

**CHURCH REPRESENTATION AND MINISTERS MEASURE
(ISLE OF MAN) 2020**

<i>Approved by Sodor and Man Diocesan Synod</i>	<i>27 June 2019</i>
<i>Approved by Tynwald</i>	<i>19 November 2019</i>
<i>Royal Assent given</i>	<i>17 March 2020</i>
<i>Announced to Tynwald</i>	<i>17 March 2020</i>

A MEASURE enacted pursuant to the Church Legislation Procedure Act 1993 to extend to the Isle of Man the Church Representation and Ministers Measure 2019; and for connected purposes

1. Short title

The short title of this Measure is the Church Representation and Ministers Measure (Isle of Man) 2020.

2. Commencement

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

3. Extension of the Church Representation and Ministers Measure 2019

The Church Representation and Ministers Measure 2019 extends to the Island subject to the exceptions, adaptations and modifications specified in Schedule 1.

4. Modifications of the Church Representation Rules

The provisions set out in Schedule 2 are substituted for Schedule 1 to the Church Act 1987.

5. Minor and consequential amendments and repeals

- (1) The enactments specified in Schedule 3 are amended in accordance with that Schedule.
- (2) The enactments specified in Schedule 4 are repealed to the extent specified in column 3 of that Schedule.

Section 3.

SCHEDULE 1

MODIFICATIONS OF THE CHURCH REPRESENTATION AND MINISTERS
MEASURE 2019

1. *Church Representation Rules*

In section 1(2) —

- (a) in the new subsections (1A) and (1B), for "this section" substitute "subsection (1)";
- (b) at the end insert —
"and after subsection (3) insert —
"(3A) Subsections (1A) and (1B) apply to a resolution under subsection (3) as they apply to a resolution under subsection (1).".

2. *Short title etc.*

Omit section 3(2) to (8).

3. *Consequential amendments*

In Schedule 2 —

- (a) omit paragraphs 2 to 7, 11, 16, 17, 19 to 27 and 29 to 36;
- (b) in paragraph 9, after "Church Representation Rules" insert "(as they have effect in the Isle of Man)";
- (c) in paragraph 12, in section 8A(1)(b) of the Parochial Church Councils (Powers) Measure 1956, for "a Measure or Canon" substitute "an Act of Tynwald, Measure or Canon".

4. *Transitional provisions*

In Schedule 3 —

- (a) omit paragraph 3;
- (b) in paragraph 4, omit "other";
- (c) omit paragraph 5;
- (d) in paragraph 12(1), after "it took" insert "in the Isle of Man";
- (e) in paragraph 12(2), after "this Measure" insert "as it has effect in the Isle of Man";
- (f) after paragraph 12(2) insert —

"(3) A reference in this Schedule to the commencement of the New Rules is a reference to the coming into operation of the New Rules in the Isle of Man."

Section 4.

SCHEDULE 2

SUBSTITUTED SCHEDULE 1 TO THE CHURCH ACT 1987

"SCHEDULE 1

MODIFICATIONS OF THE CHURCH REPRESENTATION RULES IN THEIR
APPLICATION TO THE ISLE OF MAN

Contents

1. In the table of contents —
 - (a) for "Rules 1 to 10" substitute "Rules 1 to 9";
 - (b) for "Rules 11 to 13" substitute "Rule 11";
 - (c) omit the entries relating to Part 3;
 - (d) for "M36" substitute "M34";
 - (e) for "M42" substitute "M41".

