of the month following the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

***NOTES:*** *(for inclusion in the relevant circumstances)*

1. It is intended that the house known as .................... will be the parsonage house of the proposed new benefice. The transfer of this house into benefice ownership will be dealt with after the coming into operation of a pastoral scheme prepared in pursuance of these proposals.

2. It is [also] intended that the church of .................... shall be licensed by the Bishop as the parish centre of worship.

3. A new church of .................... is shortly to be constructed] [is currently being constructed] and it is intended that it should become the parish church of the new parish. There is no need to mention this in these draft proposals as the new church would automatically become the parish church if and when approved as suitable in that respect by the Bishop, after consultation with the Diocesan Advisory Committee and the Diocesan Mission and Pastoral Committee, and consecrated.

**P245B -** **PROPOSALS FOR THE UNION OF BENEFICES/PARISHES/DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for:** *the union of the benefice of .................... and the benefice of .................... [and their constituent parishes][(their constituent parishes to remain distinct)*
* *the appointment of the Reverend .................... as first incumbent of the new benefice*
* *his/her parsonage house to be that of the benefice of ....................*
* *the disposal of the parsonage house of the benefice of ....................*
* *the future patronage arrangements for the new benefice*
* *the church of .................... in the parish of..................... to be closed for regular public worship*
 |

**Union of benefices [and parishes]**

1. [(1)] The benefice of .................... and the benefice of .................... shall be united to create a new benefice which shall be named "The Benefice of .................... "**{**, and the area of the new benefice shall comprise the parish of .................... and the parish of ...................., which parishes shall continue distinct**}**.

*s.31(1)&(2)*

 **{**(2) The parish of .................... and the parish of .................... shall also be united to create a new parish which shall be named "The Parish of ...................." and shall comprise the area of the new benefice.**}**

*s.31(3)*

**Parish church[es]**

2. [(1)] The parish church(es) of the new parish shall be the church(es) of .................... [and ....................].

*s.41*

OR

 (1) All the parish churches of the parishes referred to in clause x(x) hereof shall be parish churches of the new parish.

 [(2)] The church of ...................., being a [parish church of] [chapel of ease in] the parish of ...................., shall [become a chapel of ease] [be to be closed for regular public worship].**}**

*s.41/42*

**Archdeaconry and deanery**

3. The new benefice [and parish] [and its constituent parishes] shall belong to the archdeaconry of .................... and the deanery of ....................

*s.33(b)*

**Designation of first incumbent**

4. If immediately before a scheme prepared in pursuance of these proposals comes into operation the Reverend .................... holds an ecclesiastical office in [either] [any] of the benefices referred to in clause 1 hereof [he][she] shall be the first incumbent of the new benefice.

*s.38(1)*

**Assistant curates: consequential provision**

5. If immediately before a scheme prepared in pursuance of these proposals comes into operation the Reverend …………………. holds the office of assistant curate (however described) in [either] [any] of the [benefices] [parishes] referred to in clause 1 hereof he shall, in consequence of the union of [benefices] [parishes] effected by the scheme hold that office subject to the same terms of service in the new [benefice] [parish of …].

**Representation of the laity**

*OPTIONAL*

6. The Bishop may by Instrument under [his][her] hand make provision for ensuring that the congregation of every church or place of worship in the new parish of .................... will have its own elected representatives of the laity on the parochial church council of that parish.

*Sch. 3,*

*para. 10(1)*

**Place of residence**

7. The parsonage house of the benefice of .................... shall be the place of residence of the incumbent of the new benefice.

*s.45(1)(a)*

**[Transfer] [Disposal] of parsonage house**

8. The parsonage house of the benefice of .................... shall be transferred to the .................... Diocesan Board of Finance [for] [[parochial][diocesan]] purposes] [disposal] [as diocesan glebe]. [the ……. Diocesan Parsonages Board for the purposes of its functions under the Ecclesiastical Offices (Terms of Service) Measure 2009]

*s.45(1)(d) or (e)*

**Disposal of proceeds of sale of former parsonage house**

9. The moneys held by the [ ] Diocesan Board of Finance arising from the disposal of the former parsonage house of the benefice of .................... shall be [held for parsonage house purposes for the new benefice] [applied towards ....................] [paid into the .................... Diocesan Pastoral Account].

*s.47 (5)*

**Patronage**

10. [The patronage of the new benefice shall be vested in ....................] [The right of presentation to the new benefice shall be exercised [jointly by] [in turns as follows] ] ....................

*s.46(2)*

**Coming into effect of these proposals**

[11. These proposals shall take effect upon the first day of the month following the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.]

[11. If upon the date on which any Scheme arising from these proposals is made no person, other than the person referred to in clause […] or a person referred to in clause [4A] hereof, holds an ecclesiastical office under Common Tenure and is in receipt of a stipend or other emoluments of office including accommodation in any benefice [or parish] which will be dissolved by the Scheme, the Scheme shall come into operation on the first day of the month following the said date; but if on the said date any person, other than the person referred to in clause […], or a person referred to in clause [4A], hereof, holds such an office the Scheme shall come into effect six months thereafter or on such earlier date on which all such offices have been vacated.]

*s.39(3)*

*s.14(2)*

***NOTES:***

*Clause 1*

The church of .................... and the church of .................... shall [both] [each] remain the parish church of [their] [its] respective [parishes] [parish].

*Clause 6*

The Mission and Pastoral Measure stipulates that any provision for the representation of the laity shall cease to have effect not later than five years from the date on which these proposals come into effect. It would, however, be possible under the Church Representation Rules to make a similar provision for an unlimited period.

*Sch.3,*

*para*

*10(2)*

*Clause 11*

Coming into effect clause

Under the provision of s39(3) of the Mission and Pastoral Measure 2011 it is mandatory for a Pastoral Scheme which would have the effect of causing any ecclesiastical office held under Common Tenure the holder of which is in receipt of a stipend and/or accommodation to cease to exist to include the provision in clause […] delaying the coming into effect of the Scheme for up to six months after it is made. This is to give such an office holder who would be dispossessed an opportunity to find another post before the Scheme takes effect. For the avoidance of doubt this provision is included in all cases where the possibility of such dispossession could arise but the six month delay provision will only become operative if someone in receipt of a stipend and/or accommodation, other than such a person who is named in the Scheme as the first holder of a new office or as holding office as assistant curate in a new benefice or parish in consequence of the Scheme, is actually in post on the day the Scheme is made.**P246 - PROPOSALS FOR THE UNION OF PARISHES AND/OR A DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for:** *the union of the parish of* .................... *and the parish of* .................... *in the area of the benefice of* ....................
* *the parish church of the parish of* .................... *to be the parish church of the new parish*
* *the parish church of the parish of* .................... *to be [a chapel of ease in the new parish] [closed for regular public worship].*
 |

**Union of parishes**

1. The parish of .................... and the parish of ...................., being [...... of] the ....... parishes [which comprise] [within] the area of the benefice of ...................., shall be united to create a new parish which shall be named "The Parish of ....................".

*s.31(1)(a)*

**Parish church[es]**

*s.41(1)(a)*

2. [(1)] The church of ....................[and the church of ....................], being [one of] the parish church[es] of the parish of ...................., [and the church of ...................., being [one of] the parish church[es] of the parish of ....................,] shall [both] [all] be [the] parish church[es] of the new parish.

OR

 (1) All the parish churches of the parishes referred to in clause x(x) hereof shall be parish churches of the new parish.

