

**Mission and Pastoral Measure 2011**  
**Diocese of Leeds**  
**Benefices of Ackworth; Badsworth; and Saint Mary, South Elmsall**

The Bishop of Leeds has asked us to prepare a draft Pastoral Scheme in respect of pastoral proposals affecting these benefices.

I attach a copy of the draft Scheme and a glossary of terms used. I am sending a copy to all the statutory interested parties, as the Mission and Pastoral Measure requires, and any others with an interest in the proposals.

Anyone may make representations **for** or **against** all or any part or parts of the draft Scheme (please include the reasons for your views) preferably by email or by post to the Church Commissioners at the following address no later than midnight on **Monday 16 November 2020**.

[Katie Lowe  
Church Commissioners  
Church House  
Great Smith Street  
London SW1P 3AZ  
( email [Katie.lowe@churchofengland.org](mailto:Katie.lowe@churchofengland.org)) (tel 020 7898 1737)

If they have not acknowledged receipt of your representation before this date, please ring or e-mail them to ensure it has been received. For administrative purposes, a petition will be classed as a single representation and they will only correspond with the sender of the petition, if known, or otherwise the first signatory for whom they can identify an address – “the primary petitioner”.

If the Commissioners do not receive representations against the draft Scheme, they will make the Scheme and it will come into effect as it provides. A copy of the completed Scheme will be sent to you together with a note of its effective date.

If the Commissioners receive any representations against the draft Scheme, they will send them, and any representations supporting the draft Scheme, to the Bishop whose views will be sought. Individual representors and the primary petitioner will then receive copies of the Commissioners’ correspondence with the Bishop (including copies of all the representations). They and individual petitioners may comment further. Copies of all of the representations received and associated correspondence will normally be published on the Commissioners’ website if the matter needs to be considered by them.


Those making representations should indicate whether they would like an opportunity to speak to the Commissioners regarding their representations in the event the Commissioners decide a hearing should be held. Their meetings are normally held at Church House, Westminster, but during the current circumstances they may need to be held virtually via 'Zoom'. If a hearing is held, they will let you know the arrangements for attending (in person or virtually) and details will also appear on their website. Otherwise, if a hearing is not to be held, the case will be considered in private and you will be informed accordingly.

When the Commissioners acknowledge representations they will let individual representors (and the primary petitioner) know the next few dates of their Committee's meetings. They will confirm the actual date of any hearing nearer the time. The Commissioners will decide if the draft Scheme should proceed when they consider all the representations on the basis of a paper prepared by their staff and any points raised at the meeting. If the Commissioners do so decide, any representor or petitioner against the draft Scheme may seek leave from the Privy Council to appeal against the decision.

You will be informed of the Commissioners' decision and the reasons for it.

Please see [www.churchofengland.org/consultation](http://www.churchofengland.org/consultation) for further information about the procedure.

**PCC Secretaries, incumbents/priests-in-charge/area deans, persons taking services during the Notice Period and local planning authorities should refer to the relevant notes below for important additional information concerning them.**



Charlotte Lilley  
Mission and Pastoral Secretary

## Notes

### 1. PCC Secretaries

The draft Scheme is sent to you to ensure that the PCC as a body is able to make a representation on the draft if it wishes.

**You are required as soon as possible to:**

- i) print and display the Notice(s) **(to avoid spread of Covid-19, please display single-sided)** at or near the main door of **every** parish church, chapel of ease

or licensed place of worship in your parish; (whether or not they are currently open for individual prayer or services); if you are unable to print the Notice(s) please get in touch with me and I will make arrangements for copies to be sent to you for display;

- ii) make arrangements for the Announcement (see 2. below) to be made at as many services as possible at every parish church, chapel of ease or licensed place of worship in your parish where a service is held during the notice period (including any that are 'streamed').