Part 1 — Church electoral roll

2. Omit rule 1(6)(a) and (c).
3. Omit rule 10.

Part 2 — Parish governance

4. Omit rules 12 and 13.

Part 3 — Deanery synod

5. Omit Part 3 (rules 14 to 28).

Part 4 — Diocesan synod

6. In rule 30 —
 - (a) after sub-paragraph (a) insert "and";
 - (b) omit sub-paragraph (b).
7. For rules 31 and 32 substitute —

"House of clergy

31 (1) The ex officio members of the house of clergy of the diocesan synod are—

- (a) the Archdeacon of Man,
- (b) the Vicar General of the diocese (if in Holy Orders),

- (c) the canons of the cathedral church of St German,
 - (d) the proctor elected from the diocese to the Lower House of Convocation of the province, and
 - (e) the chair of the diocesan advisory committee (if in Holy Orders).
- (2) The other members of the house of clergy of the diocesan synod are every clerk in Holy Orders —
- (a) who is beneficed or licensed to officiate in the diocese,
 - (b) who is nominated by the bishop under Rule 33,
 - (c) who holds permission to officiate in the diocese and is elected in accordance with Rule 33A, or
 - (d) who is made a member by virtue of a scheme under Rule 33C.

House of laity

- 32 (1) The ex officio members of the house of laity of the diocesan synod are—
- (a) the Vicar General of the diocese (if not in Holy Orders),
 - (b) the person elected from the diocese as a member of the House of Laity of the General Synod, and
 - (c) the chair of the diocesan advisory committee (if not in Holy Orders).
- (2) The other members of the house of laity of the diocesan synod are—
- (a) any lay person nominated by the bishop under Rule 33,
 - (b) the parochial representatives of the laity elected to the synod in accordance with Rule 33B,
 - (c) every deaconess and full-time lay worker who is licensed by the bishop to work in the diocese, and
 - (d) any lay person who is made a member by virtue of a scheme under Rule 33C."
8. Omit rule 33(5).
9. After rule 33 insert —

"Election of certain members of the house of clergy

- 33A (1) A clerk referred to in Rule 31(2)(c) is elected, by and from the clerks in Holy Orders holding permission to officiate in the diocese, in such manner as the bishop may approve.
- (2) One clerk of that description is to be so elected for every ten (or part of ten) clerks of that description.
- (3) A clerk referred to in Rule 31(2)(c) —
- (a) is elected in 2021 and every third year thereafter, and
 - (b) holds office for a term of three years beginning with 1 September following the date when the election takes place.

Election of parochial representatives of the laity

- 33B (1) The parochial representatives of the laity on the diocesan synod —
- (a) are elected in 2021 and every third year thereafter by the annual meeting of each parish in the diocese, and
 - (b) hold office for a term of three years beginning with 1 September following the date of their election.
- (2) The diocesan synod must by resolution determine the numbers to be so elected from the several parishes, and those numbers must be related to the number of names on the roll of each parish as at the date of the annual meeting at which the election takes place.
- (3) A resolution under paragraph (2) does not have effect in relation to an election unless it is passed before 1 January in the year in which the election takes place.
- (4) The secretary of the diocesan synod must notify the secretary of each PCC of a resolution under paragraph (2) as soon as may be after it is passed.

Scheme for representation of mission initiatives

- 33C (1) Where a bishop's mission order is in force, the standing committee may make a scheme to provide for the representation on the diocesan synod of such of the persons to whom the order relates as are specified in or under the scheme.
- (2) The standing committee, in making a scheme under this rule, must have regard to—

(a) the need to make due provision for the representation of the worshipping community involved in the mission initiative, and

(b) the governance of the initiative (which may, for example, take the form of a charitable body of some kind).

(3) A scheme under this rule does not have effect unless it is approved by the diocesan synod."

10. Omit rules 34 to 43.

11. (1) In rule 44(2)(h), omit "bishop's council and".

(2) Omit rule 44(6).

(3) After rule 44(7) insert —

"(7A) The secretary of the diocesan synod is the diocesan electoral registration officer."

12. For rule 45 substitute —

"Casual vacancies

45 (1) A casual vacancy among the parochial representatives elected to the diocesan synod must be filled as soon as practicable after the vacancy occurs.

(2) Where the annual meeting is not due to be held within the two months following the occurrence of the vacancy, the vacancy must be filled by the election by the PCC of a person who is qualified to be elected as a parochial representative.

