

Draft Pastoral (Church Buildings Disposal) Scheme

This Scheme is made by the Church Commissioners (“the Commissioners”) this day of 20.... under the Mission and Pastoral Measure 2011.

Background

By a Scheme of the Commissioners made under the said Measure on the 18th day of February 2021, the church of Milford, Holy Trinity (“the building”), being the parish church of the parish of Milford in the Diocese of Derby, was declared closed for regular public worship.

NOW, it is provided as follows: -

Future of the church building and annexed land

1. The building and the land annexed or belonging thereto outlined in red on the annexed plan (together referred to as “the property”) shall be appropriated to use as a single residential dwelling and for purposes ancillary thereto together with the benefit of rights granted by Schedule 1.

Disposal

2. The Commissioners are hereby empowered to sell the property for the said use together with the benefit of rights granted by Schedule 1.

Contents

3. The contents of the building shall be disposed of as the Bishop shall direct subject, so far as it is required, to listed building consent being granted.

Coming into operation of this Scheme

4. This Scheme shall not come into operation until such date or dates as the Commissioners shall determine following the making of this Scheme and the Commissioners shall not be obliged to bring the Scheme or any part thereof into operation until such time as they are satisfied that the conditions specified in Schedule 2 have been complied with but may do so if they so determine.

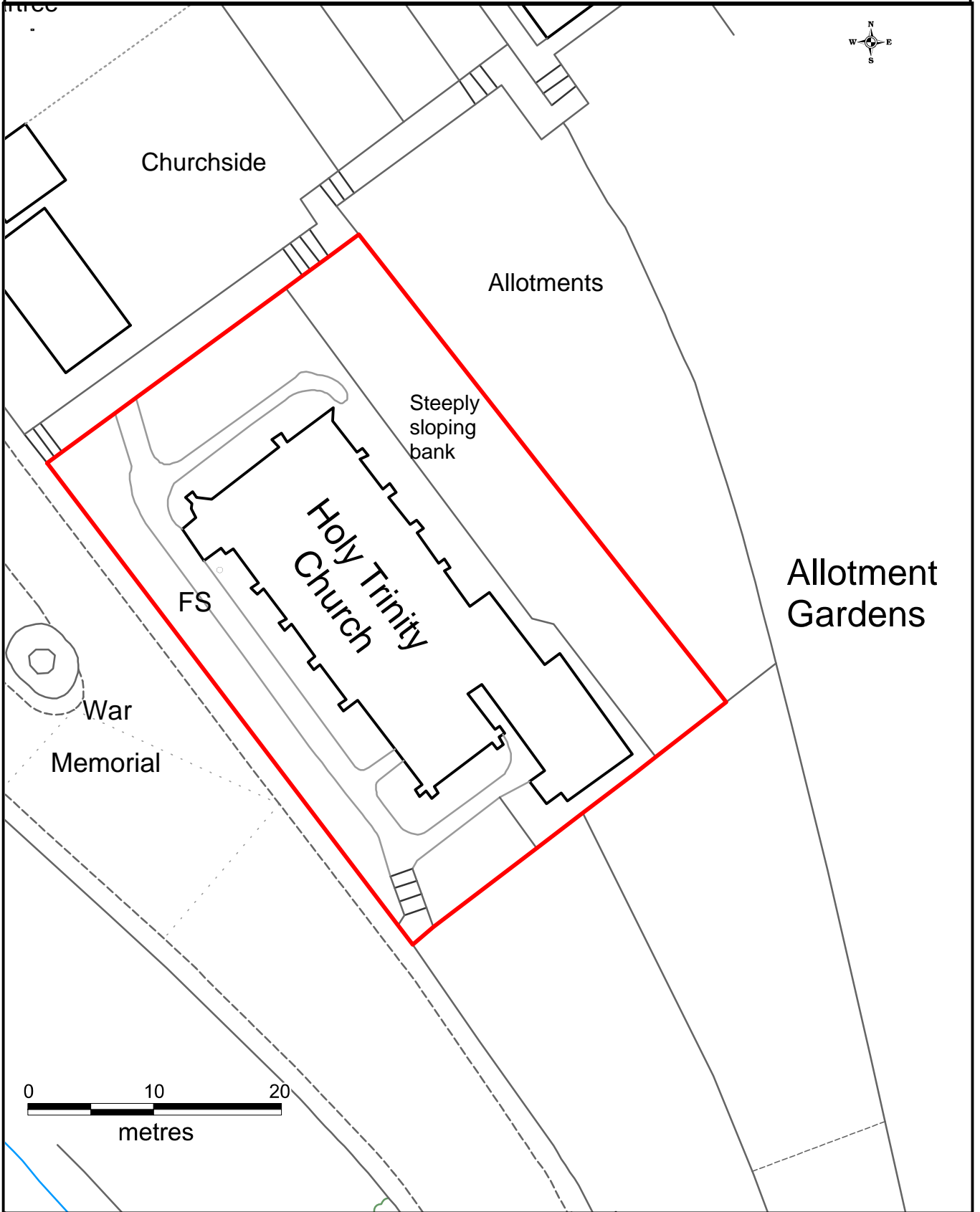
In witness of which this Scheme has been duly executed as a deed by the Church Commissioners.