**Please e-mail or telephone me confirmation as soon as you have displayed the Notice(s) and made arrangements for the announcements to be made. Do not wait until the end of the notice period before confirming this.**

Although the following are not legal requirements, to ensure that as many of those who habitually attend public worship, as is practicable, are aware of the contents of the Notice, you are also encouraged to take (or make arrangements for), where possible, such of the following steps as is appropriate in your parish:

- i) arrange for copies of the Notice to be posted to members of the worshipping community who are shielding or self-isolating (in accordance with the general advice to parishes this should be by the postal service and not hand delivered);
- ii) insert the Notice in the parish magazine or newsletter;
- iii) use Facebook/social media posts;
- iv) send emails; and
- v) spread by word of mouth, including pastoral telephone calls.

**Please make a note of what you have been able to do regarding steps i) to v) above in case the consultation process is queried.**

If you are no longer the PCC Secretary, please pass this communication to the current Secretary and let me have a note of his or her name and email/postal address.

## **2. The Announcement**

Anybody taking services (including those that are 'streamed') during the Notice Period should ensure that the following announcement is made.

***“A Notice giving the objects of proposed pastoral reorganisation affecting this parish has or will be displayed near the main door and on the Church of England website. The Notice includes the last date by which representations regarding the proposed reorganisation may be made to the Church Commissioners.”***

**PCC Secretaries** – please note that it is essential that:

- i) Notices are displayed; and
- ii) arrangements are made for Announcements.

### **3. Incumbents/priests-in-charge/area deans**

Please ensure that the required Notices are displayed and Announcements made.

If a PCC Secretary is not able to carry out these requirements, please could you arrange for these matters to be dealt with as soon as possible. Please also let me know if there has been a recent change of Secretary in any of the parishes.

### **4. Circulation List**

#### Interested Parties

Duchy of Lancaster	Patron, Acworth
Leeds Diocesan Board of Patronage	Patron, Badsworth
Ven Peter Townley	Archdeacon of Pontefract
Revd Margaret Gallagher	Area Dean of Pontefract
Mr Tony Williams	Deanery Lay Chair
Revd Margaret Gallagher	Incumbent, St Mary South Elmsall
Revd Charlene Smith	Priest in Charge, Ackworth
Mrs Jean Ensor	PCC Secretary, Ackworth
Mrs Christine Punnett	PCC Secretary, Badsworth
Mrs Donna Hall	PCC Secretary, St Mary South Elmsall
Revd Paul Fox	Assistant Curate, Ackworth

#### For Information

Rt Revd Nicholas Baines	Bishop of Leeds, patron St Mary South Elmsall
Rt Revd Tony Robinson	Bishop of Wakefield
Revd Sue Hulme	Assistant Curate, St Mary South Elmsall
Mr John Knox	Head of Strategy and Property
Ms June Mather	Diocesan Property Manager
Mr Richard Noake	Diocesan Director of Education
Mr Peter Foskett	Diocesan Registrar
Mrs Katie Lowe	Church Commissioners

SUMMARY OF MAIN PROVISIONS OF DRAFT SCHEME (NOT PART OF THE DRAFT SCHEME)

*This draft Scheme provides for:*

- *the transfer of part of the parish of Badsworth to the parish of Saint Mary, South Elmsall and for the consequential alteration of parish and benefice name;*
- *the union of the benefice of Badsworth and the benefice of Ackworth (their constituent parishes to remain distinct);*
- *the appointment of the first incumbent of the new benefice;*
- *her parsonage house to be that of the benefice of Ackworth*
- *the transfer of the parsonage house of the benefice of Badsworth to the Leeds Diocesan Board of Finance for diocesan purposes.;*
- *the future patronage arrangements for the new benefice; all within the diocese of Leeds.*

**DRAFT**

**PASTORAL SCHEME**

This Scheme is made by the Church Commissioners this        day of 202    in pursuance of the Mission and Pastoral Measure 2011, the Right Reverend Nicholas, Bishop of Leeds, having consented thereto.

**Transfer of parish area and consequential amendment of parish and benefice name**

1. (1) All that part of the parish of Badsworth which is stippled and lettered "A" on the annexed map shall be transferred to the parish of Saint Mary, South Elmsall.
- (2) The name of the benefice and parish of Saint Mary, South Elmsall shall be altered to "The Benefice (or Parish) of South Elmsall and North Elmsall".