(3) The secretary of the PCC must notify the secretary of the diocesan synod of —

(a) the election of a parochial representative of the laity to fill a casual vacancy on the synod, and

(b) the name, address and email address (if any) of the representative so elected."

Part 5 — House of Laity of the General Synod

13. For rule 49 substitute —

"Numbers

49. One member of the House of Laity shall be elected by the diocesan electors of the diocese of Sodor and Man."

14. (1) In rule 50(1)(b), for "one of the fourth, fifth and sixth conditions" substitute "either the fourth or the fifth condition".

- (2) In rule 50(5), for the words from "on the relevant day" onwards substitute "on the relevant day on the roll of a parish in the diocese".
- (3) Omit rule 50(6).
- (4) In rule 50(7), for "sixth" substitute "fifth".
- (5) Omit rule 50(9) and (11).

15. For rule 51 substitute —

"Electoral areas

51. The diocese of Sodor and Man is an electoral area for the purposes of elections to the House of Laity."

16. (1) In rule 53(1), omit the words from "or, where" to "area of the diocese".

(2) After rule 53(5) insert —

"(6) In relation to an election of a representative of the diocese of Sodor and Man the rules have effect subject to whatever modifications are necessary."

17. (1) For rule 54(2) substitute —

"(2) In the diocese of Sodor and Man, the diocesan electors are the members of the house of laity of the diocesan synod, apart from a lay member of a religious community with separate representation in the General Synod under rule 46(1)(c).

(2A) The diocesan electoral registration officer must record in a register (the "register of lay electors") the name and address of each of the members of the house of laity of the diocesan synod referred to in paragraph (1).

(2B) Where the diocesan electoral registration officer has been provided with an email address for a member of the house of laity, the address recorded for that member in the register must include that email address."

(2) Omit rule 54(3) and (5) to (7).

18. After rule 56(5) insert —

"(6) In relation to an election of a representative of the diocese of Sodor and Man the rules have effect subject to whatever modifications are necessary."

Part 6 — Appeals

19. (1) In rule 57(1), (2) and (3), omit "clerical or".

(2) For rule 57(5) substitute —

- "(5) Notice of an appeal under this Rule must be given to the secretary of the diocesan synod."
- (3) Omit rule 57(6) and (7).
- (4) In rule 57(8)(c), omit "clerical or", and for "Rule 39(6)" substitute "Rule 54(9)".
20. (1) In rule 58(3), omit "clerical or".
- (2) In rule 58(6), omit "or deanery".
- (3) For rule 58(8) substitute —
- "(8) Notice of an appeal under this Rule must be given to the secretary of the diocesan synod."
- (4) Omit rule 58(9).
- (5) In rule 58(13), for "section 5A of the Churchwardens Measure 2001" substitute "section 7A of the Churchwardens Measure (Isle of Man) 2013".
21. After rule 59(5) insert —
- "(6) In relation to an appeal relating to an election of a representative of the diocese of Sodor and Man the rules have effect subject to whatever modifications are necessary."
22. In the heading to rule 60, and in rule 60(1), (2), (3), (4) and (5)(a), omit "bishop's council and".

Part 7 — Disqualification etc.

23. (1) Omit rule 62(3).
- (2) For rule 62(4) substitute —
- "(4) A person is disqualified for being a member of a PCC if he or she is disqualified for being a charity trustee under section 25 of the Charities Registration and Regulation Act 2019, unless the disqualification is the subject of a waiver which permits him or her to be a member of a PCC or a trustee of an ecclesiastical charity (within the meaning of Schedule 3 to the Church Act 1992)."
- (3) In rule 62(6), for "section 2 of the Churchwardens Measure 2001" substitute "section 5 of the Churchwardens Measure (Isle of Man) 2013".
24. Omit rule 63.
25. (1) For rule 64(1) substitute —