 [(2)] The church of ....................[and the church of ....................], being [a] parish church[es] of the parish of .................... shall, upon the date on which a pastoral scheme prepared in pursuance of these proposals comes into operation, become [a] chapel[s] of ease.

*s.41(1)(b)*

**Archdeaconry and deanery**

3. The new parish shall belong to the archdeaconry of .................... and the deanery of ....................

*s.33(b)*

**Assistant curates: consequential provision**

4. If immediately before a scheme prepared in pursuance of these proposals comes into operation the Reverend …………………. holds the office of assistant curate (however described) in [either] [any] of the parishes referred to in clause 1 hereof [he][she] shall, in consequence of the union of [parishes] effected by the scheme hold that office subject to the same terms of service in the new parish of ….

**Representation of the laity**

*OPTIONAL*

5. The Bishop may by Instrument under [his][her] hand make provision for ensuring that the congregation of every church or place of worship in the new parish will have its own elected representatives of the laity on the parochial church council of the new parish.

*Sch. 3,*

*para. 10(1)*

**Declaration of closure for regular public worship**

6. The church of ...................., [being [one of] the parish church[es] of the parish of ....................] [being a chapel of ease in the parish of ....................], shall be to be closed for regular public worship.

*s.42*

**Coming into effect of these proposals**

]7. These proposals shall take effect upon the first day of the month following the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.]

[7. These proposals shall take effect upon such date or dates as the Church Commissioners, after consultation with the Bishop, shall determine following the date of the making of a pastoral scheme prepared in pursuance of these proposals.]

*s.14(2)*

***NOTES:***

*Clause 5*

The Mission and Pastoral Measure stipulates that any provision for the representation of the laity on the parochial church council shall cease to have effect not later than five years from the date on which the scheme uniting the parishes comes into effect. It would, however, be possible under the Church Representation Rules to make a similar provision for an unlimited period.

*Clause 6*

These proposals, if implemented by a pastoral scheme, would have the effect of closing ....................Church for public worship and vesting it in the ....................Diocesan Board of Finance for care and maintenance pending a decision on its future. Any such decision would be the subject of a second scheme, called a Pastoral (Church Buildings Disposal) Scheme, which would be prepared and published by the Church Commissioners, and with regard to which an opportunity would be given for representations to be made.

***NOTE FOR DMPC SECRETARY***

*It is important in respect of any proposed declaration of closure for regular public worship that these proposals make no reference to the possible future of the church, particularly the option of demolition, as this could prejudice the consideration by the Commissioners of any representations against the closure for public worship aspect. (See P255 for cases being dealt with under s.59 where formal proposals for the church's future, other than demolition, are available.*)

**P240 -** **PROPOSALS FOR THE DISPOSAL OF A CHURCHYARD OR OTHER CONSECRATED GROUND TO USE BY THE PCC**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the transfer of part of the churchyard of the church of* .................... *in the parish of* .................... *to the* .................... *DBF on behalf of the PCC for* .................... |

1. That part of the [churchyard of the church of ....................][burial ground] in the parish of .................... shown hatched on the attached plan shall be appropriated to use by .................... PCC for any ecclesiastical purpose affecting the parish.

*s.44(1)*

2. The appropriation shall be subject to section 78 of the Mission and Pastoral Measure 2011 relating to human remains and memorials (if any).

*s.78(1) &*

*Sch. 6*

3. The land shall vest in the .................... Diocesan Board of Finance in trust for the PCC as if acquired under section 5 of the Parochial Church Councils (Powers) Measure 1956.

4. The legal effects of consecration and, in particular, the jurisdiction of any court or person with respect to the granting of faculties shall cease to apply in relation to the land.

*s.44(5) &*

*s.74(1)(a)*

5. These proposals shall take effect upon [the first day of the month following] the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

***NOTES FOR DMPC SECRETARY***

*1. The proposals should be accompanied by an accurate scale plan showing the area of the churchyard or burial ground which is to be the subject of the pastoral scheme.*

*2. The Commissioners will need to know whether any rights of way or other easements for the benefit of the church, churchyard or other retained church property are to be reserved over the land to be appropriated or whether any similar rights over the retained churchyard land or burial ground are to be included with the property appropriated. Whenever possible, these should be shown on the plan which accompanies the proposals.*

*3. The Commissioners will also need to know whether any service rights will be needed to enable services to be provided to any proposed new building from the church or churchyard. Any rights needed would be restricted to the DBF on behalf of the PCC as it would be more appropriate for any future non-church owner of the property to obtain such rights under faculty.*

*4. The Commonwealth War Graves Commission will also wish to be advised by the diocese whether there are any plaques, war memorials or special dedications to war casualties or servicemen in the churchyard or burial ground which are likely to be affected by the scheme. If there is such a plaque or memorial, the Commissioners should be advised to whom or what it is dedicated and be provided with any details of such special dedication. (See question 7 on form P20.)*

**P242 -** **PROPOSALS FOR THE DISPOSAL OF A CHURCHYARD OR OTHER CONSECRATED GROUND TO USE AS A PARSONAGE**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the transfer of part of the churchyard of the church of* .................... *in the parish of* .................... *to the incumbent of the benefice of* .................... *to use as a parsonage site.* |

1. That part of the [churchyard of the church of ....................] [burial ground] in the parish of .................... shown hatched on the attached plan shall be appropriated to use as [[part of] a site for a] [an addition to the site of the] parsonage house for the incumbent of the benefice of ....................

*s.44(1)*

2. The appropriation shall be subject to section 78 of the Mission and Pastoral Measure 2011 relating to human remains and memorials (if any).

*s.78(1) &*

*Sch. 6*

3. The land shall vest in the incumbent in [his][her] corporate capacity for such use.

4. The legal effects of consecration and, in particular, the jurisdiction of any court or person with respect to the granting of faculties shall cease to apply in relation to the land.

*s.44(5) &*

*s.74(1)(a)*

5. These proposals shall take effect upon [the first day of the month following] the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

***NOTES FOR DMPC SECRETARY***

*1. The proposals should be accompanied by an accurate scale plan showing the area of the churchyard or burial ground which is to be the subject of the pastoral scheme.*

*2. The Commissioners will need to know whether any rights of way or other easements for the benefit of the church, churchyard or other retained church property are to be reserved over the land to be appropriated or whether a right of way over the retained churchyard land or burial ground is to be included with the property appropriated. Whenever possible, these should be shown on the plan which accompanies the proposals. No other rights should be granted. If rights to lay, maintain or use services are required, these should be dealt with by faculty because of the possibility that the house might be acquired eventually by a non-church party.*

*3. The Commonwealth War Graves Commission will also wish to be advised by the Commissioners whether there are any plaques, war memorials or special dedications to war casualties or servicemen in the churchyard or burial ground which are likely to be affected by the scheme. If there is such a plaque or memorial, the Commissioners should be advised to whom or what it is dedicated and be provided with any details of such special dedication.* *(See question 7 on form P20.)*

**P241 -** **PROPOSALS FOR THE DISPOSAL OF A CHURCHYARD OR OTHER CONSECRATED GROUND TO A THIRD PARTY**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the transfer of part of the churchyard of the church of* .................... *in the parish of* .................... *to the* .................... *DBF for sale [for* ....................*] and for the application of the net sale proceeds.* |

1. That part of the [churchyard of the church of ....................][burial ground] in the parish of .................... shown hatched on the attached plan shall be appropriated to use [for ***insert description***][for any purpose for which planning permission is obtained].

