



Isle of Man

Ellan Vannin

AT 4 of 1969

CHURCH ACT 1969



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<i>Received Royal Assent:</i>	<i>25 June 1969</i>
<i>Passed:</i>	<i>8 July 1969</i>
<i>Commenced:</i>	<i>8 July 1969</i>

AN ACT to extend the Ecclesiastical Jurisdiction Measure, 1963, to the Isle of Man, to extend the Episcopal Church (Scotland) Act, 1964, to the Isle of Man, and for other purposes.

PART I

1 Extension of the Ecclesiastical Jurisdiction Measure, 1963, to the Isle of Man

The Ecclesiastical Jurisdiction Measure, 1963 (being a Measure passed by the National Assembly of the Church of England and approved by the Imperial Parliament and hereinafter called "**the Measure**") shall extend and apply to the Isle of Man to the same extent as if the Measure contained a provision that such Measure shall extend and apply to the Isle of Man but subject to the modifications which are set out in the First Schedule to this Act.

PART II

2 Extension of Episcopal Church (Scotland) Act, 1964, to the Isle of Man

The Episcopal Church (Scotland) Act, 1964, shall extend and apply to the Isle of Man to the same extent as if the Act contained a provision that such Act shall extend and apply to the Isle of Man, but subject to the following modification, namely:

In subsection (1) of section one of such Act, the words "or the Isle of Man" shall be inserted after the words "any benefice or preferment in England" and after the words "to officiate in England."

PARTS III AND IV

3 and 4 [Repealed]¹

PART V – SEQUESTRATION

5 Sequestration of vacant benefices

- (1) During a vacancy in the benefice of a parish or parochial district (in this section referred to as “the benefice”), the Bishop may, by order, sequester all and singular the fruits, rents, tithes, revenues, rights, profits, emoluments and commodities whatsoever belonging or appertaining to the benefice (the same being in this Act referred to as “**the emoluments**”) and appoint such person or persons as may be specified in such order (such person or persons being in this Act referred to as “**the sequestrators**”) to be sequestrators of the benefice, with the duty of causing the cure of souls of the said parish or parochial district to be well and sufficiently served, and with power to the sequestrators to demand, levy, collect and receive the income of the benefice, and to keep or cause to be kept the moneys so collected and received under safe and straight sequestration, and to require the sequestrators to perform such other duties in relation to the benefice, as may be specified in such order; and when required to give a true and full account to the Bishop, or the Vicar-General, of and concerning all sums of money and other profits levied and received by the sequestrators by virtue of such order.
- (2) The sequestrators of a benefice may take such proceedings as they may deem necessary for recovering the whole or any part of the emoluments of such benefice to the same extent as an incumbent of such benefice might have taken if such benefice was not vacant.
- (3) During the vacancy in the benefice, the Bishop may appoint and licence a curate to perform the ecclesiastical duties of the benefice, and the Bishop may determine the stipend to be paid to such curate.

6 [Repealed]²

7 Determinations of Bishop binding on sequestrators

A determination by the Bishop under section 5 of this Act shall be binding on and be given effect to by the sequestrators.³

8 [Repealed]⁴

PART VI – MISCELLANEOUS

9 [Repealed]⁵

10 Interpretation

- (1) References in this Act to any enactment shall, except where the context otherwise requires, be construed as references to the enactment as amended by or under any other enactment.
- (2) For the purposes of this section, the expression “enactment” includes an Act of the Imperial Parliament, a Measure passed by the National Assembly of the Church of England and approved by the Imperial Parliament, or an Act of Tynwald.

11 Short title

This Act may be cited as the Church Act, 1969, and this Act and the Church Acts, 1880 to 1963, may be together cited as the Church Acts, 1880 to 1969, and shall be construed as one.

12 [Repealed]⁶

FIRST SCHEDULE

MODIFICATIONS TO THE ECCLESIASTICAL JURISDICTION MEASURE, 1963, WHICH APPLY TO THE EXTENSION AND APPLICATION OF SUCH MEASURE TO THE ISLE OF MAN

Section 1

1. [Repealed]⁷

2. [Repealed]⁸

3. [Repealed]⁹

3A. [Repealed]¹⁰

4. [Repealed]¹¹

5. [Repealed]¹²

5A. In section 71 of the Measure (which relates to the performance of duties during suspension etc.), in subsection (4) the words from “and may,” onwards shall be omitted.¹³

5B. In section 72 of the Measure (which relates to the occupation of a parsonage house), in subsection (2) the words from “and such part” to “reasonable,” shall be omitted.¹⁴

6. The following shall be added to section 87 of the Measure (which relates to repeals):

“Any provision in any Act of Tynwald, and any canon, constitution, decretal or other instrument forming part of the law ecclesiastical of the Isle of Man which is inconsistent with the provisions of this Measure as modified by the *Church Act, 1969* (being an Act of Tynwald) shall, to the extent of such inconsistency, cease to have effect.”

7. [Repealed]¹⁵

8. [Repealed]¹⁶

9. [Repealed]¹⁷

SECOND SCHEDULE¹⁸

THIRD SCHEDULE¹⁹

ENDNOTES

Table of Endnote References

¹ Ss 3 and 4 repealed by Church Act 1992 Sch 7.

² S 6 repealed by SD2014/0108.

³ S 7 amended by SD2014/0108.

⁴ S 8 repealed by Church Act 1992 Sch 7.

⁵ S 9 repealed by Church Act 1983 Sch 2.

⁶ S 12 repealed by SD254/94.

⁷ Para 1 repealed by Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019 Sch 3.

⁸ Para 2 repealed by Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019 Sch 3.

⁹ Para 3 repealed by Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019 Sch 3.

¹⁰ Original para 3A repealed by SD538/05 and by SD854/05. New para 3A inserted by SD2014/0108 and repealed by Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019 Sch 3.

¹¹ Para 4 repealed by Church (Ecclesiastical Jurisdiction) Act 1978 s 2.

¹² Para 5 repealed by GC485/92 (in force by SD102/93).

¹³ Para 5A inserted by Church (Miscellaneous Provisions) Measure (Isle of Man) 2021 Sch 4.

¹⁴ Para 5B inserted by Church (Miscellaneous Provisions) Measure (Isle of Man) 2021 Sch 4.

¹⁵ Para 7 repealed by SD538/05 and by SD854/05.

¹⁶ Para 8 repealed by Church (Ecclesiastical Jurisdiction) Act 1978 s 2.

¹⁷ Para 9 repealed by Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019 Sch 3.

¹⁸ Sch 2 repealed by Statute Law Revision Measure (Isle of Man) 1994 (SD254/94).

¹⁹ Sch 3 repealed by Church Act 1983 Sch 2.