- "(1) The seat of a clerical member of the diocesan synod who is a member under sub-paragraph (a), (b), (c) or (d) of Rule 31(2) is vacated if the member ceases to be eligible for membership under that sub-paragraph and is not eligible for membership under another sub-paragraph of Rule 31(2)."
- (2) Omit rule 64(2).
- (3) For rule 64(3) substitute —
- "(3) The seat of a lay member of the diocesan synod is vacated in each of the following three cases."
- (4) In rule 64(4), for sub-paragraphs (a) and (b) substitute —
- "(a) was elected as a parochial representative of the laity, but
(b) ceases to have his or her name on the roll of the parish by which he or she was elected."
- (5) Omit rule 64(5) and (6).
- (6) In rule 64(7), for "fourth" substitute "second", and for sub-paragraph (a) substitute —
- "(a) became a representative under a scheme under Rule 33C (mission initiative), but".
- (7) In rule 64(8), for "fifth" substitute "third".
- (8) In rule 64(9), for sub-paragraphs (a) and (b) substitute —
- "(a) the member's name is entered on the roll of a parish in the diocese, or the leader of a mission initiative in the diocese declares the member to be part of the worshipping community involved in the initiative, and
(b) before the vacancy arises, the lay members of the standing committee resolve that the member's seat is not to be vacated."
- (9) In rule 64(10), omit "bishop's council and".
26. (1) In rule 65(1), for "five" substitute "three".
- (2) In rule 65(2)(a), for "Rule 50(5)(a)" substitute "Rule 50(5)".
- (3) Omit rule 65(3) and (4).
- (4) In rule 65(5), for "fourth" substitute "second"
- (5) In rule 65(6), for "fifth" substitute "third".
- (6) In rule 65(7) and (8), omit "bishop's council and".
27. (1) In rule 68(1)(a), (2)(a) and (3), omit "a deanery synod,".

- (2) In rule 68(2), for "1933" substitute "1966 (an Act of Tynwald)".
28. (1) In rule 69(1), omit "a deanery synod," and for "1933" substitute "1966 (an Act of Tynwald)".
- (2) In rule 69(2), for "a local authority or the police" substitute "a Department or the Chief Constable".
29. (1) In rule 70(2), for the words from "president" onwards substitute "Vicar General".
- (2) In rule 70(3), for "president of tribunals" substitute "Vicar General".
30. (1) In rule 71(1), at the appropriate places insert —
- ""the Chief Constable" means the Chief Constable of the Isle of Man;"
- ""Department" means a Department of the Isle of Man Government;"
- (2) In rule 71(2), for "1933" substitute "1966 (an Act of Tynwald)".

Part 8 — Miscellaneous

31. In rule 72(b), after "issue" insert "(so far as applicable to the Isle of Man)".
32. (1) In rule 74(3), for "the presiding officer is directed to hold a fresh election" substitute "a direction is given that a fresh election be held".
- (2) Omit rule 74(4).
33. Omit rule 78(9).
34. Omit rule 79(8) and (9).
35. (1) In rule 80(2), for "chancellor" substitute "Vicar General".
- (2) In rule 80(3), for "rural dean" substitute "archdeacon".
- (3) Omit rule 80(4).
36. (1) For rule 82(1) substitute —
- "(1) In these Rules, "parish" means an ecclesiastical parish."
- (2) In rule 82(2), omit "or deanery" (in each place) and "bishop's council and".
37. (1) In rule 83(1)(a), omit ", in the case of a conventional district, the curate in charge, or".
- (2) In rule 83(1)(b), omit "or order".
- (3) Omit rule 83(6), (7) and (8).
38. (1) In rule 84(1) —

- (a) omit the definition of "lay chair";
 - (b) in the definition of "mission initiative", for "Part 7 of the Mission and Pastoral Measure 2011" substitute "Schedule 6A to the Mission and Pastoral Measure (Isle of Man) 2012";
 - (c) for the definition of "register of clerical electors" and "register of lay electors" substitute —
 ""register of lay electors" has the meaning given in Rule 54(2A);"
 - (d) at the end insert —
 ""standing committee" (except in Rules M25 and M31) means the standing committee of the diocesan synod."
- (2) After rule 84(3) insert —
- "(4) A reference in these Rules to a Rule, a Measure or a provision of a Measure that extends to the Isle of Man is a reference to that Rule, Measure or provision as it has effect in the Isle of Man."