*s.44(1)*

2. The appropriation shall be subject to section 78 of the Mission and Pastoral Measure 2011 relating to human remains and memorials (if any).

*s.78(1) &*

*Sch. 6*

3. The land shall vest in the .................... Diocesan Board of Finance for disposal for the said use.

4. The legal effects of consecration and, in particular, the jurisdiction of any court or person with respect to the granting of faculties shall cease to apply in relation to the land.

*s.44(5) &*

*s.74(1)(a)*

5. The net sale proceeds arising from any disposal of the land shall be [paid into the Diocesan and Mission Pastoral Account][held by the DBF on trust for the PCC][paid to the PCC for any ecclesiastical purpose affecting the parish][applied to ***specify purpose***] ***- see Chapter* 9.15 of the Code of Practice**.

6. These proposals shall take effect upon [the first day of the month following] the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

***NOTES FOR DMPC SECRETARY***

*1. The proposals should be accompanied by an accurate scale plan showing the area of the churchyard or burial ground which is to be the subject of the pastoral scheme.*

*2. The Commissioners will need to know whether any rights of way or other easements for the benefit of the church, churchyard or other retained church property are to be reserved over the land to be appropriate or whether a right of way over the retained churchyard or burial ground is to be included with the property appropriated. Whenever possible, these should be shown on the plan which accompanies the proposals.*

*3. The Commonwealth War Graves Commission will also wish to be advised by the diocese whether there are any plaques, war memorials or special dedications to war casualties or servicemen in the churchyard or burial ground which are likely to be affected by the scheme. If there is such a plaque or memorial, the Commissioners should be advised to whom or what it is dedicated and be provided with any details of such special dedication. (See question 7 on form P20.)*

**P250 -** **PROPOSALS FOR UNION OF BENEFICES AND THE ESTABLISHMENT OF A TEAM MINISTRY**

*NOTE: Where it is proposed to form a team ministry only for an existing benefice these proposals will start from clause 4.*

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for:** *the union of the benefice of ……. and the benefice of ……… [and their constituent parishes] [(their constituent parishes to remain distinct)]*
* *the establishment of a team ministry for the benefice of* ....................
* *the cure of souls to be shared by a team rector and [ ] team vicar[s]*
* *the appointment of the Reverend* .................... *as team rector and the Reverend* .................... *as [one of the] team vicar[s]*
* *the housing arrangements for the team*
* *the future patronage arrangements for the benefice.*
 |

**Union of benefices [and parishes]**

1. [(1)] The benefice of .................... and the benefice of .................... shall be united to create a new benefice which shall be named "The Benefice of .................... "**{**, and the area of the new benefice shall comprise the parish of .................... and the parish of ...................., which parishes shall continue distinct**}**.

*s.31(1)&(2)*

 **{**(2) The parish of .................... and the parish of .................... shall also be united to create a new parish which shall be named "The Parish of ...................." and shall comprise the area of the new benefice.**}**

*s.31(3)*

**Parish church[es]**

2. [(1)] The parish church(es) of the new parish shall be the church(es) of .................... [and ....................].

*s.41*

 [(2)] The church of ...................., being a [parish church of] [chapel of ease in] the parish of ...................., shall [become a chapel of ease] [be to be closed for regular public worship].**}**

*s.41/42*

**Archdeaconry and deanery**

3. The new benefice [and parish] [and its constituent parishes] shall belong to the archdeaconry of .................... and the deanery of ....................

*s.33(b)*

**Establishment of team ministry**

4. (1) A team ministry [(to be known as "The .................... Team Ministry”) *if different to name of benefice*] shall be established for the area of the benefice.

*S 34(1)*

 (2) The cure of souls in that area shall be shared by the incumbent of the benefice, whose office shall be that of rector in the team ministry, and .................... other minister[s], [who] [each of whom] shall have the title of vicar and a status equal to that of an incumbent of a benefice.

*s.34(1)(a)*

 (3) That area shall be in the pastoral care of those who are to share the cure of souls therein together with all other persons who are from time to time authorised by a provision contained in a licence or permission of the Bishop to serve in that area as members of the team.

*s.34(1)(b)*

*It is now possible to have the Bishop select the first team rector- use an adapted version of the wording for the ‘selection of tbe first incumbent’ from P260*

**The office of rector in the team ministry**

5. If immediately before the scheme establishing the team ministry comes into operation the Reverend .................... holds an ecclesiastical office in [either] [any] of the benefices referred to in clause 1 hereof he shall be the first rector.

*s.34(2)/(4)*

**Presentation of rector**

6. The rector shall be collated by the Bishop as the sole patron of the benefice.

*Sch. 3,*

*para. 1(2)*

6. [Subject to clause 5 hereof, the][The] rector shall be presented by a patronage board [(to be known as "The .................... Patronage Board") *if different to name of benefice*] constituted in accordance with the provisions of the Schedule hereto. (see note 2)

*OR*

*Sch. 3,*

*para. 1(4)*

6. [Subject to clause 5 hereof, the] [The] rector shall be presented by the .................... Diocesan Board of Patronage (see note 2) [, and the following shall be entitled to attend and vote at the sittings of the Board at which the persons to be presented are considered and chosen:-

*OR*

*Sch. 3,*

*para. 1(11)*

(a) ....................

(b) ....................

(c) ....................].

*NB: These three options are the only ones available, except where the patronage is wholly or partly vested in the Crown in which case see Chapter 11 of the Code of Practice.*

**The office[s] of vicar in the team ministry**

7. (1) [Subject to clause 8 hereof, the] [The] vicar[s] in the team ministry shall [also] be chosen by [the patronage board constituted in accordance with the provisions of the Schedule hereto] [the .................... Diocesan Board of Patronage] [including those persons named in clause 7 hereof as being entitled to attend and vote at sittings of the Board] [the Bishop and the rector jointly]. (see notes 4-6)

*Sch. 3,*

*paras.*

*2(1)-(4)*

 (2) The licence of the Bishop under [his][her] episcopal seal appointing the holder thereto may (subject to variation or revocation of any such provision with the consent of the rector and the vicar by subsequent licence under seal) -

*s.34(7)*

(a) assign to [a] [the] vicar a special cure of souls in respect of a part of the said area and, if appropriate, the name of vicar of a church in that part;

(b) assign to [a] [the] vicar a special responsibility for a particular pastoral function;

(c) provide that any such special cure or responsibility shall be independent of the rector's general responsibility;

(d) assign to [a] [the] vicar a general responsibility to be shared with the rector for the cure of souls in the said area as a whole.

7. If immediately before the scheme establishing the team ministry comes into operation the Reverend .................... holds an ecclesiastical office in the benefice of … [he] [she] shall be the first holder of [one of] the office[s] of vicar in the team ministry.

*s.34(4)*

7. If immediately before the scheme establishing the team ministry comes into operation either of the following, the Reverend .................... and the Reverend ....................., holds an ecclesiastical office in the benefice of … he [or she] shall hold office as vicar in the team ministry.

*OR*

7. If immediately before the scheme establishing the team ministry comes into operation any one or more of the following, the Reverend ...................., the Reverend .................... and the Reverend ...................., holds an ecclesiastical office in the area of the benefice, he [, she] (or they) shall hold office as vicar (or vicars) in the team ministry.

*OR*

**Assistant curates: consequential provision**

8. If immediately before a scheme prepared in pursuance of these proposals comes into operation the Reverend …………………. holds the office of assistant curate (however described) in [either] [any] of the [benefices] [parishes] referred to in clause 1 hereof he shall,

in consequence of the union of [benefices] [parishes] effected by the scheme hold that office subject to the same terms of service in the new [benefice] [parish of …].