Executed as a Deed by the Church Commissioners for England acting by two authorised signatories:

Signature of Authorised Signatory

Signature of Authorised Signatory

MILFORD HOLY TRINITY



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Drawn by T.Wood	Scale 1:500 at A4	Date 27/02/2024		
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Schedule 1: Grant of Rights of Way

To enable the property to be used for the purposes specified in the scheme all rights and easements over land appertaining or reputed to appertain to the property shall vest in the Commissioners in common with all others entitled to the like rights.

Schedule 2: Conditions

- (i) That Planning Permission has been obtained for the proposed use.
- (ii) That Listed Building Consent has been obtained for such alterations as are necessary to enable the implementation of the proposed use.



EXPLANATORY NOTE

MISSION AND PASTORAL MEASURE 2011 DRAFT PASTORAL (CHURCH BUILDINGS DISPOSAL) SCHEME MILFORD HOLY TRINITY DIOCESE OF DERBY

This note accompanies a draft scheme under the Mission and Pastoral Measure 2011 which makes provision for the future of a closed church building, The Church Commissioners provide this information so that individuals and interested parties can understand the background to the proposals, make a reasoned judgement on the merits of the draft scheme and, if they see fit, a reasoned expression of support or objection to it.

The Current Proposals

The Commissioners have agreed to publish a draft Pastoral (Church Buildings Disposal) Scheme providing for the closed church of Milford Holy Trinity and the annexed churchyard to be sold for residential use and purposes ancillary thereto.

Background

Proposals for closure formed part of reorganisation in area by uniting two parishes into one, due to low attendance and the inability to support the church of Holy Trinity, Milford financially. The proposal came from the local congregation. No opposition was raised to closure, and the church building was closed for regular public worship in March 2021. Since then, the Diocese of Derby and the Church Commissioners have been working together to settle its future. Following closure, the building was marketed resulting in a recommendation from the diocese to sell the property for residential use as a single dwelling.

The Building

Milford Holy Trinity is a Grade II listed building located in the village of Milford and is situated within the Derwent Valley near the centre of Derbyshire. It is sited in a prominent and elevated position close to the highway. The current church dates from 1846-8 and was built on land donated by members of the Strutt family. It was designed by W H Moffatt, with later additions and alterations by Currey and Thompson between 1904 and 1919. It is built of sandstone blocks with Staffordshire clay and Welsh slate roof tiles in an Early English Gothic Revival style. There are several stained-glass windows including a war memorial (west window) which the prospective purchaser has agreed to provide access to on 2 days per year (around Remembrance Day).

The Views of the Statutory Advisory Committee

The Commissioners statutory advisors, The Statutory Advisory Committee of the Church Buildings Council (SAC) have indicated that the church building is a prominent building in a sensitive setting protected as a World Heritage Site and is of moderate significance overall which would lend itself to conversion to a variety of alternative uses including residential.