**Union of benefices**

2. The benefice of Badsworth and the benefice of Ackworth in the diocese of Leeds shall be united to create a new benefice which shall be named "The Benefice of Ackworth and Badsworth", and the area of the new benefice shall, subject to clause 1(1) hereof, comprise the parish of Badsworth and the parish of Ackworth, which parishes shall continue distinct.

**Archdeaconry and deanery**

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

**Designation of first incumbent**

4. If immediately before this Scheme comes into operation the Reverend Charlene Smith holds an ecclesiastical office in either of the benefices referred to in clause 2 hereof she shall be the first incumbent of the new benefice.

**Assistant curates: consequential provision**

5. (1) If immediately before this Scheme comes into operation the Reverend Paul Alexander Fox holds the office of assistant curate (however described) in either of the benefices referred to in clause 2 hereof he shall, in consequence of the union of benefices effected by the Scheme hold that office subject to the same terms of service in the new benefice of Ackworth and Badsworth.

(2) If immediately before this Scheme comes into operation any other person holds an office of assistant curate (however described) in either of the benefices referred to in clause 2 hereof he, she or they shall as consequence of the union of benefices effected by the Scheme hold such office or offices subject to the same terms of service in the new benefice of Ackworth and Badsworth.

**Place of residence**

6. The parsonage house of the benefice of Ackworth (known as The Rectory, Cross Hill, Ackworth, Pontefract, WF7 7EJ) shall be the place of residence of the incumbent of the new benefice.

**Transfer of parsonage house**

7. The parsonage house of the benefice of Badsworth (known as The Rectory, Main Street, Badsworth, Pontefract, WF9 1AF), 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 Leeds Diocesan Board of Finance for diocesan purposes.

**Patronage**

8. Subject to clause 4 hereof, the right of presentation to the new benefice shall be exercised alternately by Her Majesty the Queen in right of her Duchy of Lancaster who shall have the first turn and the Leeds Diocesan Board of Patronage.

**Coming into operation of this Scheme**

9. This Scheme shall come into operation upon the first day of the month following the date of it being made by the Church Commissioners.

In witness of which this Scheme has been duly executed as a deed by the Church Commissioners.

SIGNED by the )  
 )  
Right Reverend Nicholas, )  
 )  
Bishop of Leeds. )

Executed as a Deed by the Church Commissioners for England

acting by two authorised signatories:

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Signature of Authorised Signatory

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Signature of Authorised Signatory

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**Notes by the Diocesan office (not forming part of the draft Scheme)**

The rationale behind the diocesan proposals is as follows:

**The retirement of the house-for-duty priest for the benefice of Badsworth meant that a review of the best future provision for mission and ministry in the benefice was possible. Following local discussions, the proposal is that the southern part of the parish of Badsworth (labelled A on the accompanying map), consisting of the chapel of ease at North Elmsall and the village of Upton, become part of the parish and benefice of South Elmsall. The benefice of Badsworth shall be united with the benefice of Ackworth (also known as St Cuthbert Ackworth), with the parish of Badsworth remaining as a separate, smaller, parish of the new benefice. These proposals have the support of the Wakefield Area Mission and Pastoral Committee.**

Publication of this draft Scheme has been approved by the Church Commissioners but does not mean that they have taken a view on the merits of the diocesan case.

If they receive representations against the draft Scheme, the Commissioners will send all representations, both for and against, to the Bishop whose views will be sought. Individual representors will then receive copies of the Commissioners' correspondence with the Bishop (including copies of all the representations) and they may comment further in writing to the Commissioners in light of the diocesan response if they so wish.

If there are no representations against the draft Scheme, the Commissioners will make the Scheme and arrange for it to be brought into effect.

### **The renamed benefice of South Elmsall and North Elmsall – clause 1**

1. Apart from the transfer of part of the parish of Badsworth to the renamed parish of South Elmsall and North Elmsall this parish and benefice is not otherwise affected by this draft Scheme and the Reverend Margaret Gallagher will continue as incumbent of the renamed benefice.

