STATUTORY INSTRUMENTS

# 1971 No. 1130

## ECCLESIASTICAL LAW

## The Legal Officers Fees Order 1971

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| *Made (Approved by the General Synod)* | *13th July* 1971 |
| *Laid before Parliament* | *20th July* 1971 |
| *Coming into Operation* | *1st September* 1971 |

We, the Fees Committee constituted in accordance with the provisions of section 1 of the Ecclesiastical Fees Measure 1962(a), in the exercise of the powers conferred by that section, do hereby order as follows:—

**1.** The Tables of Fees set forth in the Schedule to this Order are hereby established and contain particulars of the fees which are to be demanded taken and received by the respective legal officers named in the Schedule for the performance by them after the commencement of this Order of the duties of their offices in relation to the respective matters specified in the Schedule.

**2.** The following fees shall no longer be payable:—

(i) In the Table of Fees in the Schedule to the Ecclesiastical Officers Remuneration Order No. 2 1953(b) the fees payable in connection with the Reorganisation Areas Measure 1944(c).

(ii) In Table 1 in the Schedule to the Legal Officers Fees Order 1964(d) items 5 and 18 and items 6 and 7 in so far as they relate to perpetual curacies;

(iii) In Table IV in the Schedule to the Legal Officers Fees Order 1964 fees payable under the Union of Benefices Measure 1923(e), the New Parishes Measure 1943(f), the Pastoral Reorganisation Measure 1949(g), the Benefices (Suspension of Presentation) Measure 1953(h) and the Representation of the Laity Measure 1956(i).

**3.** This Order may be cited as the Legal Officers Fees Order 1971 and shall come into operation on the first day of September 1971.

Dated the twelth day of May 1971.

*Conolly H. Gage,*
*J. R. Cumming Bruce,*
*H. Montgomery-Campbell,*

Approved by the General Synod the thirteenth day of July 1971.

*John Guillum Scott,*
Secretary.

(a) 10 & 11 Eliz. 2. No. 1. (b) S.I. 1953/1709 (1953 I, p. 598). (c) 7 & 8 Geo. 6. No. 1.
(d) S.I. 1964/1033 (1964 II, p. 2269). (e) 14 & 15 Geo. 5. No. 2. (f) 6 & 7 Geo. 6. No. 1.
(g) 12, 13 & 14 Geo. 6. No. 3. (h) 1 & 2 Eliz. 2. No. 5. (i) 4 & 5 Eliz. 2. No. 2.

## THE SCHEDULE

### TABLE I

FEES UNDER THE PASTORAL MEASURE 1968(a)

| *Matter* | | *Fee* £. |
|---|---|---|
| 1. | Registration of Order in Council or order under section 9(3), payable to Diocesan Registrar .. .. .. .. | 0·75 |
| 2. | Preparing or approving instrument constituting a joint pastoral committee under section 12(1), payable to:— | |
| | Diocesan Registrar .. | 1·05 |
| | Secretary to Bishop .. | 7·35 |
| 3. | Preparing or approving instrument revoking or varying such instrument under section 12(3) or dissolving joint pastoral committee under section 12(6), payable to:— | |
| | Diocesan Registrar .. | 1·05 |
| | Secretary to Bishop .. | 4·20 |
| 4. | Notice of termination of plurality by bishop to patron or parochial church council under section 17(2) .. .. | 0·75 |
| 5. | Admission to office of rector for term of years payable to:— | |
| | Diocesan Registrar .. | 3·15 |
| | Secretary to Bishop .. | 6·30 |
| 6. | Licence of vicar in a team ministry .. .. .. | 5·25 |
| 7. | Licence extending term of years of rector or vicar in a team ministry .. .. .. .. .. .. | 2·10 |
| 8. | Instrument designating a building a parish centre of worship or revoking such designation under section 29 payable to:— | |
| | Diocesan Registrar .. | 1·05 |
| | Secretary to Bishop .. | 5·25 |
| 9. | Order relating to a redundant chapel belonging to a charity under section 55 .. .. .. .. | Fee based on Schedule II to the Solicitors Remuneration Order. |
| 10. | Suspension of presentation under section 67(1) .. .. | 8·40 |
| 11. | Notice under section 67(3)(*a*) .. .. .. .. | 8·40 |
| 12. | Notice of extension under section 67(4) .. .. .. | 8·40 |
| 13. | Registration of copy of notice under section 67(5), payable to Diocesan Registrar .. .. .. .. .. | 0·75 |
| 14. | Direction as to services under section 74(3) .. .. .. | 1·05 |
| 15. | Direction by bishop as to banns and marriages under Schedule 3, paragraph 14(3) .. .. .. .. .. | 2·10 |

Provisions relating to Table 1:—

1. In this Table "section" refers to that section of the Pastoral Measure 1968.

2. Unless otherwise stated the fees are payable to the Secretary to the Bishop.

3. Items 5, 6 and 7 are the liability of the Bishop and section 5 of the Ecclesiastical Fees Measure 1962 applies to them. Items 10, 11, 12 and 13 are the liability of the sequestrators. The remaining fees are the liability of the Diocesan Pastoral Account.

(a) 1968 No. 1.

TABLE II

MISCELLANEOUS FEES

| *Matter* | | *Fee* £. |
|---|---|---|
| 1. | Licence of curate in charge of a parish .. .. .. | 5·25 |
| 2. | Dispensation under section 2 of the Prayer Book (Miscellaneous Provisions) Measure 1965(a) .. .. .. .. | 1·05 |
| 3. | Direction by the bishop as to banns and marriages under section 23 of the Marriage Act 1949(b) .. .. .. | 2·10 |
| 4. | Advising Bishop as to exercise of powers under Synodical Government Measure 1969(c), Schedule 3, Rule 43 .. .. | 1·50 |
| 5. | Application to Bishop under the Synodical Government Measure 1969, Schedule 3, Appendix II, paragraph 17 .. | 1·50 |
| | Provisions relating to Table II:— | |
| | 1. Unless otherwise stated the fees are payable to the Secretary to the Bishop. | |
| | 2. Item 1 is the liability of the Bishop and section 5 of the Ecclesiastical Fees Measure 1962 applies to it. Items 2 and 3 are the liability of the Diocesan Pastoral Account. Items 4 and 5 are the liability of the party applying to the Bishop. | |

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order establishes tables of Fees for ecclesiastical legal officers. Most fees arise in consequence of the coming into operation of the Pastoral Measure 1968 and the Synodical Government Measure 1969 and of these some replace fees established by the Ecclesiastical Officers Remuneration Order No. 2 1953 and the Legal Officers Fees Order 1964.

(a) 1965 No. 3. (b) 12, 13 & 14 Geo. 6. c. 76. (c) 1969 No. 2.