



**ECCLESIASTICAL COMMITTEE
OF TYNWALD
SECOND REPORT FOR THE
SESSION 2018-2019**

**Draft Ecclesiastical Jurisdiction and
Care of Churches Measure
(Isle of Man)**

ECCLESIASTICAL COMMITTEE OF TYNWALD
SECOND REPORT FOR THE SESSION 2018-2019
Draft Ecclesiastical Jurisdiction and Care of Churches Measure
(Isle of Man)

The Committee was first created by the Church Assembly Act 1925, and is now established under the Church Legislation Procedure Act 1993 to consider and report to Tynwald on draft measures presented to it by the Legislative Committee of the Diocesan Synod.

There shall be a Standing Committee of the Court on Ecclesiastical matters which shall discharge the functions prescribed for it by the Church Legislation Procedure Act 1993.

The Committee shall be composed of three Members.

The powers, privileges and immunities relating to the work of a committee of Tynwald are those conferred by sections 3 and 4 of the Tynwald Proceedings Act 1876, sections 1 to 4 of the Privileges of Tynwald (Publications) Act 1973 and sections 2 to 4 of the Tynwald Proceedings Act 1984.

Committee Membership

Hon A L Cannan MHK (Ayre and Michael) (Chair)

Mrs K J Beecroft MHK (Douglas South)

Mrs M M Hendy MLC

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To: The Hon Stephen C Rodan, President of Tynwald,
and the Hon Council and Keys in Tynwald assembled

ECCLESIASTICAL COMMITTEE OF TYNWALD
SECOND REPORT FOR THE SESSION 2018-2019
Draft Ecclesiastical Jurisdiction and Care of Churches Measure
(Isle of Man)

I. INTRODUCTION

1. In accordance with the provisions of the Church Legislation Procedure Act 1993, the Legislative Committee of the Sodor and Man Diocesan Synod has presented the draft Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) (PP 2018/0176A) to the Ecclesiastical Committee of Tynwald for consideration.

II. OBJECTIVE

2. The main objective of the draft Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) is to extend to the Isle of Man, with modifications, Parts 1 and 3 to 6 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018.
3. The draft Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) may be found at Appendix 1.
4. An explanatory memorandum explaining the effects of the draft Measure may be found at Appendix 2.

III. RECOMMENDATION

5. Should Tynwald pass a resolution directing that the Measure in the form laid before Tynwald should be presented to Her Majesty, the Measure will be presented to Her Majesty in the same manner as a Bill and have the force and effect of an Act of Tynwald on the Royal Assent to the Measure being announced to Tynwald.

Recommendation

That the draft Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) (PP 2018/0176A) in the form laid before Tynwald be presented to Her Majesty for Her Royal Assent, as required by Schedule 1 to the Church Legislation Procedure Act 1993.

A L Cannan (Chair)

K J Beecroft

M M Hendy

December 2018

APPENDIX 1:

**Draft Ecclesiastical Jurisdiction and
Care of Churches Measure
(Isle of Man)**

**DRAFT ECCLESIASTICAL JURISDICTION AND CARE OF CHURCHES
MEASURE (ISLE OF MAN)**

<i>Approved by Sodor and Man</i>	
<i>Diocesan Synod</i>	<i>28 June 2018</i>
<i>Approved by Tynwald</i>	<i>2018</i>
<i>Royal Assent given</i>	<i>2018</i>
<i>Announced to Tynwald</i>	<i>2018</i>

A MEASURE enacted pursuant to the Church Legislation Procedure Act 1993 to extend to the Island certain provisions of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018; and for connected purposes

5 **1. Short title**

The short title of this Measure is the Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2018.

10 **2. Commencement**

This Measure comes into operation on such day or days as the Bishop may by order appoint.

3. Extension of provisions of 2018 Measure to the Isle of Man

Parts 1 and 3 to 6 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018 extend to the Island subject to the exceptions, adaptations and modifications specified in Schedule 1.

15 **4. Consequential amendments and repeals**

- (1) The enactments specified in Schedule 2 are amended in accordance with that Schedule.
- (2) The enactments specified in Schedule 3 are repealed to the extent specified in column 3 of that Schedule.

