



Statutory Document No. 809/09

**CHURCH (MISCELLANEOUS PROVISIONS) MEASURE
(ISLE OF MAN) 2009**

*Approved by Sodor and Man
Diocesan Synod* 27th November 2008

Approved by Tynwald 17th March 2009

Royal Assent given 21st October 2009

Announced to Tynwald 21st October 2009

A MEASURE enacted pursuant to the Church Legislation Procedure Act 1993 to extend to the Isle of Man certain provisions of the Church of England (Miscellaneous Provisions) Measure 2005 and the Church of England (Miscellaneous Provisions) Measure 2006; to amend the Care of Churches and Ecclesiastical Jurisdiction Measure (Isle of Man) 1992; and to transfer certain rule-making functions.

**1. Extension of Church of England (Miscellaneous Provisions)
Measure 2005**

The following provisions of the Church of England (Miscellaneous Provisions) Measure 2005 (a Measure of the General Synod)¹ shall extend to the Isle of Man subject to the exceptions, adaptations and modifications specified in Schedule 1 —

section 2 (amendment of Church Commissioners Measure 1947²)

section 8 and Schedule 4 (amendment of Pastoral Measure 1983³)

**2. Extension of Church of England (Miscellaneous Provisions)
Measure 2006**

The following provisions of the Church of England (Miscellaneous Provisions) Measure 2006 (a Measure of the General Synod)⁴ shall extend to the Isle of Man subject to the exceptions, adaptations and modifications specified in Schedule 2 —

¹ 2005 No.1

² 10 & 11 Geo.6. No. 2

³ 1983 No. 1

⁴ 2006 No.1

Church (Miscellaneous Provisions) Measure (Isle of Man) 2009

section 4 (amendment of Church Funds Investment Measure 1958⁵)
section 7 (amendment of Ecclesiastical Jurisdiction Measure 1963⁶)
section 8 (amendment of Synodical Government Measure 1969⁷)
section 12 and Schedule 4 (amendment of Pastoral Measure 1983)

3. Amendment of Care of Churches and Ecclesiastical Jurisdiction Measure (Isle of Man) 1992

The Schedule to the Care of Churches and Ecclesiastical Jurisdiction Measure (Isle of Man) 1992⁸ is amended as follows —

- (a) for paragraph 11 substitute —
"11. Omit section 14(6)."
- (b) omit paragraph 12.

4. Transfer of rule-making functions

Schedule 3 shall have effect for the purpose of transferring certain rule-making functions to the Legislative Committee of the Sodor and Man Diocesan Synod.

5. Short title and commencement

This Measure may be cited as the Church (Miscellaneous Provisions) Measure (Isle of Man) 2009 and shall come into operation on such day or days as the Bishop may by order appoint.

⁵ 6 & 7 Eliz. 2 No. 1

⁶ 1963 No. 1

⁷ 1969 No. 2

⁸ GC 485/92

Church (Miscellaneous Provisions) Measure (Isle of Man) 2009

Section 1.

SCHEDULE 1

EXCEPTIONS, ADAPTATIONS AND MODIFICATIONS SUBJECT TO WHICH
PROVISIONS OF THE 2005 MEASURE EXTEND TO THE ISLE OF MAN

In Schedule 4 —

- (a) omit paragraphs 2 to 8;
- (b) omit paragraphs 10 to 17;
- (c) in paragraph 18, in the inserted section 59(2A), for "a redundancy scheme or pastoral scheme to which section 46 or 47 applies" substitute "such a scheme";
- (d) omit paragraphs 19 to 25.

Section 2.

SCHEDULE 2

EXCEPTIONS, ADAPTATIONS AND MODIFICATIONS SUBJECT TO WHICH
PROVISIONS OF THE 2006 MEASURE EXTEND TO THE ISLE OF MAN

- 1. (1) Omit section 7(2) and (3).
- (2) In section 7(5), in the inserted section 4(1C), for "three months" (in each place) substitute "six months".
- 2. In Schedule 4 —
 - (a) omit paragraphs 2 and 3;
 - (b) in paragraph 5, in the inserted section 59(2B), for "a redundancy scheme or pastoral scheme to which section 46 or 47 applies" substitute "such a scheme";
 - (c) omit paragraph 6.

Church (Miscellaneous Provisions) Measure (Isle of Man) 2009

Section 3.

SCHEDULE 3

TRANSFER OF RULE-MAKING FUNCTIONS

1. In Schedule 1 to the Pastoral Measure (Isle of Man) 1990⁹, in paragraph 68(9)(a), for "standing committee" substitute "Legislative Committee".
2. In the Schedule to the Care of Churches and Ecclesiastical Jurisdiction Measure (Isle of Man) 1992 —
 - (a) for paragraph 20 substitute —
 - "20. Omit section 25.";
 - (b) for paragraph 21(1) substitute —
 - "(1) In section 26(1), for "Rule Committee" substitute "Legislative Committee of the Sodor and Man Diocesan Synod".";
 - (c) for paragraph 21(3) substitute —
 - "(3) In section 26(3) —
 - (a) for "Rule Committee" substitute "Legislative Committee";
 - (b) omit paragraph (b); and
 - (c) in paragraph (c), for "section 25 of the Parochial Registers and Records Measure 1978" substitute "the Church Records Measure (Isle of Man) 2000".";
 - (d) in paragraph 24(1)(a), after ""national amenity society"" insert ", "Rule Committee"".
3. In section 11(1) of the Incumbents (Disability) Measure (Isle of Man) 1995¹⁰, for "Rule Committee established under section 25 of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991" substitute "Legislative Committee of the Sodor and Man Diocesan Synod".
4. In Schedule 1 to the Legal Aid Measure (Isle of Man) 1995¹¹, in paragraph 2(3), in section 4(4) of the Church of England (Legal Aid) Measure 1994, for "Rule Committee established under section 25 of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991" substitute "Legislative Committee of the Sodor and Man Diocesan Synod".
5. In Schedule 1 to the Patronage Measure (Isle of Man) 1997¹², in section 38 of the Patronage (Benefices) Measure 1986, for "Rule Committee established by section 25 of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991" substitute "Legislative Committee of the Sodor and Man Diocesan Synod".
6. In section 32(2) of the Church Records Measure (Isle of Man) 2000¹³, omit paragraph (b).

⁹ GC 131/90

¹⁰ SD 260/95

¹¹ SD 546/95

¹² SD 637/97

¹³ SD 533/00