Part 9 — Parish governance: model rules

39. (1) In rule M5(1) —
- (a) for sub-paragraph (c) substitute —
 "(c) the accounts of the PCC, including the accounts of all trusts administered by it, for the year ending on 31 December preceding the meeting;
 (ca) a statement of the funds and property, if any, remaining in the hands of the PCC at that date;
 (cb) the accounts and statements referred to in section 5B(4) of the Incumbents and Churchwardens (Trusts) Measure 1964;";
 - (b) in sub-paragraph (e), for "deanery" substitute "diocesan".
- (2) In rule M5(4), for "Business Committee" substitute "standing committee".
- (3) For rule M5(5) substitute —
- "(5) The accounts and statements to be provided under paragraph (1)(c) and (ca) —
- (a) if a form of accounts and statements is specified by the diocesan board of finance, must be prepared in that form;
 - (b) must be independently examined in accordance with section 8(2) of the Parochial Church Councils (Powers) Measure 1956; and

- (c) must be published in accordance with section 8(3)(b) of that Measure."
- (4) In rule M5(6), omit "or audited".
- (5) For rule M5(8) substitute —
- "(8) The PCC must not later than 14 days after the annual meeting send a copy of the examined accounts and statement to the diocesan board of finance in accordance with section 8(3) of the Parochial Church Councils (Powers) Measure 1956."
40. (1) In rule M6(1) —
- (a) in sub-paragraph (a), for "deanery" substitute "diocesan";
- (b) at the end insert —
- "(c) elect parochial representatives of the laity to the mission council;"
- (2) In rule M6(2), omit "or auditor".
- (3) For rule M6(4) substitute —
- "(4) A person may be appointed as the independent examiner of the PCC only if that person is qualified under section 8(2) of the Parochial Church Councils (Powers) Measure 1956."
- (4) Omit rule M6(5).
- (5) In rule M6(7), omit the words from "; and that" onwards.
41. (1) In rule M8(1), for "deanery synod or PCC under Rule M6(1)(a) or (b)" substitute "diocesan synod, PCC or mission council under Rule M6(1) (a), (b) or (c)".
- (2) In rule M8(2), for "deanery" substitute "diocesan".
- (3) In rule M8(3), for "M6(1)(a) or (b)" substitute "M6(1)(a), (b) or (c)".
- (4) Omit rule M8(5), (6) and (7).
42. (1) In rule M9(1), omit the words from ", subject" onwards.
- (2) In rule M9(10), omit the words from ", unless" onwards.
43. Omit rules M10 and M11.
44. (1) In rule M12(1), omit the words from ", or which" to "M11,".
- (2) For rule M12(9) substitute —
- "(9) The secretary of the PCC must notify the secretary of the diocesan synod of —

- (a) the name, address and email address (if any) of every person elected to the diocesan synod as a parochial representative of the laity; and
 - (b) the number of names on the roll of the parish as at the date of the annual meeting.
- (10) The secretary of the PCC must notify the secretary of the mission council of the name, address and email address (if any) of every person elected to the mission council as a parochial representative of the laity."
45. In rule M14(1), omit "whose archdeaconry includes the parish".
46. (1) In rule M15(1) —
- (a) omit sub-paragraphs (f) and (g);
 - (b) in sub-paragraph (i), omit "a deanery synod,".
- (2) In rule M15(4), for "paragraph (1)(e), (f) or (g)" substitute "paragraph (1)(e)".
- (3) In rule M15(5) and (6), for "deanery" substitute "diocesan".
- (4) In rule M15(7), omit "a lay member of a diocesan synod or"
- (5) For rule M15(8) and (9) substitute —
- "(8) Subject to paragraph (9), the number of representatives of the laity for the purposes of paragraph (1)(j) is such number as is determined from time to time by resolution of an annual meeting; but a resolution under this paragraph does not take effect until the next annual meeting.
- (9) Where the parish is a new parish created by a pastoral scheme, the number of representatives of the laity for the purposes of paragraph (1)(j), until varied by a resolution under paragraph (8), is such number as is determined by resolution of the special meeting convened under Rule M3."
47. Omit rule M16(10).
48. (1) Omit rule M17(1).
- (2) In rule M17(3) —
- (a) for "deanery" (in each place) substitute "diocesan";
 - (b) in sub-paragraph (b), for "30 June" substitute "31 August".
49. In rule M19(3), for "section 34(8) of the Mission and Pastoral Measure 2011" substitute "section 10(8) of the Mission and Pastoral Measure (Isle of Man) 2012".