- (4) In section 14(5), for the words from "the Arches" to "situated)" substitute "the Chancery Court of York".
10. (1) In section 15(1), omit "the Arches Court of Canterbury or".
(2) In section 15(2) and (3), for "either Court" substitute "that Court".
- 5 11. (1) In section 18(5)(b) and (6), omit "the Arches Court of Canterbury or" and ", as appropriate,".
(2) In section 18(7), omit "the Arches Court of Canterbury or".
12. In section 21(1), omit "the Arches Court of Canterbury or".
13. (1) Omit section 22(1).
(2) In section 22(3) and (4), omit "Canterbury or".
(3) In section 22(6), for "by a surrogate of the Vicar General" substitute "by a surrogate".
(4) In section 22(7), omit the words from "and (b)" onwards.
(5) In section 22(9) —
(a) omit "of the Vicar-General of a diocese";
15 (b) for "office of that Vicar General" substitute "diocesan see".
(6) Omit section 22(10).
14. Omit section 25(5)(c) and (d).
15. For section 26(7) substitute —
20 "(7) Costs ordered to be paid under this section are recoverable as if the order were a judgment or order of the High Court for the payment of money.".
- PART 3 — CARE OF CHURCHES ETC.*
16. For section 36(2) and (3) substitute —
"(2) Schedule 2 has effect as to the constitution of the advisory committee.
(3) The diocesan synod may by resolution —
25 (a) amend Schedule 2; or
(b) make provision as to the proceedings of the advisory committee."
17. (1) In section 37(2)—
(a) for paragraph (c) substitute —
"(c) the archdeacon;";
30 (b) for paragraph (f) substitute —
"(f) the Church Commissioners for the Isle of Man;".
(2) In section 37(11), omit the words from "and the secretary" onwards.
18. Omit sections 38 to 44.
19. (1) In the heading to section 45, for "church or building in the list" substitute "churches".
35 (2) In section 45(1) —
(a) for "or the bishop under section 1 or 1B of the Inspection of Churches Measure 1955" substitute "under section 1 of the Church Act 1979 (an Act of Tynwald)";

- (b) omit "or relevant building".
- (3) In section 45(2) —
- (a) in paragraphs (b) and (c), omit "or relevant buildings";
- (b) in paragraph (d)(i), omit "of the archdeaconry in which the church is situated";
- 5 (c) omit paragraph (e);
- (d) in paragraph (f), for "section 1(2)(e) or 1B(1) of the Inspection of Churches Measure 1955" substitute "section 1(2)(e) of the Church Act 1979 (an Act of Tynwald)", and omit "or bishop".
- (4) In section 45(3) —
- 10 (a) omit the words from "(regardless" to "bishop");
- (b) in paragraph (b), for "(2)(a) to (e)" substitute "(2)(a) to (d)";
- (c) in paragraph (c), for "48" substitute "47".
- (5) For section 45(4) substitute —
- 15 "(4) A scheme established under subsection (3) and passed at a meeting of the diocesan synod comes into operation —
- (a) on such date as may be specified in it, or
- (b) if no such date is specified, on the date on which it is passed.".
- (6) Omit section 45(5).
- (7) In section 45(6)(a), for "Architects Act 1997" substitute "Architects Act 1976 (an Act of Tynwald)".
- 20
20. In section 46(1) —
- (a) in paragraph (c), for the words from "Council" to "jointly" substitute "Manx Museum and National Trust";
- (b) omit paragraph (d).
- 25 21. In section 47(1), omit "in the archdeaconry" (in each place).
22. Omit section 48.
23. (1) In section 49(1) and (2), for "maintaining" substitute "required to maintain".
- (2) In section 49(4), for "Church Buildings Council" substitute "bishop of the diocese".
24. Omit section 51.
- 30 25. In section 52(1), omit "in the archdeaconry" and "there".
26. (1) In section 53(1), omit "in the archdeaconry".
- (2) In section 53(11), for "section 10(1) of the Parochial Registers and Records Measure 1978" substitute "the Church Records Measure (Isle of Man) 2000".
27. Omit section 54.
- 35 28. (1) In section 55(1) —
- (a) omit the definitions of "diocesan board of finance", "the list" and "national amenity society";
- (b) for the definition of "advisory committee" substitute —

""advisory committee" means the Diocesan Advisory Committee;"

(c) in the definition of "minister", for "Mission and Pastoral Measure 2011" substitute "Mission and Pastoral Measure (Isle of Man) 2012";

(d) for the definition of "parish" substitute —

5 ""parish" means an ecclesiastical parish;"

(2) Omit section 55(2) and (4).

