



# Ecclesiastical Jurisdiction Measure 1963

1963 No. 1

## PART I

### THE ECCLESIASTICAL JUDICIAL SYSTEM

#### *The Judges of the Courts constituted by this Measure*

### 3 Judges of the Arches and Chancery Courts.

(1) The judges of the Arches Court of Canterbury and the Chancery Court of York respectively [<sup>F1</sup>for the purposes of proceedings on an appeal under section 20 of the Clergy Discipline Measure 2003] shall be [<sup>F2</sup>as set out in subsection (2) of this section], but proceedings which, by virtue of the following provisions of this Measure, are cognisable by either of those Courts shall be heard and disposed of by such of the judges thereof as may be determined in accordance with those provisions.

(2) Of the judges of each of the said Courts—

[<sup>F3</sup>(a) one shall be the Dean of the Arches and Auditor;

(b) four shall be appointed in accordance with section 20(2) and (3) of the Clergy Discipline Measure 2003.]

<sup>F4</sup>(d) .....

<sup>F5</sup>(3) .....

<sup>F6</sup>(4) .....

<sup>F5</sup>(5) .....

<sup>F5</sup>(6) .....

(7) [<sup>F7</sup>A person appointed under paragraph [<sup>F8</sup>(b)] of subsection (2) of this section] to hold the office of judge of either of the said Courts shall, before he enters on the execution of his office,—

(a) take <sup>F9</sup>... [<sup>F10</sup>the oaths set out in Part 1 of Schedule 1 to this Measure] either before the archbishop of the relevant province and in the presence of the

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registrar of that province or in open court in the presence of that registrar; . . .  
<sup>F11</sup>

(b) . . . <sup>F12</sup>

(8) A provincial registrar shall record the taking <sup>F11</sup> ... <sup>F13</sup> ..., of an oath <sup>F11</sup> ... in his presence in pursuance of [<sup>F14</sup>subsection (7)].

#### Textual Amendments

- F1** Words in s. 3(1) inserted (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\), s. 99\(2\), Sch. 1 para. 6\(2\)](#) (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2
- F2** Words in s. 3(1) substituted (1.3.1993) by [Care of Churches and Ecclesiastical Jurisdiction Measure 1991 \(No. 1, SIF 21:8\), s. 8\(1\), Sch. 4 para. 3\(a\)](#) (with s. 31(6)); Instrument dated 16.2.1993 made by the [Archbishops of Canterbury and York](#)
- F3** S. 3(2)(a)(b) substituted (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\), s. 99\(2\), Sch. 1 para. 6\(3\)\(a\)](#) (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2
- F4** S. 3(2)(d) repealed (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\), s. 99\(2\), Sch. 1 para. 6\(3\)\(b\), Sch. 5](#) (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2
- F5** S. 3(3)-(6) repealed (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\), s. 99\(2\), Sch. 1 para. 6\(4\), Sch. 5](#) (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2
- F6** S. 3(4) repealed (1.2.2014) by [Clergy Discipline \(Amendment\) Measure 2013 \(No. 2\), ss. 9\(4\), 10\(2\); S.I. 2014/1, art. 2](#)
- F7** Words in s. 3(7) substituted (1.3.1993) by [Care of Churches and Ecclesiastical Jurisdiction Measure 1991 \(No. 1, SIF 21:8\), s. 8\(1\), Sch. 4 para. 3\(f\)](#) (with s. 31(6)); Instrument dated 16.2.1993 made by the [Archbishops of Canterbury and York](#)
- F8** Word in s. 3(7) substituted (1.2.2014) by [Clergy Discipline \(Amendment\) Measure 2013 \(No. 2\), ss. 9\(6\), 10\(2\); S.I. 2014/1, art. 2](#)
- F9** Words in s. 3(6)(7) repealed (1.9.1995) by 1995 No. 2, [s. 9\(b\)\(i\)](#); Instrument dated 26.7.1995 made by [Archbishops of Canterbury and York](#)
- F10** Words in s. 3(7)(a) substituted (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\), s. 99\(2\), Sch. 1 para. 6\(5\)](#) (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2
- F11** Words repealed by [Church of England \(Worship and Doctrine\) Measure 1974 \(No. 3\), Sch. 2](#)
- F12** S. 3(6)(b)(7)(b) repealed by [Church of England \(Worship and Doctrine\) Measure 1974 \(No. 3\), Sch. 2](#)
- F13** Words in 3(8) repealed (1.9.1995) by 1995 No. 2, [s. 9\(b\)\(ii\)](#); Instrument dated 26.7.1995 made by [Archbishops of Canterbury and York](#)
- F14** Words in s. 3(8) substituted (1.9.2018) by [Ecclesiastical Jurisdiction and Care of Churches Measure 2018 \(No. 3\), s. 99\(2\), Sch. 1 para. 6\(6\)](#) (with Sch. 4 Pt. 1); S.I. 2018/720, art. 2

**Changes to legislation:**

There are currently no known outstanding effects for the Ecclesiastical Jurisdiction Measure 1963, Section 3.