50. In rule M20(2)(d), omit "the secretary of the deanery synod and".
51. (1) In rule M22, in the heading and paragraph (1), omit "or auditor".
- (2) For rule M22(3) substitute —
- "(3) Rule M6(4) (eligibility for appointment as independent examiner) applies to an appointment under paragraph (1) as it applies to an appointment under paragraph Rule M6(2)."
52. For rule M23(1) substitute —
- "(1) The PCC must hold not less than four meetings in each year."
53. (1) In rule M28(5)(a), omit "or auditor".
- (2) In rule M28(7), for "Parochial Registers and Records Measure 1978" substitute "Church Records Measure (Isle of Man) 2000".
54. (1) In rule M30(1), omit "or auditor".
- (2) Omit rule M30(2).
55. (1) Omit rule M34(2) and (3).
- (2) In rule M34(5)(b), omit "bishop's council and".
- (3) Omit rule M34(6).
56. Omit rules M35 and M36.
57. In rule M38(10), omit "for the diocese in which that PCC's parish is situated".
58. (1) In rule M40(1) —
- (a) omit "or order" (in each place);
- (b) for "section 32(2) of the Mission and Pastoral Measure 2011" substitute "section 8(3) of the Mission and Pastoral Measure (Isle of Man) 2012".
- (2) In rule M40(2), for "section 31(1)(b) of the Mission and Pastoral Measure 2011" substitute "section 7(1)(b) of the Mission and Pastoral Measure (Isle of Man) 2012".
- (3) In rule M40(6), omit "for the diocese in which that PCC's parish is situated".
59. (1) In rule M42(2), (3) and (4), omit "bishop's council and".
- (2) In rule M42(8)(b), for "bishop's council and standing committee" substitute "diocesan synod".

Part 10 — Forms

60. (1) In form 1, in note 7, for "diocesan electoral registration officer" substitute "secretary of the diocesan synod", and omit "deanery synod,".
- (2) Omit forms 4, 5, 6 and 7.
- (3) In form M1 —
- (a) for "Deanery" substitute "Diocesan";
 - (b) after "To the Parochial Church Council ... representatives" insert —
"To the ... Mission Council ... representatives";
 - (c) omit "or Auditor";
 - (d) for "deanery" substitute "diocesan";
 - (e) in note 3 —
 - (i) omit ", a district church council" (in each place);
 - (ii) for "deanery" (in each place) substitute "diocesan";
 - (iii) in paragraph (3), for "1933" substitute "1966 (an Act of Tynwald)";
 - (iv) omit paragraph (5).
 - (f) omit note 4 (and the related footnote).
- (4) Omit form M2.