**Representation of the laity**

*OPTIONAL*

9. The Bishop may by Instrument under [his][her] hand, with the concurrence of the rector, make provision -

*Sch. 3,*

*para. 4(2)*

(a) for ensuring due representation of the congregation of each church or place of worship on the parochial church council of the parish of ....................;

(b) for the election of a district church council for any district in the said parish in which a church or place of worship is situated and for the constitution, chairmanship and procedure of that council;

(c) for the functions of the parochial church council of the said parish which must or may be delegated to the district church council;

(d) for the election or choice of deputy churchwardens for any church or place of worship and for the functions of churchwardens of the said parish which must or may be delegated to the deputy churchwardens;

being provisions to the same effect as those which may be made by a scheme under the Church Representation Rules in the like case.

**Places of residence**

*Sch. 3,*

*para. 4(3)*

10. (1) The parsonage house of the benefice shall be the place of residence of the rector.

 (2) Subject to the direction of the Bishop, the vicar[s] in the team ministry shall [severally] reside in [such conveniently situated house[s] as may, with the Bishop's approval, be provided] {:-

(a) [the house and premises known as ....................;]

(b) [the house and premises known as ....................;]

(c) such other conveniently situated house [or houses] as may, with the Bishop's approval, be provided [in addition thereto or] in substitution therefor}.

**Coming into effect of these proposals**

11. These proposals shall take effect upon the first day of the month following the date of the making by the Church Commissioners of a pastoral scheme prepared in pursuance of these proposals.

[11. If upon the date on which any Scheme arising from these proposals is made no person, other than the person referred to in clause […] or a person referred to in clause [7A] hereof, holds an ecclesiastical office under Common Tenure and is in receipt of a stipend or other emoluments of office including accommodation in any benefice [or parish] which will be dissolved by the Scheme, the Scheme shall come into operation on the first day of the month following the said date; but if on the said date any person, other than the person referred to in clause […], or a person referred to in clause [7A], hereof, holds such an office the Scheme shall come into effect six months thereafter or on such earlier date on which all such offices have been vacated.]

**SCHEDULE**

Constitution of the [....................] Patronage Board

 The patronage board referred to in clause[s] 6 [and 7(1)] of this Scheme shall consist of:-

(1) the following in right of their respective offices:-

(a) the Bishop] who shall be chairman of the board and shall have one vote [as a member of the board and a casting vote as chairman];

\*(b) the suffragan Bishop of ...................., who shall have one vote;

\*(c) the archdeacon of the archdeaconry to which the new benefice shall for the time being belong, who shall have one vote;

\*(d) the rural dean of the deanery to which the new benefice shall for the time being belong, who shall have one vote;

 (e) every vicar in the team ministry, any deacon authorised to serve in the team ministry, and any person having special responsibility for pastoral care under section 34(8) of the 2011 Measure who shall jointly have one vote which shall be exercised by such one of them or such two or more of them (acting unanimously or by a majority) as may be present at the meeting in question;

(f) Only where the team vicars are to be chosen by the patronage board

[(f) for the purpose only of meetings at which the person to be appointed a vicar in the team ministry is considered and chosen, the rector of the team ministry, who shall have one vote;]

+(2) *A N Other*, Esquire, of ...................., who shall have [ ] vote(s);

\*(3) the parochial church council of the [new] parish of ...................., which shall have [ ] vote[s] and shall be represented at any meeting of the board by [ ] [lay] member[s] of the council authorised to act and vote on behalf of the council;

\*(4) such number of persons not exceeding [ ] who may be appointed by the [Archbishop] [Bishop] for such period that he may specify when making the appointment.

 \* These clauses are optional depending on local requirements.

 + This option is in respect of an existing patron. The number of votes would normally reflect the weight of their existing patronage interest (see **5.11**).

***NOTES:***

*Team chapter and team*

1. Under section 34(1) of the Mission and Pastoral Measure 2011 the persons who are to share the cure of souls within the area of the benefice will constitute a team chapter and the team chapter together with the other persons referred to in clause 4(3) will constitute the team.

2. Section 13(1) and paragraphs 19 and 20 of Schedule 2 to the Patronage (Benefices) Measure 1986 apply to the appointment of a team rector whereby the registered patron of a vacant benefice shall not make any priest an offer to present him or her to a benefice until the making of the offer to the priest in question has been approved by parish representatives of each parish in the team and the Bishop.

3. Paragraph 2(6) of Schedule 3 to the Mission and Pastoral Measure 2011 provides that before the body or other persons who are entitled to choose a person to be a vicar in a team ministry make their choice, they shall consult -

 (a) the other members of the team;

 (b) the parochial church council of every parish in the team ministry; and

 (c)if a special cure of souls in respect of a part of the area is to be assigned in accordance with section 34(7)(a) to the vicar, any district church council concerned.

4. Paragraph 2(7)(a) of Schedule 3 to the Mission and Pastoral Measure 2011 provides that the body or other persons who are entitled to choose a person to be a vicar in a team ministry shall not make to any person an offer of appointment as such until the making of the offer to the person in question has been approved by the parish representatives of each parish in the team and the Bishop.

*[Representation of the laity]*

5. The Mission and Pastoral Measure 2011 stipulates that any provision for the representation of the laity shall cease to have effect not later than five years from the date on which the scheme establishing the team ministry comes into effect. It would, however, be possible under the Church Representation Rules to make similar provision for an unlimited period.

*Coming into effect clause*

6. Under the provision of s39(3) of the Mission and Pastoral Measure 2011 it is mandatory for a Pastoral Scheme which would have the effect of causing any ecclesiastical office held under Common Tenure the holder of which is in receipt of a stipend and/or accommodation to cease to exist to include the provision in clause […] delaying the coming into effect of the Scheme for up to six months after it is made. This is to give such an office holder who would be dispossessed an opportunity to find another post before the Scheme takes effect, and if not appointed to another office he or she may become eligible for compensation. For the avoidance of doubt this provision is included in all cases where the possibility of such dispossession could arise but the six month delay provision will only become operative if someone in receipt of a stipend and/or accommodation, other than such a person who is named in the Scheme as the first holder of a new office or as holding office as assistant curate in a new benefice or parish in consequence of the Scheme, is actually in post on the day the Scheme is made.

**P257 -** **PROPOSALS FOR A DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP AND DEMOLITION OR APPROPRIATION TO AN ALTERNATIVE USE UNDER S.58**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for:** *the church of* .................... *in the parish of* .................... *to be closed for regular public worship*
* *for the [.................... DBF] [Church Commissioners] to demolish the church*
* *for the cost of a proposed new [parish church][chapel of ease][place of worship] to be a first charge on the proceeds arising from the disposal of [any part of] the cleared site.*
 |

**New [parish church][chapel of ease][place of worship]**

1. Upon the date of its approval by the Bishop, after consultation with the Diocesan Advisory Committee and the Diocesan Mission and Pastoral Committee, as suitable to be a parish church or upon the date of its consecration, whichever shall be the later, the new church to be provided within the parish of .................... shall be substituted as the parish church of the said parish in place of the church of ....................

*For new parish church*

*s.41(1)(c)*

1. Upon the date of its consecration the new church to be provided within the parish of ....................shall take the place of the church of ....................