### **Churches etc – clause 2**

2. This Scheme does not alter the existing status of any of the churches, chapels of ease or licensed places of worship in the affected parishes.

### **Assistant curate: consequential provision – clause 5(2)**

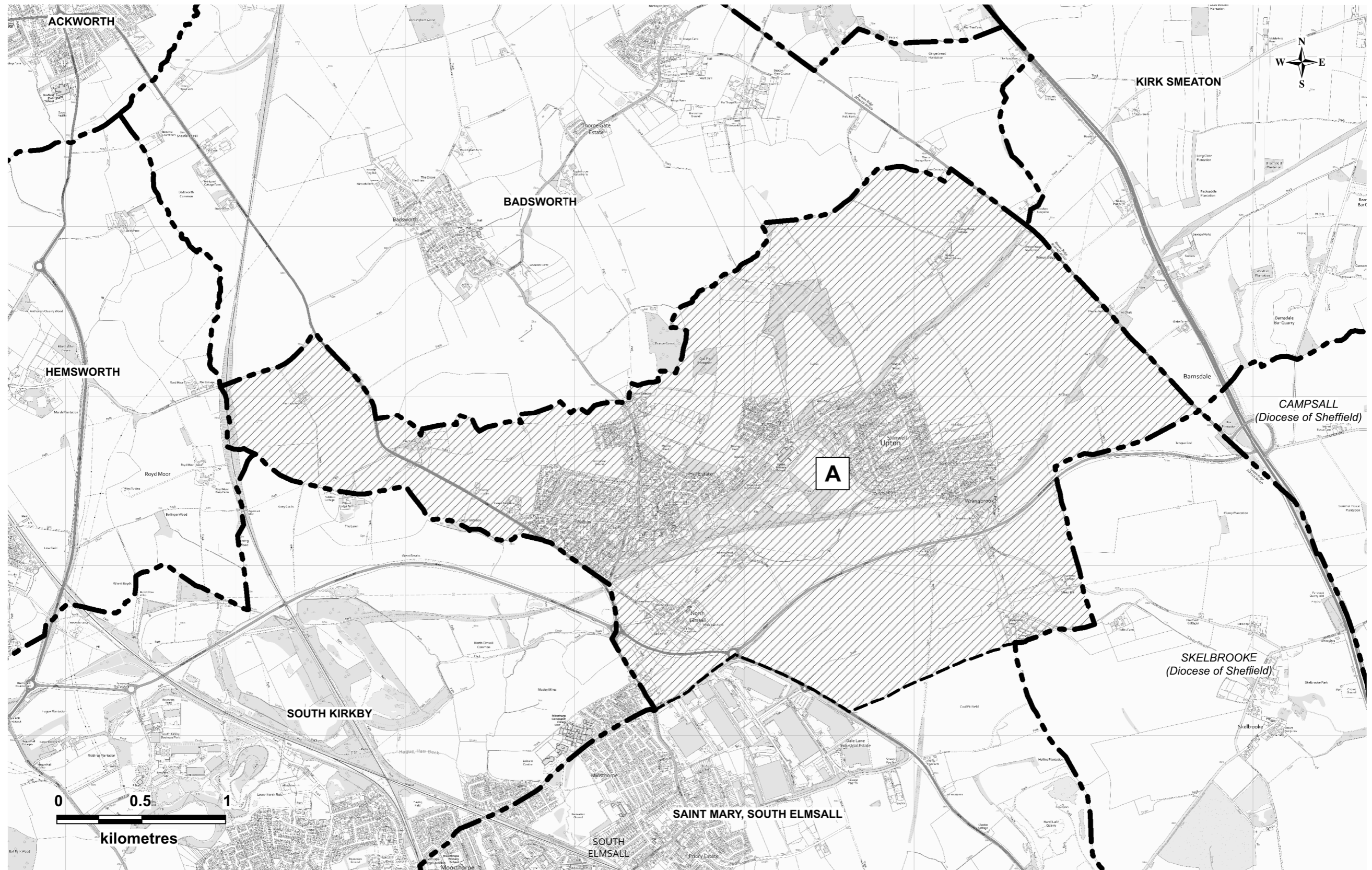
3. The above clause has been included to ensure that any person holding an office of assistant curate (however described) shall as consequence of the union of the benefices effected by the Scheme hold such office or offices subject to the same terms of service in the new benefice of Ackworth and Badsworth. Although there is currently no such unnamed office holder in post, this clause is included in case any such office holder is appointed before this Scheme comes into operation.