Part 11 — Index

61. In the index —
- (a) omit the entries relating to "community roll", "district church council", "guild church", "lay chair", "register of clerical electors" and "rural dean";
 - (b) in the entry relating to "diocesan elector", for "Rule 54(2) and (3)" substitute "Rule 54(2)";
 - (c) in the entry relating to "diocesan electoral registration officer", for "Rule 27(1)" substitute "Rule 44(7A)";
 - (d) in the entry relating to "offence mentioned in Schedule 1" etc., for "1933" substitute "1966";
 - (e) in the entry relating to "register of lay electors", for "Rule 27(3)" substitute "Rule 54(2A)";
 - (f) after the entry relating to "roll, name being on" insert —

"standing committee	Rule 84(1)".
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Section 5(1)

SCHEDULE 3

MINOR AND CONSEQUENTIAL AMENDMENTS

Church Act 1987

1. In section 1(5) —

- (a) in paragraph (a), omit "passed after the 31st December 1984";
- (b) in paragraph (b), in section 7(5), for "recorded in the General Registry" substitute "filed in the Public Record Office".

Church Act 1992

2. In the following provisions, for "actual communicant member of the Church of England" substitute "actual communicant" —

- (a) section 10(1);
- (b) paragraph 1(4) of Schedule 1;
- (c) paragraph 1(4) of Schedule 4.

Patronage Measure (Isle of Man) 1997

3. In Schedule 2 to the Patronage (Benefices) Measure 1986, as set out in Schedule 1, omit paragraphs 19 and 20.

Clergy Discipline Measure (Isle of Man) 2005

4. In paragraph 7(1) of Schedule 1, in the inserted section 20A(3) of the Clergy Discipline Measure 2003, for "rule 54(1)" substitute "rule 83(2)".

Mission and Pastoral Measure (Isle of Man) 2012

5. In section 7, after subsection (4) insert—

"(4A) A pastoral scheme providing for the creation of a new parish may include provision for securing representation of the new parish on the diocesan synod during the period which—

- (a) begins with the creation of the new parish, and
- (b) ends on 1 September in a year in which parochial representatives of the laity are elected to the synod in accordance with the Church Representation Rules."

6. In section 43, in the heading, omit "parochial church council,".

7. After section 43 insert —

"43A Parochial church council with insufficient members

- (1) This section applies where a parochial church council has no members or not enough members to be able to form the quorum for a meeting (see Rule M27 of the Church Representation Rules).
 - (2) The provisions of this Measure, so far as they apply to the council, are (subject to subsection (3)) to have effect—
 - (a) as if the minister and churchwardens of the parish acting jointly were the council, or
 - (b) if there is no minister, as if the churchwardens of the parish acting jointly were the council.
 - (3) If there are no churchwardens, the provisions of this Measure, so far as they apply to the council, are to have no effect.
 - (4) Each of the functions of an officer of the council under this Measure is to be exercised by such person as the bishop may appoint."
8. (1) Schedule 1 is amended as follows.
- (2) In paragraph 2(7), omit the words from "or (b)" to "the team council".
 - (3) In paragraph 6 —
 - (a) in the heading, omit "and team and group councils";
 - (b) omit sub-paragraphs (3), (4) and (5);
 - (c) for sub-paragraph (6) substitute —

"(6) Where a pastoral scheme makes provision under section 9(10), sub-paragraphs (1) and (2) have effect as if the reference in sub-paragraph (1) to the area of the benefice were a reference to the combined area of the benefices concerned."
 - (4) Omit paragraph 7.
9. In paragraph 5(2)(g) of Schedule 6A, for "rule 32A" substitute "rule 33C".

Churchwardens Measure (Isle of Man) 2013

10. (1) In section 5 —
- (a) in subsection (2), omit paragraph (d);
 - (b) after subsection (3A) insert —

"(3B) A person is disqualified for being a churchwarden if he or she is disqualified for being the trustee of a charity under section 25 of the Charities Registration and Regulation Act 2019, unless the disqualification is subject to a waiver which permits him or her to

be a trustee of an ecclesiastical charity (within the meaning of Schedule 3 to the Church Act 1992)."

(2) In section 6(4), for "giving a waiver" substitute "deciding whether to give a waiver".

(3) After section 7 insert—

"7A. Election appeal

(1) An appeal may be made against the allowance or disallowance of a vote in an election under section 7.