(3) In section 55(5), omit paragraphs (a) and (c).

(4) In section 55(6)(a), for "section 43(2) of the Mission and Pastoral Measure 2011" substitute "section 17(2) of the Mission and Pastoral Measure (Isle of Man) 2012".

10 (5) For section 55(8) substitute —

"(8) Nothing in this Part prejudices or affects the provisions of any enactment relating to ancient monuments or town and country planning."

PART 4 — FACULTY JURISDICTION

29. (1) In the heading to section 58, for "on or after 1 March 1993" substitute "after 1993".

15 (2) In section 58(1), for "1 March 1993" substitute "1 January 1994".

(3) Omit section 58(8).

30. (1) In the heading to section 59, for "1 March 1993" substitute "1994".

(2) In section 59(1), for "1 March 1993" substitute "1 January 1994".

(3) Omit section 59(7).

20 31. (1) In section 60(1)(a), omit "of the archdeaconry in which the parish concerned is situated".

(2) In section 60(5), omit "for the diocese concerned".

(3) Omit section 60(8).

32. (1) In section 61(8) and (9), for "a solicitor" substitute "an advocate".

25 (2) Omit section 61(11).

33. (1) Omit section 63(3) to (5).

(2) In section 63(6), for "1 March 1993" substitute "31 December 1993".

34. Omit sections 64 and 65.

35. Omit section 66(6) to (8).

30 36. Omit section 67.

37. In sections 71(4)(a) and 72(4)(a), omit "of the archdeaconry concerned".

38. In section 72(4), omit "of the archdeaconry concerned".

39. In section 74(1), omit "of every archdeaconry in a diocese" and "relating to the archdeaconry".

35 40. (1) In section 75(1), omit "of every archdeaconry" and "in his or her archdeaconry".

(2) In section 75(2), omit "in relation to the archdeaconry".

41. In section 76(1), omit "in the archdeaconry".

42. (1) In section 77(7), omit paragraphs (a), (b), (c), (g) and (i).
(2) Omit section 77(8).
43. In section 78(6), for paragraph (b) substitute —
 "(b) the archdeacon, and".
- 5 44. In section 79(1)(a) and (2), omit "or the reservation of a grave space".
45. (1) In section 80(1) —
 (a) for the definition of "diocesan advisory committee" substitute —
 ""advisory committee" means the Diocesan Advisory Committee;"
 (b) in the definition of "minister", for "Mission and Pastoral Measure 2011" substitute
10 "Mission and Pastoral Measure (Isle of Man) 2012";
 (c) for the definition of "parish" substitute —
 ""parish" means an ecclesiastical parish;"
 (d) omit the definition of "parish church".
(2) For section 80(3) substitute —
15 "(3) Nothing in this Part prejudices or affects the provisions of any enactment relating
 to ancient monuments or town and country planning."

PART 5 — MISCELLANEOUS

46. Omit sections 81 and 82.
47. (1) In the heading of section 83, for "Rule Committee" substitute "Legislative Committee".
20 (2) In section 83(1) —
 (a) for "Rule Committee" substitute "Legislative Committee of the Sodor and Man
 Diocesan Synod";
 (b) omit paragraph (d);
 (c) for paragraph (e) substitute —
25 "(e) section 9C of the Churchwardens Measure (Isle of Man) 2013;
 (f) rule 46D of the Church Representation Rules;
 (g) provision made by Canon to confer a right of appeal against the suspension of
 a licence to exercise the office of reader or of a licence to serve as a lay
 worker."
30 (3) In section 83(3) and (5), for "Rule Committee" substitute "Legislative Committee".
(4) Omit section 83(4).
(5) After section 83(5) insert —
 "(5A) Rules made under this section may provide that rules made under this section as
 it has effect in England shall have effect in the Isle of Man subject to such
35 modifications as may be prescribed."
(6) In section 83(6) —
 (a) omit paragraph (c);
 (b) in paragraph (d), for "sections 84 to 87" substitute "section 87".