### **Transfer of parsonage house – clause 7**

4. It is the diocesan intention that the parsonage house of the benefice of Badsworth be used to house other clergy or to be let.



Map showing the Alteration of the Areas of the Parishes of  
Badsworth; and Saint Mary, South Elmsall



A - Part of the parish of BADSWORTH

## Glossary of words commonly used in Pastoral Reorganisation

A fuller version is available in the Code of Recommended Practice to the Mission and Pastoral Measure 2011

(<https://www.churchofengland.org/clergy-office-holders/pastoralandclosedchurches/mpm2011code.aspx>)

Archbishop	Senior bishop with authority over a Province. In England, either Canterbury or York.
Archdeacon	An office held by a senior member of clergy appointed by the bishop with an administrative responsibility over an archdeaconry. Some of their duties are laid down by law but in other respects vary according to diocesan practice: they include care for church property.
Archdeaconry	Sub-division of the diocese over which an archdeacon has administrative responsibility.
Benefice	An ecclesiastical office carrying certain duties. An incumbent's benefice is therefore not a geographical area (see parish) but the office to which the holder is appointed and may comprise one or more parishes. A benefice may be a rectory or vicarage and an incumbent is therefore either rector or vicar.
Bishop	In the Church of England the diocesan bishop is the central focus of organisation and ministry within a diocese. The Bishop is the chief pastor and authority and shares the cure of souls with all the incumbents of that diocese and is also the chief representative of the diocese in the work of the wider church. May be assisted by suffragan or assistant bishops.
Common Tenure	The basis on which all Church of England offices will eventually be held under the Ecclesiastical Offices (Terms of Service) Measure 2009. Existing holders of freehold offices may decide not to opt-in to Common Tenure but new office holders will be on Common Tenure.
Chapel of Ease	A consecrated church that it is not a parish church. Originally within a parish that had a parish church, for the ease of parishioners who could not attend the parish church.
Church Representation Rules	Schedule 3 to the Synodical Government Measure 1969 but updated as a separate booklet. They contain the mechanism for the setting up of representative bodies in the Church of England from parochial church councils to the House of Laity of the General Synod.
Cure of Souls	'Cure' means 'care'. The bishop has the universal cure of souls in a diocese but, subject to this, the incumbent of a benefice (or team rector and team vicar(s) in a team ministry) has the exclusive cure of souls within his or her parish or parishes. The expression should not be confused with the more general phrase 'pastoral care'.
Deanery	A sub-division of an archdeaconry usually comprising between 10 and 20 parishes.
Declaration of closure for regular public worship	The act of closing a church for public worship under the Mission and Pastoral Measure 2011.
Diocesan Board of Finance	A company constituted by the diocesan synod and regulated by the Companies Acts. A board of finance holds property for Church of England purposes, transacts business in that connection and acts as a committee of the diocesan synod. It normally also acts as the diocesan trust.
Diocesan Mission and Pastoral Committee	Statutory Committee established by the Mission and Pastoral Measure 2011. Its duty is to review the arrangement for pastoral supervision in the diocese and, as appropriate, to make recommendations to the bishop.
Diocese	One of 41 main territorial units of the Church of England over which a bishop has responsibility. Divided into archdeaconries, deaneries and parishes.
District Church Council	If a parish comprises two or more places of worship or churches then individual councils can be set up for the districts in which each place of worship or church is situated to exercise such functions as may be delegated by the parochial church council.
Glebe	Land or buildings vested in the Diocesan Board of Finance that either provides a rental income to help pay for stipends and clergy housing or provides housing for those involved in the cure of souls.
Group Council	Where a group ministry is established the parochial church councils of the individual parishes can form a group council to act in the area as a whole in such matters as the individual PCCs together decide.
Group Ministry	An arrangement, authorised by the Mission and Pastoral Measure 2011 whereby the clergy of two or more separate benefices can assist each other to make the best possible provision for the cure of souls in the area as a whole.
Incumbent	Holder of a benefice (which can be either a freehold or a Common Tenure office) – and can be either a rector or a vicar - with responsibility for the cure of souls. May be assisted by a curate, deacon, licensed lay worker, retired priest etc.
Interested Party	One of the statutory persons or bodies that the Diocesan Mission and Pastoral Committee is required to consult in accordance with s.6 / 21 of the Mission and Pastoral Measure 2011.