(2) An appeal may be made against the result of an election under section 7.

(3) An error in the church electoral roll of the parish or a register of electors is not a ground of appeal against the result of an election unless—

(a) it has been determined on an appeal under rule 57 of the Church Representation Rules, or on a claim or objection under section 9 of the Registration of Electors Act 2006, as the case may be, that an error was made in the roll or register, or the question is awaiting determination under those Rules or that Act, and

(b) the error would or might be material to the result.

(4) The allowance or disallowance of a vote is not a ground of appeal under this section against the result of an election unless the allowance or disallowance would or might be material to the result of the election.

(5) An appeal under this section may be brought by—

(a) a person entitled to take part in the meeting of the parishioners for making the election, or

(b) a candidate in the election.

(6) Notice of an appeal under this section must —

(a) be in writing,

(b) give brief particulars of the ground of appeal; and

(c) be given to the secretary of the Sodor and Man Diocesan Synod.

(7) Notice of an appeal under subsection (1) must be given no later than 14 days after the vote in question was allowed or disallowed.

- (8) Notice of an appeal under subsection (2) must be given no later than 14 days after the result of the election is declared by the person presiding at the meeting.
- (9) Rules 60 and 61 of the Church Representation Rules apply to an appeal under this section as they apply to an appeal under rule 58 of those Rules which relates to the laity."
- (4) In section 9A(5), for "suspending a person in reliance on subsection (1) (b) or revoking" substitute "deciding whether to suspend a person in reliance on subsection (1)(b) or whether to revoke".
- (5) In section 11(3)(b), for "rule 2(4)" substitute "rule 6".
- (6) In Schedule 1, for paragraph 1(3) substitute —
 - "(3) The notice must, for a period including the last two Sundays before the meeting, be displayed—
 - (a) on or near the principal door of each parish church in the parish, and
 - (b) at each building in the parish licensed for public worship, in a location readily visible to members of the congregation."
- (7) In Schedule 1, in paragraph 4, for "rule 11" substitute "rule M7".

Suspension Appeal Rules (Isle of Man) 2017 (SD 2017/336)

- 11. In rule 3(1)(b), for "rule 46D(1)" substitute "rule 70(1)".

Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019

- 12. In Schedule 1 —
 - (a) in paragraph 47(1)(c), for "rule 46D" substitute "rule 70";
 - (b) in paragraph 59, after sub-paragraph (e) insert —
 - "(ea) in paragraph 2(6), for the words from "within the period" onwards substitute "as soon as practicable after 1 September in a year in which parochial representatives of the laity are elected to the diocesan synod in accordance with the Church Representation Rules";".

Section 5(2).

SCHEDULE 4

ENACTMENTS REPEALED

<i>Reference</i>	<i>Short title</i>	<i>Extent of repeal</i>
SM 1 of 1997	Patronage Measure (Isle of Man) 1997.	Section 3(2). Schedule 2.
SM 1 of 1992	Care of Churches and Ecclesiastical Jurisdiction Measure (Isle of Man) 1992.	The whole Measure, so far as unrepealed.
SM 1 of 2010	Parochial Church Councils and Accounts Measure (Isle of Man) 2010.	Section 1(1)(a)(i). Section 3.
SM 2 of 2012	Mission and Pastoral Measure (Isle of Man) 2012.	Section 48(3). In Schedule 1, paragraphs 6(3), (4) and (5) and 7. In Schedule 8, paragraph 2(b). Schedule 9.
SM 1 of 2013	Churchwardens Measure (Isle of Man) 2013.	Section 14(2).
SM 1 of 2015	Church (Miscellaneous Provisions) Measure (Isle of Man) 2015.	In section 3, paragraph (d).
SM 1 of 2017	Safeguarding and Clergy Discipline Measure (Isle of Man) 2017.	In Schedule 1, paragraph 3.
SM 1 of 2018	Mission and Pastoral (Amendment) Measure (Isle of Man) 2018.	In Schedule 3, paragraph 1.