*For new chapel of ease*

1. Upon the date of its being licensed by the Bishop for public worship in accordance with the rites and ceremonies of the Church of England, the new place of worship to be provided within the parish of .................... shall take the place of the church of ....................

*For new place of worship*

**Declaration of closure for regular public worship**

2. The church of ...................., [being [one of] the parish church[es] of the parish of ....................] [being a chapel of ease in the parish of ....................], shall be to be closed for regular public worship.

*s.42*

**Contents**

3. The contents of the said church shall be disposed of as the Bishop shall direct.

*s.76*

***DEMOLITION AND DISPOSAL OF SITE***

**Demolition of the church**

4. The [.................... Diocesan Board of Finance ("the Board")] [Church Commissioners] shall demolish the said church and shall dispose of the materials arising from the demolition.

*s.58(2)*

**Disposal of the site**

*Where the whole of the church site is to be retained for the new church/*

*place of worship*

5. The site of the said church shall be appropriated to use by the parochial church council of the said parish as the site for the new [parish church][chapel of ease][place of worship] or for any other ecclesiastical purpose affecting the said parish or any part thereof as if it had been acquired by the said parochial church council under section 5 of the Parochial Church Council (Powers) Measure 1956 and shall without any conveyance or other assurance vest in the Board accordingly.

5. (1) Such part ("the retained part") of the site of the said church and of the land annexed or belonging thereto as in the opinion of the Board is required for use by the parochial church council of the said parish as the site for the new [parish church][chapel of ease][place of worship] or for any other ecclesiastical purpose affecting the said parish or any part thereof shall be appropriated to that use as if it had been acquired by the said parochial church council under section 5 of the Parochial Church Councils (Powers) Measure 1956 and the retained part shall without any conveyance or other assurance vest in the Board accordingly.

*Where part of the church site is to be retained for the new church*

*/place of worship and part disposed of*

 (2) The Board\* is hereby empowered to sell, give, exchange or lease the remaining part of the said site and the land not required for such use as aforesaid.

*\* Amend if Commiss-*

*ioners are to deal with the disposal*

 (3) The Board\* shall apply so much of the net proceeds arising from such sale or exchange or of the net premiums arising from such a lease as is required to defray the cost of providing the new [parish church][chapel of ease][place of worship] and, if the whole amount of such net proceeds or net premiums is not so required, the Board shall pay the balance thereof to the Church Commissioners who shall pay two-thirds of the said balance into the .................... Diocesan Pastoral Account and shall apply the remaining one-third in accordance with the provisions of section 64 of the Mission and Pastoral Measure 2011 towards the cost of financing the Churches Conservation Trust.

*Where the whole of the church site is to be disposed of*

5. (1) The Board\* is hereby empowered to sell, give, exchange or lease the site of the said church and the land annexed or belonging thereto.

 (2) *As for clause 5(3) above.*

***APPROPRIATION AND DISPOSAL***

*Substitute clauses 2 and 3 from P25A as appropriate for clauses 4 and 5 above and add the following additional clause:*

*Where Commiss-*

*ioners are to sell the property*

So much of the net proceeds arising from such sale as the Church Commissioners, after consultation with the Bishop, shall decide is required to defray the cost of providing the new [parish church][chapel of ease][place of worship] shall be applied for that purpose and, if the whole amount of such net proceeds is not so required, two-thirds of the balance shall be paid into the .................... Diocesan Pastoral Account and the remaining one-third shall be applied in accordance with the provisions of section 64 of the Mission and Pastoral Measure 2011 towards the cost of financing the Churches Conservation Trust.

*Where DBF is to lease the property*

*As for clause 5(3) above, but deleting reference to sale proceeds*

**Coming into effect of these proposals**

6. These proposals shall take effect upon such date or dates as the Church Commissioners, after consultation with the Bishop, shall determine following the date of the making of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

***NOTE FOR DMPC SECRETARY***

*Before the Church Commissioners will generally be prepared to issue a draft scheme in pursuance of proposals under s58 they will need to be satisfied (1) that a new church or place of worship will be provided within the parish and that finance and planning permission for such provision will be available; (2) that a suitable building will be available for use in place of the church to be closed for regular public worship pending the provision of the new church or place of worship, and (3) that, in the light of the Church Buildings Council’s advice, either there is no objection to the old church's demolition or, if applicable, a suitable alternative use is available. Early consultation with the Commissioners in such cases is recommended. (See* ***Chapter 12* of the Code of Practice***.)*

**P255A -** **PROPOSALS FOR A DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP AND APPROPRIATION TO AN ALTERNATIVE USE UNDER S.59(1)**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the church of* .................... *in the parish of* .................... *to be closed for regular public worship and appropriated to use as* ....................*.* |

**Declaration of closure for regular public worship**

1. The church of .................... ("the building"), [being [one of] the parish church[es] of the parish of *...........................*] [being a chapel of ease in the parish of ....................], shall be to be closed for regular public worship.

*s.42*

**Appropriation and gift/disposal**

2. The building [and the land annexed or belonging thereto ("the property")] shall be appropriated to use [as] [for] .................... and for purposes ancillary thereto.

*s.59(1) &*

*s.63(2)(a)*

3. The .................... Diocesan Board of Finance is hereby empowered to lease the [ building] [property] for the said uses.

*LEASEHOLD DISPOSAL*

*s.63(2)(b)*

*& (3)(b)*

3. The Church Commissioners are hereby empowered to sell or give the [building] [property] for the said uses.

*FREEHOLD DISPOSAL*

*s.63(2)(c)*

*& (3)(c)*

**Contents**

4. The contents of the building shall be disposed of as the Bishop shall direct.

*s.76*

**Proceeds**

5. Any net [sale proceeds][lease premiums] shall be applied in accordance with the statutory provisions of the Mission and Pastoral Measure 2011, being (a) two-thirds shall be paid into the Diocesan Pastoral Account and (b) one-third shall be paid to the Church Commissioners towards the cost of financing the Churches Conservation Trust.

*s.63(5)/64*

**Coming into effect of these proposals**

6. These proposals shall take effect upon such date or dates as the Church Commissioners, after consultation with the Bishop, shall determine following the date of the making of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

**P255B -** **PROPOSALS FOR A DECLARATION OF CLOSURE FOR REGULAR PUBLIC WORSHIP AND DEMOLITION (WHERE THE CHURCH IS NEITHER A LISTED BUILDING NOR SITUATED IN A CONSERVATION AREA) S.59(3)**

|  |
| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the church of* .................... *in the parish of* .................... *to be closed for regular public worship; for the [ ]Diocesan Board of Finance to demolish the church; and for the future of the site of the demolished church.* |

**Declaration of closure for regular public worship**

1. The church of .................... ("the building"), [being [one of] the parish church[es] of the parish of *...........................*] [being a chapel of ease in the parish of ....................], shall be to be closed for regular public worship.

*s.42*

**Demolition**

2. The [ ] Diocesan Board of Finance shall demolish the building and shall dispose of the materials arising from the demolition.

*S.59(3)*

**Disposal**

3. The site of the building shall be appropriated to use [as] [for] .....................

**Contents**

4. The contents of the building shall be disposed of as the Bishop shall direct.

*s.76*

**Proceeds**

5. Any net sale proceeds shall be applied in accordance with the statutory provisions of the Mission and Pastoral Measure 2011, being (a) two-thirds shall be paid into the Diocesan Pastoral Account and (b) one-third shall be paid to the Church Commissioners towards the cost of financing the Churches Conservation Trust.