## Glossary of words commonly used in Pastoral Reorganisation

Joint Parochial Church Council	Where a benefice comprises two or more parishes the parochial church councils of the individual parishes can form a joint parochial church council to act in the benefice as a whole in such matters as the individual PCCs together decide.
Leave to Appeal	Any person who makes a representation to the Commissioners against a pastoral scheme (but not a pastoral order) has a right to apply for leave to appeal to the Judicial Committee of the Privy Council against a decision of the Commissioners to proceed notwithstanding that representation.
Members ('Other') of a Team Ministry	May be clerical or lay (see s.34 of Mission and Pastoral Measure 2011). They share the pastoral care of the area with the team rector and team vicars, but NOT the cure of souls.
Mission and Pastoral Committee	A Committee of the Commissioners' Board of Governors which makes decisions on representations on pastoral, houses and glebe matters. It is chaired by the Third Church Estates Commissioner.
Mission and Pastoral Measure 2011	The Measure of the General Synod which authorises changes in pastoral reorganisation. Designed to "make better provision for the cure of souls". Part of the law of the land and equivalent to an Act of Parliament.
Parish	The basic geographical unit over which an incumbent has cure of souls. There may be several parishes within the area of one benefice.
Parish Centre of Worship	An unconsecrated Place of Worship designated by the bishop under s.43 of the Mission and Pastoral Measure 2011 whereupon for most purposes (other than marriage) it is regarded as a parish church.
Parish Church	A consecrated building in a parish in which, subject to canon law, the statutory services must be held. Parishioners have a right to be married, baptised etc. in the parish church. S.41(2) of the Mission and Pastoral Measure 2011 requires that any building which is to become a parish church must be approved by the bishop, subject to the bishop having consulted both the Diocesan Pastoral Committee and the Diocesan Advisory Committee.
Parochial Church Council	Representative body of parishioners elected from those on the electoral roll in accordance with the Church Representation Rules. Usually chaired by the incumbent.
Parsonage House	The official place of residence of an incumbent of a benefice. The house belongs to the incumbent in right of their office.
Pastoral Order	A document which effects changes in pastoral reorganisation made under the Mission and Pastoral Measure 2011. Differs from a pastoral scheme mainly in that it deals with lesser matters.
Pastoral Scheme	A document which effects more complex or significant changes in pastoral reorganisation made under the Mission and Pastoral Measure 2011.
Patron	The person or body owning an advowson (i.e. right to present a priest to a benefice) who may be a private individual or a corporation (ecclesiastical or lay).
Plurality	The holding of two or more benefices by one incumbent who then has the freehold of all the benefices. This can only be authorised by a scheme or order under the Mission and Pastoral Measure 2011.
Priest in Charge	A priest (who has not been presented by the patrons and does not become the incumbent) given charge of a benefice to which the right of presentation has been suspended.
Representations	The Mission and Pastoral Measure 2011 requires that any draft scheme or order be published and made available to the public. Any person can make written representations to the Commissioners either for or against what is proposed.
Team Council	In a team ministry a team council can be established, either under the authority of a scheme or under the Church Representation Rules. Such a council is similar to a joint parochial church council and provides a formal structure for all the parishes in the team to discuss matters of mutual concern.
Team Ministry	A special form of ministry whereby a team of clergy and possibly lay people share the pastoral care of the area of a benefice. Can only be established by a pastoral scheme.
Team Rector	The priest in a team ministry who heads the team and owns the property of the benefice but shares the cure of souls with the team vicars.
Team Vicar	A priest of incumbent status in a team ministry, other than the team rector, who shares the cure of souls with the team rector and other team vicars.