- (7) In section 83(8), for "section 25 of the Parochial Registers and Records Measure 1978" substitute "the Church Records Measure (Isle of Man) 2000".
- (8) For section 83(9) substitute —
- 5 "(9) Rules under this section shall not have effect unless they are approved by the Sodor and Man Diocesan Synod, and shall be laid before Tynwald as soon as may be after they are so approved."
- (9) Omit section 83(10).
48. Omit sections 84 to 86.
49. (1) In section 87(2), omit paragraph (e).
- 10 (2) For section 87(4) substitute —
- "(4) In this section "monument" has the same meaning as in Schedule 1 to the Church Fees Measure (Isle of Man) 2014."
50. (1) Omit section 88(1).
- (2) In section 88(3), for "an Order in Council under the Burial Act 1853 or 1855" substitute
- 15 "an order under section 5 of the Burials Act 1986 (an Act of Tynwald)".
- (3) Omit section 88(4), (5) and (7).
51. Omit section 89(7).
52. (1) In section 91(4), for "Order in Council under the Burial Act 1853 or 1855" substitute
- "order under section 5 of the Burials Act 1986".
- 20 (2) For section 91(5) substitute —
- "(5) But an order under the said section 5 may discontinue burials in the land if it appears to the Department of Environment, Food and Agriculture that further burials in the land would be prejudicial to public health."
53. (1) In section 92(1)—
- 25 (a) omit "of an archdeaconry in the diocese" and "in the archdeaconry";
- (b) in paragraph (a), after "corporation" insert ", the churchwardens of a parish jointly with any such corporation".
- (2) In section 92(4), for "section 78 of and Schedule 6 to the Mission and Pastoral Measure 2011" substitute "section 21 of and Schedule 4 to the Mission and Pastoral Measure
- 30 (Isle of Man) 2012".
- (3) In section 92(5), for "Secretary of State" substitute "Department of Environment, Food and Agriculture".
- (4) For section 92(8) and (9) substitute —
- 35 "(8) Section 1 of the Conveyancing Act 1983 (an Act of Tynwald) (which enables the court to discharge or modify restrictions affecting land) does not apply in relation to a condition or requirement imposed by an order under this section.
- (9) Subsection (6) is subject to section 29 (registration of encumbrances) of the Registration of Deeds Act 1961 (an Act of Tynwald) and to the provisions of the Land Registration Act 1982 (an Act of Tynwald).
- 40 (9A) For the purposes of section 11(1) of the said Act of 1961 the archdeacon shall be deemed to be a person legally or beneficially interested in the building or land

affected; and for the purposes of the said Act of 1982 a condition or requirement shall be treated as falling within Part I of Schedule 6 (registrable burdens) to that Act."

(5) Omit section 92(11), (12) and (14).

5 54. (1) For section 93(4) substitute —

"(4) In this section —

"the appropriate authority" means —

(a) in relation to Crown land vested in or managed by a Department or Statutory Board or a government department of the United Kingdom, that
10 Department, Board or department;

(b) in relation to any other Crown land, the Council of Ministers;

and, if any question arises as to what authority is the appropriate authority in relation to any land or building, that question shall be referred to the Council of Ministers, whose decision shall be final;

15 "Crown land" means land in which there is an interest belonging to or held in trust for Her Majesty;

"Department" and "Statutory Board" have the meanings given by the Interpretation Act 2015 (an Act of Tynwald)."

(2) Omit section 93(5).

20

PART 6 — GENERAL

55. Omit section 94.

56. (1) In section 95(1) —

(a) at the appropriate places in alphabetical order insert —

""archdeacon" means the Archdeacon of Man;";

25 ""churchyard" includes any burial ground, or part of a burial ground, which is consecrated ground, but does not include a cemetery provided under the Douglas Cemetery Act 1895;";

""diocesan board of finance" means the Sodor and Man Diocesan Board of Finance;";

30 ""the High Court" means the High Court of Justice of the Isle of Man;";

""prescribed" means prescribed by rules;";

(b) omit the definitions of "chancellor", "consistory court" and "parochial library".

(2) After section 95(3) insert —

35 "(3A) References in this Measure to a Measure (including this Measure) or to a provision of a Measure are to that Measure or provision as it has effect in the Isle of Man.

(3B) References in this Measure to the commencement of any provision of this Measure are to the date on which the provision is extended to the Isle of Man."

