GENERAL SYNOD OF THE CHURCH OF ENGLAND
AMENDING CANON NO. 43 (MISCELLANEOUS PROVISIONS)

PART 1
MISCELLANEOUS AMENDMENTS

Services in parish churches

1. (1) In Canon B 11 (morning and evening prayer), after paragraph 2 insert—

“2A. In making a decision as to how to give effect to paragraph 1 or 2, the person or persons doing so shall ensure that no church ceases altogether to be used for public worship.”

(2) In Canon B 14 (Holy Communion), after paragraph 1 insert—

“1A. In making a decision as to how to give effect to paragraph 1, the person or persons doing so shall ensure that no church ceases altogether to be used for public worship.”

Marriage

2. (1) In Canon B 31 (impediments to marriage), in paragraph (1), for “16” in each place it appears substitute “18”.

(2) In Canon B 32 (impediments to solemnization of matrimony)—

(a) omit “(not being a widow or widower)”, and

(b) omit from “otherwise” to the end.

(3) The amendments made by this paragraph do not affect the validity of a marriage made before the commencement of section 1 of the Marriage and Civil Partnership (Minimum Age) Act 2022.

3. (1) In Canon B 34 (preliminary requirements for solemnization of matrimony), in paragraph 1, for sub-paragraph (d) substitute—

“(d) on the authority of a marriage schedule issued under Part 3 of the Marriage Act 1949.”

(2) In Canon B 36 (service after civil marriage), in paragraph 2, for “licence or certificate authorizing a marriage” substitute “licence authorizing a marriage nor any marriage schedule under Part 3 of the Marriage Act 1949”.

Lay residentiary canons

4. In Canon C 21 (deans and residentiary canons), in paragraph 1, at the end insert “; but this is subject to section 14A of the Cathedrals Measure 2021 (which enables the constitution
of the Chapter of a cathedral to provide that a lay person may be appointed as a residentiary canon of that cathedral)."

**Rural deans**

5. (1) In Canon F 17 (keeping a record of property of churches), in paragraph 2, after “rural dean” insert “or some other deputy”.

   (2) In Canon F 18 (survey of churches), after “rural dean” insert “or some other deputy”.

**Ecclesiastical Courts**

6. In Canon G 4 (registrars), after paragraph 2 insert—

   “2A. The qualifications for appointment as the deputy of such a registrar under section 29(1) or 31(1) of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018 are the same as those for the appointment of such a registrar under paragraph 2; and the registrar making the appointment must be satisfied that the appointee is a communicant.”

**Interpretation**

7. In Canon I (interpretation of the Canons), after paragraph 2 insert—

   “3. A reference to a Canon includes a reference to an instrument made under a Canon.”

**PART 2**

**UPDATING STATUTORY REFERENCES**

**Section B (divine service and the administration of the sacraments)**

8. (1) In Canon B 2 (approval of forms of service)—

   (a) in paragraph 2B(2), for “Part 1 of the Cathedrals Measure 1999” substitute “the Cathedrals Measure 2021”, and

   (b) omit paragraph (3).

   (2) In Canon B 42 (language of divine service)—

   (a) in paragraph 4(2), for “Part 1 of the Cathedrals Measure 1999” substitute “the Cathedrals Measure 2021”, and

   (b) omit paragraph (3).

**Section C (ministers, their ordination, functions and charge)**

9. In Canon C 22 (archdeacons), in paragraph 5, for “the Inspection of Churches Measure 1955” substitute “sections 45 to 47 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018”.

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Section F (things appertaining to churches)

10. In Canon F 18 (survey of churches), for “the Inspection of Churches Measure 1955” substitute “sections 45 to 47 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018”.

Section G (the ecclesiastical courts)

11. In Canon G 4 (registrars), in paragraph 2, for “have a general qualification within the meaning of section 71 of the Courts and Legal Services Act 1990” substitute “be a solicitor of the Senior Courts of England and Wales or a barrister in England and Wales”.