*s.63(5)/64*

**Coming into effect of these proposals**

6. These proposals shall take effect upon such date or dates as the Church Commissioners, after consultation with the Bishop, shall determine following the date of the making of a pastoral scheme prepared in pursuance of these proposals.

*s.14(2)*

**P260 -** **MISCELLANEOUS MATTERS**

**Dissolution of parish**

The parish of .................... in the benefice of .................... shall be dissolved.

*s.31(1)(b)*

*(Subsequent provisions of the draft proposals must, of course, provide for all the area of the parish to be incorporated into other parishes.)*

**Dissolution of benefice/parish[es]**

The benefice of .................... [and its constituent parish[es]] shall be dissolved.

*s.31(1)(b)*

*(Subsequent provisions of the draft proposals must again provide for the future of the constituent parish[es].)*

**Creation of extra-parochial place**

All that part of the parish of .................... which [is hatched on the annexed map] [comprises the redundant building and the land annexed or belonging thereto] shall constitute and become an extra-parochial place to be known as "....................".

*s.31 (1)(d)*

**Incorporation of extra-parochial place**

The extra-parochial place known as .................... shall be incorporated into the parish of ....................

*s.31(1)(d)*

**Alteration of benefice/parish name** *(as a consequence of part of the area being transferred elsewhere*)

*Insert* "(the name of which shall be altered to "The [Benefice] [Parish] of ...................." ) *after the first mention of the current benefice or parish name. (See Appendix 7E.)*

*s.31(2)*

**Termination of team ministry**

The team ministry established for the benefice of .................... shall hereby be terminated.

*s.36(1)(a)*

*(Often a prelude to further pastoral reorganisation)*

**Termination of group ministry**

The group ministry established for the benefices of .................... ; .................... ; and .................... shall hereby be terminated. *– can now be done under the Pastoral Order OR Bishop’s Pastoral Order route*

*s.36 (1)(e)*

**Termination of plurality**

1. The plurality established by the [date] Order or Scheme for the benefice of x; the benefice of y etc shall hereby be terminated.

**Selection of first incumbent**

The first incumbent of the new benefice may be selected by the Bishop after consultation with the patron[s] of the new benefice and the parochial church council[s] of the [new] parish[es] [in the area of the new benefice].

*s.38(1)*

# P236A - S.17 ORDER FOR THE ALTERATION OF AREAS

MISSION AND PASTORAL MEASURE 2011

 The parishes of

 in the diocese of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASTORAL ORDER

under section 17 of the Measure

WHEREAS

1. I, [ ], [Archbishop] [Bishop] of [ ], being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the diocese of

1. I, [ ], Bishop of [ ] in the diocese of [ ], duly appointed pursuant to the provisions of [section 13 of the Dioceses, Pastoral and Mission Measure 2007] [section 14 of the Dioceses, Pastoral and Mission Measure 2007] to perform on behalf of the Bishop of [ ] the functions to which that section applies, being of the opinion after consultation with the Mission and Pastoral Committee of the said diocese

that the areas of the parish of [ ] and the parish of [ ] should be altered, have prepared proposals for the alteration of the areas of those parishes, being proposals which could be implemented under Part 3 of the Mission and Pastoral Measure 2011;

2. the interested parties as they are defined in the said Measure have consented thereto in accordance with the provisions of section 17 of the said Measure;

3. the said Diocesan Mission and Pastoral Committee has prepared a draft Order to give effect to the said proposals and has submitted the same to me:

NOW THEREFORE I, [ ], [Archbishop] [Bishop] of [ ], do make this Order [under my seal – *delete if suffragan without a seal*] this [ ] day [ ] 20   .

1. All [that][those][detached] part[s] of the parish of [ ] which [is][are] stippled [and lettered "A"] on the annexed map shall be transferred to the parish of [ ].

1. The areas of the parishes of [ ] shall be altered in the manner described in the Schedule to this Order and delineated on the annexed map.

2. This Order shall come into operation upon the first day of the month following the date of it being made by the Bishop.

SCHEDULE

1. All that part of the parish of [ ] which is stippled and lettered " " on the annexed map shall be transferred to the parish of [ ].

2. All that part of the parish of [ ] which is stippled and lettered " " on the annexed map shall be transferred to the parish of [ ].

3. All that part of the parish of [ ] which is stippled and lettered " " on the annexed map shall be transferred to the parish of [ ].

4. All that part of the parish of [ ] which is stippled and lettered " " on the annexed map shall be transferred to the parish of [ ].

SIGNED by the [Most Reverend and )

 )

Right Honourable , )

 )

Archbishop of ] )

 )

[Right Reverend and Right Honourable )

 )

 , Bishop of London] )

 )

[Right Reverend , )

 )

Bishop of ], )

 )

and SEALED with [his][her] Archiepiscopal/ )

 )

Episcopal Seal in the presence of:- )

SIGNED, SEALED and DELIVERED )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

Executed as a Deed )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

# P236B - S.17 ORDER FOR THE ALTERATION OF NAME(S)

MISSION AND PASTORAL MEASURE 2011

 The [benefice] [and] [parish] of

 in the diocese of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASTORAL ORDER

under section 17 of the Measure

WHEREAS

1. I, [ ], [Archbishop] [Bishop] of [ ], being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the diocese of

1. I, [ ], Bishop of [ ] in the diocese of [ ], duly appointed pursuant to the provisions of [section 8 of the Church of England (Miscellaneous Provisions) Measure 1983] [section 10 of the Dioceses Measure 1978] [a Scheme under section 11 of the Dioceses Measure 1978] to perform on behalf of the Bishop of [ ] the functions to which that section applies, being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the said diocese

that the name of the [benefice] [and] [parish] of [ ] should be altered, have prepared proposals for the alteration of the name of that [benefice] [and] [parish], being proposals which could be implemented under Part 3 of the Mission and Pastoral Measure 2011;

2. the interested parties as they are defined in the said Measure have consented thereto in accordance with the provisions of section 17 of the said Measure;

3. the said Diocesan and Mission Pastoral Committee has prepared a draft Order to give effect to the said proposals and has submitted the same to me:

NOW THEREFORE I, [ ], [Archbishop] [Bishop] of [ ], do make this Order [under my seal – *delete if suffragan without a seal*] this [ ] day [ ] 20   .

1. The name of the [benefice] [and] [parish] of [ ] shall be altered to ["The Benefice of [ ]”] ["The Parish of [ ]”] ["The Benefice (or Parish) of [ ]"].

2. This Order shall come into operation upon the first day of the month following the date of it being made by the Bishop.

SIGNED by the [Most Reverend and )

 )

Right Honourable , )

 )

Archbishop of ] )

 )

[Right Reverend and Right Honourable )

 )

 , Bishop of London] )

 )

[Right Reverend , )

 )

Bishop of ], )

 )

and SEALED with [his][her] Archiepiscopal/ )

 )

Episcopal Seal in the presence of:- )

SIGNED, SEALED and DELIVERED )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

Executed as a Deed )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

# P239A - S.17 ORDER FOR THE ALTERATION OF DEANERIES

MISSION AND PASTORAL MEASURE 2011

 The deaneries of

 in the diocese of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASTORAL ORDER

under section 17 of the Measure

WHEREAS

1. I, [ ], [Archbishop] [Bishop] of [ ], being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the diocese of

1. I, [ ], Bishop of [ ] in the diocese of [ ], duly appointed pursuant to the provisions of [section 13 of the Dioceses, Pastoral and Mission Measure 2007] [section 14 of the Dioceses, Pastoral and Mission Measure 2007] to perform on behalf of the Bishop of [ ] the functions to which that section applies, being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the said diocese

that the areas of certain deaneries in the archdeaconry of [ ] [and the archdeaconry of [ ] ] should be altered, have prepared proposals for the alteration of the areas of those deaneries, being proposals which could be implemented under Part 3 of the Mission and Pastoral Measure 2011;

2. the interested parties as they are defined in the said Measure have consented thereto in accordance with the provisions of section 17 of the said Measure;

3. the said Diocesan Mission and Pastoral Committee has prepared a draft Order to give effect to the said proposals and has submitted the same to me:

NOW THEREFORE I, [ ], [Archbishop] [Bishop] of [ ], do make this Order [under my seal – *delete if suffragan without a seal*] this [ ] day [ ] 20   .