(3) Omit section 95(4) and (5).

40 57. Omit sections 99 and 100.

SCHEDULES

58. In Schedule 1 —
- (a) omit paragraphs 1, 5, 19, 20(2), 21, 23(b), 24(2)(b) and (c) and (3) and 25 to 30;
 - (b) in paragraph 10(3), for "(1A)" substitute "(1B)", and omit "and (b) omit "including that Court"". 5
59. In Schedule 2 —
- (a) in paragraph 1, for "[name of diocese]" substitute "Sodor and Man";
 - (b) in paragraph 2(1), omit "of each archdeaconry in the diocese", and for "12" substitute "5";
 - (c) in paragraph 2(2), for the words from "(a)" onwards substitute — 10
 - "(a) the standing committee of the diocesan synod, and
 - (b) the chancellor of the diocese.";
 - (d) in paragraph 2(3) —
 - (i) for "bishop's council of the diocese" (in each place) substitute "standing committee of the diocesan synod", 15
 - (ii) for "ten" substitute "3";
 - (iii) omit the words from "of whom" to "societies";
 - (e) in paragraph 2(4), for "bishop's council" substitute "standing committee";
 - (f) in paragraph 7, for "diocesan secretary" substitute "archdeacon".
60. In Schedule 3 —
- (a) in Part 1, omit paragraphs 1 to 3, 5, 9, 10 and 14 to 23;
 - (b) in Part 2 —
 - (i) in paragraph 24, after "1964" insert "(as applied by the Ecclesiastical Jurisdiction Rules (Isle of Man) 1995)";
 - (ii) omit paragraphs 27 to 35; 25
 - (iii) in paragraph 36, after "2015" insert "(as applied by rule 21.1 of the Faculty Jurisdiction Rules (Isle of Man) 2016)";
 - (iv) omit paragraphs 37(5) to (7), 38 to 48, 50 and 51;
 - (c) omit Part 3 (paragraphs 52 to 63).
61. In Schedule 4, omit Part 2. 30
62. In Schedule 5, omit the repeals of enactments which do not extend to the Isle of Man.

Section 4(1).

SCHEDULE 2

CONSEQUENTIAL AMENDMENTS

Mission and Pastoral Measure (Isle of Man) 2012 (SM 2 of 2012)

- 5 1. (1) In section 17(4), for "section 6 of the Faculty Jurisdiction Measure 1964" substitute "section 59 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018".
- (2) In section 19(3)(c), for "section 22 of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991" substitute "section 92 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018".
- 10 (3) In Schedule 3, in paragraph 3(3), for "Part 1 of the Church Act 1979 ceases" substitute "sections 45 to 48 of the Ecclesiastical Jurisdiction and Care of Churches Measure 2018 cease".

Safeguarding and Clergy Discipline Measure (Isle of Man) 2017 (SM 1 of 2017)

2. In Schedule 1, for paragraph 4 substitute —
- 15 "4. Omit section 4."

Section 4(2).

SCHEDULE 3

REPEAL OF ENACTMENTS

<i>Reference</i>	<i>Title</i>	<i>Extent of repeal</i>
AT 4 of 1979	Church Act 1969.	Schedule 1, except paragraph 6.
AT 10 of 1979	Church Act 1979.	The whole Act.
SM 1 of 1992	Care of Churches and Ecclesiastical Jurisdiction Measure (Isle of Man) 1992.	The Schedule, except paragraph 30(1) and (6).
SM 1 of 1994	Statute Law Revision Measure (Isle of Man) 1994.	In Schedule 1, paragraph 7.
SM 1 of 2000	Church Records Measure (Isle of Man) 2000.	Section 32(2).
SM 1 of 2009	Church (Miscellaneous Provisions) Measure (Isle of Man) 2009.	Section 3. In Schedule 3, paragraphs 2 and 3.
SM 1 of 2015	Church (Miscellaneous Provisions) Measure (Isle of Man) 2015.	Section 3(b), (c), (e), (f) and (g). In Schedule 1, paragraphs 2 to 5.
SM 1 of 2016	Care of Churches and Ecclesiastical Jurisdiction (Amendment) Measure (Isle of Man) 2016.	In the Schedule, paragraphs 1 to 8.

