

**Changes to legislation:** Care of Cathedrals Measure 2011, SCHEDULE 1 is up to date with all changes known to be in force on or before 07 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 1

Section 3(4)

#### THE CATHEDRALS FABRIC COMMISSION FOR ENGLAND

##### *Membership*

- 1 The Commission shall consist of a person who shall be known as “the Chair”, a person who shall be known as “the Vice-Chair” and twenty-two other members.

##### **Commencement Information**

**11** Sch. 1 para. 1 in force at 1.9.2011 by 2011 No. 2, art. 2

- 2 The Chair shall be a lay person appointed by the Archbishops of Canterbury and York after consultation with the Secretary of State, and the Vice-Chair shall be appointed by the Archbishops after consultation with the Archbishops' Council and with such organisation as appears to the Archbishops to be representative of the deans of cathedral churches.

##### **Commencement Information**

**12** Sch. 1 para. 2 in force at 1.9.2011 by 2011 No. 2, art. 2

- 3 Seventeen members of the Commission shall be appointed by the Archbishops of Canterbury and York as follows—
- (a) one member shall be appointed on the nomination of the House of Bishops from among the members of that House;
  - (b) two members shall be appointed on the nomination of such organisation as appears to the Archbishops to be representative of the deans of cathedral churches and at least one of those two members shall be a dean of a cathedral church;
  - (c) three members shall be appointed on the nomination of the Church Buildings Council, of whom two shall be selected from among the members of the Council or a committee of the Council;
  - (d) two members shall be persons holding office as cathedral architects or surveyors of the fabric one of whom shall be appointed after consultation with the President of the Royal Institute of British Architects and the other shall be appointed after consultation with that President and the President of the Royal Institution of Chartered Surveyors;
  - (e) one member shall be an architect or chartered building surveyor appointed after consultation with the President of the Ecclesiastical Architects and Surveyors Association and one member shall be a chartered engineer appointed after consultation with the President of the Institution of

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- Structural Engineers and the President of the Institution of Civil Engineers, being persons with experience of the care of historic buildings;
- (f) one member shall be a painter, sculptor or other artist, with experience of work for cathedral or other churches, who shall be appointed after consultation with the President of the Royal Academy of Art;
- (g) six members shall be appointed as follows—
- (i) one shall be appointed after consultation with the Secretary of State;
  - (ii) one shall be appointed after consultation with the Chairman of English Heritage;
  - (iii) one shall be appointed after consultation with the President of the Council for British Archaeology and the President of the Society of Antiquaries of London;
  - (iv) two shall be appointed after consultation with the Chairman of the Liturgical Commission; and
  - (v) one shall be appointed after consultation with the Director of the Royal School of Church Music.

**Commencement Information**

**I3** [Sch. 1 para. 3](#) in force at 1.9.2011 by [2011 No. 2, art. 2](#)

- 4 All the members of the Commission appointed under paragraph 3(b) to (g) shall be persons who between them have special knowledge of archaeology, architecture, archives, art, the care and conservation of books, manuscripts and other historic objects, history (including history of art and architecture) and liturgy (including church music).

**Commencement Information**

**I4** [Sch. 1 para. 4](#) in force at 1.9.2011 by [2011 No. 2, art. 2](#)

- 5 Five members of the Commission, of whom at least one shall be a member of the Chapter of a cathedral, shall be elected by the General Synod from among its members, each person so elected having knowledge of the ways in which cathedral churches are currently used and of their contribution to the work of the Church of England.

**Commencement Information**

**I5** [Sch. 1 para. 5](#) in force at 1.9.2011 by [2011 No. 2, art. 2](#)

- 6 No person who is a member of the Chapter or fabric advisory committee of any cathedral church or a member or officer of a relevant committee of any designated organisation shall be eligible for appointment as the Chair or Vice-Chair of the Commission.

**Commencement Information**

**I6** [Sch. 1 para. 6](#) in force at 1.9.2011 by [2011 No. 2, art. 2](#)

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- 7 The Chair and other members of the Commission shall hold office for 5 years beginning on the first day of May in the year next following the year in which the General Synod is dissolved and a new Synod comes into being.

**Modifications etc. (not altering text)**

- C1** Sch. 1 para. 7 excluded by S.I. 2020/526, art. 4 (as inserted (15.10.2020) by [The General Synod of the Church of England \(Postponement of Elections\) \(Amendment\) Order 2020 \(S.I. 2020/1123\)](#), arts. 1(2), 2(1))

**Commencement Information**

- I7** Sch. 1 para. 7 in force at 1.9.2011 by [2011 No. 2, art. 2](#)

- 8 Any member of the Commission shall on ceasing to hold office be eligible for re-appointment or re-election unless he or she became such a member by virtue of re-appointment or re-election under this paragraph or appointment under paragraph 9 following re-election under this paragraph.