1. The parish of [ ] [, the parish of [ ] [and the parish of [ ], being the [ ] parish[es] which comprise[s] the area of the benefice of [ ] in the deanery of [ ] and the archdeaconry of [ ], shall be transferred to the deanery of [ ] in the [same] archdeaconry [of [ ] ].

2. This Order shall come into operation upon the first day of the month following the date of it being made by the Bishop.

SIGNED by the [Most Reverend and )

 )

Right Honourable , )

 )

Archbishop of ] )

 )

[Right Reverend and Right Honourable )

 )

 , Bishop of London] )

 )

[Right Reverend , )

 )

Bishop of ], )

 )

and SEALED with [his][her] Archiepiscopal/ )

 )

Episcopal Seal in the presence of:- )

SIGNED, SEALED and DELIVERED )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

Executed as a Deed )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

# P251A - S.17 ORDER FOR AMENDMENT OF TEAM MINISTRY

MISSION AND PASTORAL MEASURE 2011

 The benefice of

 in the diocese of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASTORAL ORDER

under section 17 of the Measure

WHEREAS

1. I, [ ], [Archbishop] [Bishop] of [ ], being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the diocese of

1. I, [ ], Bishop of [ ] in the diocese of [ ], duly appointed pursuant to the provisions of [section 13 of the Dioceses, Pastoral and Mission Measure 2007] [section 14 of the Dioceses, Pastoral and Mission Measure 2007] to perform on behalf of the Bishop of [ ] the functions to which that section applies, being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the said diocese

that *[describe what is proposed e.g. "the number of team vicars in the team ministry established for the area of the benefice of should be increased/reduced"],* have prepared proposals for *[describe the proposals e.g. "increasing/reducing the number of team vicars in the said team ministry"]*, being proposals which could be implemented under Part 3 of the Mission and Pastoral Measure 2011;

2. the interested parties as they are defined in the said Measure have consented thereto in accordance with the provisions of section 17 of the said Measure;

3. the said Diocesan Mission and Pastoral Committee has prepared a draft Order to give effect to the said proposals and has submitted the same to me:

NOW THEREFORE I, [ ], [Archbishop] [Bishop] of [ ], do make this Order [under my seal – *delete if suffragan without a seal*] this [ ] day [ ] 20   .

1. The Scheme providing (inter alia) for the establishment of a team ministry for the benefice of [ ] which was made in pursuance of the [Pastoral Measure 1968/1983] [Mission and Pastoral Measure 2011] by the Church Commissioners on the [ ] day of [*month*] [*year*] shall be amended as follows:-

 (a) in clause [ ] the words "and [ ] other minister[s], [who] [each of whom] shall have the title of vicar" shall be replaced by the words "and [ ] other minister[s], [who] [each of whom] shall have the title of vicar";

 (b) references in the said Scheme to "the vicar" ["a vicar"], "vicar" ["vicars"], "office of vicar" ["offices of vicar"] and the "holder" ["holders"] of such office shall be construed respectively as references to "a vicar" ["the vicar"], "vicars" ["vicar"], "offices of vicar" ["office of vicar"] and "holders" ["holder"] where the sense so requires;

 (c) clause [ ] shall be deleted and the following shall be substituted:

 "[ ]. Subject to the direction of the [Archbishop] [Bishop], the vicar[s] in the team ministry shall [severally] reside in [such conveniently situated house[s] as may, with the [Archbishop's] [Bishop's] approval, be provided] [:-

 (a) [the house and premises known as [ ]];

 (b) [the house and premises known as [ ]];

1. such other conveniently situated house [or houses] as may, with the [Archbishop's] [Bishop's] approval, be provided [in addition thereto or] in substitution therefor].".

*[This example deals with changing the number of vicars. Amend for clauses dealing with other team ministry matters.]*

2. This Order shall come into operation upon the first day of the month following the date of it being made by the Bishop.

SIGNED by the [Most Reverend and )

 )

Right Honourable , )

 )

Archbishop of ] )

 )

[Right Reverend and Right Honourable )

 )

 , Bishop of London] )

 )

[Right Reverend , )

 )

Bishop of ] )

 )

and SEALED with [his][her] Archiepiscopal/ )

 )

Episcopal Seal in the presence of:- )

SIGNED, SEALED and DELIVERED )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

Executed as a Deed )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

# P238A - S.17 ORDER FOR ESTABLISHMENT OF PLURALITY

MISSION AND PASTORAL MEASURE 2011

 The benefices of

 in the diocese of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASTORAL ORDER

under section 17 of the Measure

WHEREAS

1. I, [ ], [Archbishop] [Bishop] of [ ], being of the opinion after consultation with the Mission and Pastoral Committee of the diocese of

1. I, [ ], Bishop of [ ] in the diocese of [ ], duly appointed pursuant to the provisions of [section 13 of the Dioceses, Pastoral and Mission Measure 2007] [section 14 of the Dioceses, Pastoral and Mission Measure 2007] to perform on behalf of the Bishop of [ ] the functions to which that section applies, being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the said diocese

that the benefice of [ ] and the benefice of [ ] in the said diocese should be held in plurality, have prepared proposals for the holding of those benefices in plurality, being proposals which could be implemented under Part 3 of the Mission and Pastoral Measure 2011;

2. the interested parties as they are defined in the said Measure have consented thereto in accordance with the provisions of section 17 of the said Measure;

3. the said Mission and Pastoral Committee has prepared a draft Order to give effect to the said proposals and has submitted the same to me:

NOW THEREFORE I, [ ], [Archbishop] [Bishop] of [ ], do make this Order [under my seal – *delete if suffragan without a seal*] this [ ] day [ ] 20   .

**Holding of benefices in plurality**

1. The benefice of [ ] and the benefice of [ ] shall be held in plurality by one incumbent.

**Designation of first incumbent of plurality**

2. If immediately before this Order comes into operation the Reverend [ ] holds an ecclesiastical office in the area of the benefice of [ ] [he][she] shall be the first incumbent of the benefices so held in plurality.

**Place of residence**

3. [Pending the provision {within the area of the plurality} of a house intended to be the place of residence of the incumbent, (s)he] [The incumbent] shall reside in the parsonage house of the benefice of [ ].

**[Transfer] [Disposal] of parsonage house**

4. The parsonage house of the benefice of [ ], together with the site and appurtenances thereof and the grounds usually occupied and enjoyed therewith, shall without any conveyance or other assurance be transferred to the Diocesan Board of Finance [Limited] [for {parochial} {diocesan} purposes] [disposal] [the …… Diocesan Parsonages Board for the purposes of its functions under the Ecclesiastical Offices (Terms of Service) Measure 2009] in accordance with the provisions of paragraph 8 of Schedule 3 to the Mission and Pastoral Measure 2011] [to be held by the said Board as part of the diocesan glebe land of the diocese of [ ] ].