APPENDIX 2:

**Memorandum to the Ecclesiastical
Committee of Tynwald re: Draft
Ecclesiastical Jurisdiction and Care
of Churches Measure (Isle of Man)**

SODOR AND MAN DIOCESAN SYNOD

LEGISLATIVE COMMITTEE

MEMORANDUM TO THE ECCLESIASTICAL COMMITTEE OF TYNWALD

**DRAFT ECCLESIASTICAL JURISDICTION AND CARE OF CHURCHES
MEASURE (ISLE OF MAN)**

1. The Sodor and Man Diocesan Synod on 28th June 2018 approved the **draft Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man)** pursuant to paragraph 1(3) of Schedule 1 to the Church Legislation Procedure Act 1993. Accordingly the Legislative Committee of the Synod presents the draft Measure, a copy of which accompanies this memorandum, to the Ecclesiastical Committee of Tynwald for consideration under paragraph 2 of the said Schedule 1.
2. The principal object of the draft Measure is to extend to the Isle of Man with modifications Parts 1 and 3 to 6 of the **Ecclesiastical Jurisdiction and Care of Churches Measure 2018** ("the 2018 Measure").

The 2018 Measure

3. The 2018 Measure is a consolidation measure, to repeal and re-enact without substantive amendments the existing legislation relating to ecclesiastical courts and to the care of churches, in particular the faculty jurisdiction. The principal Measures to be replaced in whole or in part (which have been extended to the Isle of Man by or under Act of Tynwald) are —
 - 3.1. Ecclesiastical Jurisdiction Measure 1963
 - 3.2. Faculty Jurisdiction Measure 1964
 - 3.3. Care of Churches and Ecclesiastical Jurisdiction Measure 1991
 - 3.4. Care of Churches and Ecclesiastical Jurisdiction (Amendment) Measure 2015
4. The subject matter of the provisions of the 2018 Measure to be extended is as follows —
 - 4.1. Part 1 deals with the ecclesiastical courts, in particular the diocesan consistory courts and the provincial appeal courts, and the appointment, term of office and functions of their judges (including the Vicar General).
 - 4.2. Part 3 deals with the care of churches, in particular the diocesan advisory committee, inspections of churches and the role of churchwardens, parochial church councils and the Archdeacon.
 - 4.3. Part 4 deals with the faculty jurisdiction, under which works and other matters affecting consecrated buildings and ground are controlled by the consistory courts.
 - 4.4. Parts 5 and 6 contain miscellaneous and general provisions.
5. Part 2 is not to be extended; it relates mainly to diocesan registrars, for whom separate provision is made by the Church Offices Measure (Isle of Man) 2011.

Modifications and amendments made by the draft Measure

6. The draft Measure in Schedule 1 makes modifications of the above provisions, mainly to reproduce the modifications of the existing legislation in its application to the Isle of Man. Schedules 2 and 3 make consequential amendments and repeals of other Measures to take account of the replacement of the existing legislation.

7. Although the draft Measure is not intended to make substantive amendments of existing legislation, the Legislative Committee have taken the opportunity to propose certain changes in the existing law in the interests of tidying up the statute book, as follows.

7.1. The minimum age for appointment as Vicar General is removed (section 2(4)).

7.2. The Bishop is to consult the Dean of the Arches before appointing, or extending the term of office of, the Vicar General (sections 2(6) & 3(8)).

7.3. References to books formerly in parochial libraries are omitted (sections 54 & 67).

7.4. Section 8 of the Faculty Jurisdiction Measure 1964 terminates certain existing rights of burial as from 2079. The provision (section 65) which replaces it is not to extend to the Island.

7.5. It is made clear that the faculty jurisdiction applies to detached burial grounds by defining 'churtyard' in Part 4 as including such grounds (section 80(1)).

7.6. The constitution of the diocesan advisory committee is prescribed in the 2018 Measure, not determined by the Synod (Schedule 2).

Text of 2018 Measure

8. Also accompanying this memorandum is a parallel text of the 2018 Measure, as enacted (column 1) and as proposed to be modified for the Isle of Man (column 2).

Request

9. The Legislative Committee respectfully requests the Ecclesiastical Committee to consider the draft Measure and to recommend to Tynwald that it be presented to Her Majesty for Her assent.

K F W Gumbley
Chairman of the Legislative Committee

October 2018

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