Planning and Access

The proposed residential use will require planning permission and alterations to facilitate that new use will require listed building consent.

The site has no vehicular access with pedestrian access direct from the public highway (Hopping Hill).

Burials and the Churchyard

The Scheme will provide for all of the churchyard to be transferred to the prospective purchaser.

The churchyard was never consecrated for burials and the property does not contain any graves. There are, however, ashes interred in a small Garden of Remembrance situated between the buttresses forming the southeast facing elevation. Access for those wishing to visit the Garden of Remembrance at reasonable times will be legally provided for by a covenant.

Making the Draft Scheme

Before they allow the Scheme to proceed, the Commissioners will need to be satisfied that planning permission has been granted for the proposed use and listed building consent has been obtained for any proposed alterations to the building.

Correspondence

Further information about the proposals can be obtained from the Case Officer, Sarah Mellor at sarah.mellor@churchofengland.org or by telephone on 07824 581491.

Representations against or in support of the draft Scheme

Anyone may make a representation for or against any provision of the draft Scheme.

Representations must be made in writing or by e-mail and should be sent to:

**Shaman Durrant
Pastoral and Closed Churches
Church Commissioners
Church House
Great Smith Street
London
SW1P 3AZ**

Or by e-mail to: shaman.durrant@churchofengland.org

Any communication received after **12th September 2024** cannot be treated as a representation.

If we receive representations against the draft Scheme, we will send all representations, both for and against, to the Bishop, whose view will be sought. Individual representors will then receive copies of our correspondence with the Bishop (including copies of all the

representations) and they may comment further in writing to us in light of the diocesan response if they so wish.

If no representations against the Scheme are received the Commissioners shall make the Scheme and bring it into effect as provided for in the scheme and explained above.

Information on the Mission and pastoral Measure 2011 and its procedures can be found on the Church Commissioners' website at www.ccpastoral.org where there are also links to download copies of these notes and the draft scheme.

1st August 2024

MISSION AND PASTORAL MEASURE 2011

Closed church building of Bollingham St Silas Diocese of Hereford

How representations concerning a draft scheme are considered by the Church Commissioners

Anyone may make comments, known as representations, either in support or against a draft scheme to the Commissioners in writing or by email. A petition will be given proper consideration, but for administrative purposes it will be classed as a single representation and we will only correspond with the sender of the petition, if known, or otherwise the first signatory.

If we do not receive any representations against the draft scheme the Commissioners will make the scheme, subject to any necessary consents being granted.

If we do receive any representations against the draft scheme we will seek the views of the Bishop about these, and those in favour. If you make a representation we will also share this with other representors and the Commissioners' Mission, Pastoral and Church Property Committee. We will send you a copy of our correspondence with the Bishop and you will be able to comment further if you wish on any points relating to your original representation.

Once all the relevant information has been collated the Mission, Pastoral and Church Property Committee will meet to consider all representations in relation to the draft scheme. In making a representation you should indicate whether you also request the opportunity to speak to the Committee about your representation. Otherwise, if a hearing is not held, the case will be considered in private, and you will be informed accordingly. If the Commissioners' decide to hold a public hearing into the case, you may attend the Committee meeting and you may have an opportunity to speak to your representation. When we acknowledge your representation we will let you know the dates of the Committee's next couple of meetings. We will confirm the actual date, and if a hearing is to be held, nearer the time.

The Mission, Pastoral and Church Property Committee will decide whether the draft scheme should proceed. A full statement of reasons for the Commissioners' decision will be issued to all representors about 10 days after the meeting of the Committee. If they decide that the scheme should proceed, the Commissioners will make the Scheme, subject to the necessary consents being granted, if appropriate.

The scheme would be brought into effect at the appropriate time as it provides. Please note that the procedures for considering representations only apply where there is at least one objection to the draft scheme. The Committee will not have to consider the case where there are only representations in support of the draft scheme and no outstanding objections. If you write in support of the scheme, we will let you know as soon as possible whether we have also received representations against its provisions that will require consideration by the Committee