**Patronage**

5. [Subject to clause 2 hereof, the] [The] right of presentation to the benefices so held in plurality (and for the duration only of the plurality) shall

[on each occasion be exercised jointly by the patrons of {both} {all the} benefices]

[be exercised by the patrons of the two benefices alternately, the patron of the benefice of [ ] having the first turn]

[be exercised in a recurring series of [ ] successive turns of which the patron[s] of the benefice of [ ] shall have the first turn, the patron[s] of the benefice of [ ] shall have the second turn and the patron[s] of the benefice of [ ] shall have the third turn

[, provided that before presenting a clerk to the benefices the patron whose turn it is to present shall {inform} {consult} the patron[s] entitled to the other turn[s]].

5. [Subject to clause 2 hereof, the] [The] right of presentation to the benefices so held in plurality shall be exercised by [the Prime Minister] [the Lord Chancellor] on behalf of his Majesty in right of His Crown.

**Coming into operation of this Order**

6. This Order shall come into operation upon the first day of the month following the date of it being made by the Bishop.

SIGNED by the [Most Reverend and )

 )

Right Honourable , )

 )

Archbishop of ] )

 )

[Right Reverend and Right Honourable )

 )

 , Bishop of London] )

 )

[Right Reverend , )

 )

Bishop of ], )

 )

and SEALED with [his][her] Archiepiscopal/ )

 )

Episcopal Seal in the presence of:- )

SIGNED, SEALED and DELIVERED )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

Executed as a Deed )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

**P247A -** **PROPOSALS FOR THE ESTABLISHMENT OF A GROUP MINISTRY**

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| --- |
| *SUMMARY OF MAIN PROVISIONS OF DRAFT PROPOSALS**These draft proposals provide for the establishment of a group ministry for the benefice of* ....................*, the benefice of* .................... *and the benefice of* ...................... |

MISSION AND PASTORAL MEASURE 2011

 The benefices of

 in the diocese of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PASTORAL ORDER

under section 17 of the Measure

WHEREAS

1. I, [ ], [Archbishop] [Bishop] of [ ], being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the diocese of

1. I, [ ], Bishop of [ ] in the diocese of [ ], duly appointed pursuant to the provisions of [section 13 of the Dioceses, Pastoral and Mission Measure 2007] [section 14 of the Dioceses, Pastoral and Mission Measure 2007] to perform on behalf of the Bishop of [ ] the functions to which that section applies, being of the opinion after consultation with the Diocesan Mission and Pastoral Committee of the said diocese

that a group ministry should be established for the benefice of [ ] and the benefice of [ ] in the said diocese, have prepared proposals for establishing the said group ministry, being proposals which could be implemented under Part 3 of the Mission and Pastoral Measure 2011;

2. the interested parties as they are defined in the said Measure have consented thereto in accordance with the provisions of section 17 of the said Measure;

3. the said Diocesan Mission and Pastoral Committee has prepared a draft Order to give effect to the said proposals and has submitted the same to me:

NOW THEREFORE I, [ ], [Archbishop] [Bishop] of [ ], do make this Order [under my seal – *delete if suffragan without a seal*] this [ ] day [ ] 20   .

**Establishment of group ministry**

1. (1) A group ministry [to be known as "The.................... Group Ministry"] shall be established for the benefice of ...................., the benefice of .................... and the benefice of .................... in the diocese of ....................

*s.35 (1)*

 (2) If immediately before the Order establishing the group ministry comes into operation the Reverend .................... holds an ecclesiastical office in the benefice of ...................., or the Reverend .................... holds an ecclesiastical office in the benefice of ...................., or the Reverend .................... holds an ecclesiastical office in the benefice of ...................., he [, she] (or they) shall be the first person (or persons) to hold that benefice (or those benefices) as a benefice (or as benefices) in the group.

*s.35(3)*

**Coming into effect of these proposals**

2. This Order shall come into operation upon the first day of the month following the date of it being made by the Bishop. [or upon the date upon which the benefice of .................... becomes vacant, whichever is the later] [provided that if the Reverend.................... is then incumbent of the benefice of .................... the union shall take effect .................... months thereafter, or upon the date of his vacation if that shall occur earlier.

*s.39(3)*

*s.14(2)*

**DISPOSSESSIONS WILL REQUIRE A PASTORAL SCHEME. PLEASE SPEAK TO YOUR USUAL PASTORAL CONTACT AT THE COMMISSIONERS**

SIGNED by the [Most Reverend and )

 )

Right Honourable , )

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Archbishop of ] )

 )

[Right Reverend and Right Honourable )

 )

 , Bishop of London] )

 )

[Right Reverend , )

 )

Bishop of ], )

 )

and SEALED with [his][her] Archiepiscopal/ )

 )

Episcopal Seal in the presence of:- )

SIGNED, SEALED and DELIVERED )

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by the Right Reverend , )

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Bishop of , )

 )

in the presence of:- )

Executed as a Deed )

 )

by the Right Reverend , )

 )

Bishop of , )

 )

in the presence of:- )

***NOTES:***

*Clause 1*

The Reverend .................... will become the incumbent of the benefice of .................... by virtue of being named as the first person to hold that benefice as a benefice in the group.

The Reverend .................... may not be named as being the first person to hold the benefice of .................... in the group as it is intended that [he][she] remains as priest-in-charge of that benefice. [He][She] will, however, be a member of the group chapter and play a full part in group affairs.

Sharing of ministry within the group

The benefices within the group will retain their separate and distinct existence but each of the incumbents (and any priests-in-charge) will have authority to perform in the area of every benefice in the group all such offices and services as may be performed by the incumbent of that benefice. When acting outside his or her own benefice an incumbent must act in accordance with the directions of the incumbent concerned (and in giving such instructions an incumbent should follow the House of Bishops’ Declaration on the Ministry of Bishops and Priests, made in conjunction with the Bishops and Priests (Consecration and Ordination of Women) Measure 2014, that any directions under Canon C8.2(a) relating to a parish which has passed a resolution under the House of Bishops’ Declaration should not conflict with the nature of the conviction on this issue underlying the PCC’s resolution). The incumbents also have a duty to assist each other so as to make the best possible provision for the cure of souls throughout the area of the group ministry. (S.35(1) of the Mission and Pastoral Measure.)

*Group Chapter*

The incumbents (and any priests-in-charge) must meet together regularly as a chapter for the purpose of discussing and reaching a common mind on all matters of general concern or special interest to the group ministry [and a chairman must be elected, normally for a term of three years - *delete if, exceptionally, the scheme provides for the chairmanship*]. (S.35(4) of the Mission and Pastoral Measure 2011.)

*Consultation on appointment of new incumbent*

A patron of a group benefice must consult the other incumbents (and any priests-in-charge) in the group before seeking the approval of the parish representatives (as defined in s.11(7) of the Patronage (Benefices) Measure 1986), and of the bishop, to the making to a priest of an offer of appointment. (Paragraph 3 of Schedule 3 to the Mission and Pastoral Measure.)

***NOTES FOR DMPC SECRETARY***

*If the incumbent of any of the benefices is not designated under clause 2 to hold a benefice in the group, his benefice will be deemed to be vacated on the coming into operation of any scheme in pursuance of these proposals and the compensation provisions of Schedule 4 of the Measure will apply.*