**Commencement Information**

- I8** Sch. 1 para. 8 in force at 1.9.2011 by [2011 No. 2, art. 2](#)

- 9 Where a member of the Commission elected by the General Synod under paragraph 5 has, following the dissolution of the Synod, not been re-elected to the new Synod, that person may be appointed by the Appointments Committee of the Church of England as a member and shall hold office until the thirtieth day of April following the year in which the new Synod comes into being.

**Commencement Information**

- I9** Sch. 1 para. 9 in force at 1.9.2011 by [2011 No. 2, art. 2](#)

*Casual vacancies*

- 10 Where a casual vacancy occurs among the members of the Commission appointed by the Archbishops of Canterbury and York, the Archbishops, after such consultation as appears to them to be appropriate having regard to the knowledge or experience of the person whose place is to be filled, may appoint a person to fill the vacancy.

**Commencement Information**

- I10** Sch. 1 para. 10 in force at 1.9.2011 by [2011 No. 2, art. 2](#)

- 11 Where a casual vacancy occurs among the members of the Commission elected by the General Synod, the General Synod may elect one of its members to fill the vacancy, the person so elected having knowledge of the matters mentioned in paragraph 5.

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**Commencement Information**

**I11** Sch. 1 para. 11 in force at 1.9.2011 by 2011 No. 2, art. 2

- 12 Any person appointed or elected to fill a casual vacancy shall hold office only for the unexpired portion of the term of office of the person in whose place he or she is appointed or elected, but shall be eligible for re-appointment or re-election for one further term of office in accordance with paragraph 8, and if the Archbishops of Canterbury and York so direct, shall be eligible for re-appointment or re-election for a second further term.

**Commencement Information**

**I12** Sch. 1 para. 12 in force at 1.9.2011 by 2011 No. 2, art. 2

*Secretary*

- 13 The Commission shall appoint a secretary to the Commission but no person shall be appointed who is a member or officer of the Chapter or fabric advisory committee of any cathedral church or a member of a relevant committee of any designated organisation.

**Commencement Information**

**I13** Sch. 1 para. 13 in force at 1.9.2011 by 2011 No. 2, art. 2

*Committee*

- 14 The Commission shall have power to appoint such committees as it considers expedient.

**Commencement Information**

**I14** Sch. 1 para. 14 in force at 1.9.2011 by 2011 No. 2, art. 2

- 15 Persons who are not members of the Commission may be appointed to any committee of the Commission, but the number of such persons appointed to a committee shall be less than half the total number of members of the committee.

**Commencement Information**

**I15** Sch. 1 para. 15 in force at 1.9.2011 by 2011 No. 2, art. 2

*Proceedings*

- 16 The quorum of the Commission shall be 8 members.

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**Commencement Information**

**I16** Sch. 1 para. 16 in force at 1.9.2011 by 2011 No. 2, art. 2

- 17 The business of the Commission shall be decided by a majority of the members present and voting thereon and, in the event of an equal division of votes, the Chair shall have a second or casting vote.

**Commencement Information**

**I17** Sch. 1 para. 17 in force at 1.9.2011 by 2011 No. 2, art. 2

- 18 Subject to paragraph 16, the Commission may act notwithstanding any vacancy in its membership.

**Commencement Information**

**I18** Sch. 1 para. 18 in force at 1.9.2011 by 2011 No. 2, art. 2

- 19 The Commission shall have power to hold public hearings in connection with any matter to be considered by it for the purpose of receiving oral representations from members of the public and may appoint a panel of not less than three members for the purpose of holding a public hearing on any matter specified by the Commission and reporting thereon to the Commission.

**Commencement Information**

**I19** Sch. 1 para. 19 in force at 1.9.2011 by 2011 No. 2, art. 2

- 20 Where the Commission is considering an appeal under section 10 or 14 no member of the Commission who is also a member of the fabric advisory committee against whose decision the appeal is brought shall participate in the proceedings.

**Commencement Information**

**I20** Sch. 1 para. 20 in force at 1.9.2011 by 2011 No. 2, art. 2

- 21 Subject to the preceding provisions of this Schedule and to any directions as to procedure given by the General Synod, the Commission shall have power to regulate its own procedure.

**Commencement Information**

**I21** Sch. 1 para. 21 in force at 1.9.2011 by 2011 No. 2, art. 2

*Designated organisations*

- 22 The Archbishops of Canterbury and York acting jointly may designate the organisations which are to be “designated organisations” for the purpose of

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paragraphs 6 and 13 and may specify the committees of those organisations which are to be “relevant committees” for the purposes of those paragraphs.

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**Commencement Information**

**I22** [Sch. 1 para. 22](#) in force at 1.9.2011 by [2011 No. 2, art. 2](#)

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**Changes and effects yet to be applied to :**

- Sch. 1 para. 3(a) words substituted by [2024 No. 1 s. 15\(3\)](#)

**Changes and effects yet to be applied to the whole Measure associated Parts and Chapters:**

Whole provisions yet to be inserted into this Measure (including any effects on those provisions):

- s. 2(1)(ba) and word inserted by [2024 No. 1 s. 15\(1\)](#)