**Please do not touch this Notice**  
**(to avoid possible spread of Covid-19)**



**Notice**

**Mission and Pastoral Measure 2011**  
**Diocese of Leeds**  
**Benefices of Ackworth; Badsworth; and Saint Mary, South Elmsall**

**Draft Pastoral Scheme**

1 October 2020

The Leeds Diocesan Mission and Pastoral Committee has prepared a draft Pastoral Scheme for


- *the transfer of part of the parish of Badsworth to the parish of Saint Mary, South Elmsall and for the consequential alteration of parish and benefice name;*
- *the union of the benefice of Badsworth and the benefice of Ackworth (their constituent parishes to remain distinct);*
- *the appointment of the first incumbent of the new benefice;*
- *her parsonage house to be that of the benefice of Ackworth*
- *the transfer of the parsonage house of the benefice of Badsworth to the Leeds Diocesan Board of Finance for diocesan purposes.;*
- *the future patronage arrangements for the new benefice;*

The draft Scheme is on the Commissioners' website [www.churchofengland.org/consultation](http://www.churchofengland.org/consultation) or you may obtain a copy from me. **Large print and/or audio copies are available on request.**

- Anyone may make representations **for** or **against** all or any part of the draft Scheme (please include the reasons for your views) preferably by email or by post to reach the Commissioners no later than midnight on Monday the **16 November 2020**. **Please send your representation to (e-mail: [katie.lowe@churchofengland.org](mailto:katie.lowe@churchofengland.org)) or letter marked for the attention of Katie Lowe, Pastoral Division, Church Commissioners, Church House, Great Smith Street, LONDON SW1P 3AZ.**
- If they have not acknowledged receipt of your representation before this date, please ring 020 7898 1737 or e-mail them to ensure it has been received. For administrative purposes, a petition will be classed as a single representation and the Commissioners will only correspond with the sender of the petition, if known, or otherwise the first signatory for whom they can identify an address – “the primary petitioner”.

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- When making a representation, please indicate the nature of your interest in the proposals (e.g. parishioner, member of parochial church council, etc) and whether you would like an opportunity to speak to their Committee regarding your representation if the Commissioners decide a hearing should be held regarding the case.
- If they receive representations against the draft Scheme, they will send them, and any representations supporting the draft Scheme, to the Bishop whose views will be sought. Individual representors and the primary petitioner will then receive copies of the correspondence with the Bishop (including copies of all the representations) and will be told whether a hearing is to be held. They and individual petitioners may comment further to the Commissioners. Copies of all of the representations received and associated correspondence will normally be published on the Commissioners' website if the matter needs to be considered by them.
- If a hearing is held, anyone may attend the meeting of the Commissioners that considers the case and representors may have an opportunity to speak to their Committee. Otherwise, if a hearing is not to be held, the case will be considered in private and you will be informed accordingly.
- When they acknowledge representations the Commissioners will let individual representors (and the primary petitioner) know the next few dates of their Committee's meetings. They will confirm the actual date if a hearing is to be held nearer the time.
- The Commissioners' will decide if the draft Scheme should proceed when they consider all the representations on the basis of a paper prepared by the Commissioners' staff and any points raised at the meeting.
- The Commissioners will notify all representors of their decision and give a statement of the reasons for it.
- If they so decide, any representor or petitioner against the draft Scheme may seek leave from the Privy Council to appeal against the decision.
- Please see the Commissioners' website [www.churchofengland.org/consultation](http://www.churchofengland.org/consultation) for further information about the procedure.



Charlotte Lilley  
Mission and Pastoral Secretary