
STATUTORY INSTRUMENTS

2015 No. 1568

The Faculty Jurisdiction Rules 2015

PART 3

Matters not requiring a faculty

Excluded matters – general

3.5.—(1) Rules 3.2 to 3.4 do not permit the undertaking of any of the following matters—

- (a) any works which involve alteration to or the extension of a listed building to such an extent as would be likely to affect its character as a building of special architectural or historic interest;
- (b) any works which are likely to affect the archaeological importance of a building or any archaeological remains within a building or its curtilage;
- (c) any works in respect of all or part of which scheduled monument consent is required under the Ancient Monuments and Archaeological Areas Act 1979⁽¹⁾;
- (d) any works which involve extension, demolition or partial demolition of a building, or the erection of a new building;
- (e) any matter which gives rise to a question of law or of doctrine, ritual or ceremonial or which would, if undertaken, affect the legal rights of any person;
- (f) the exhumation or other disturbance of human remains;
- (g) the reservation of a grave space;
- (h) the sale or other disposal of any article of architectural, archaeological, artistic or historic interest;
- (i) the sale of any book remaining in or belonging to a library to which the Parochial Libraries Act 1708 applies;
- (j) the introduction of an aumbry or any other receptacle used for the reservation of the sacrament of Holy Communion; or
- (k) the introduction of, or the carrying out of any work to, a monument of the kind referred to in section 3 of the Faculty Jurisdiction Measure 1964⁽²⁾.

(2) The reference in paragraph (1)(e) to a matter affecting the legal rights of a person does not include a reference to the grant of a licence for the grazing of a churchyard by livestock.

(3) Where it is proposed to undertake a matter which falls within paragraph (1) a faculty (or an interim faculty under Part 15) must be sought.

⁽¹⁾ 1979 c. 46.

⁽²⁾ 1964 No. 5.