

**IN THE ST ALBANS CONSISTORY COURT**

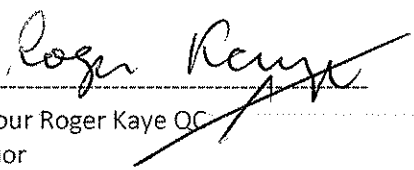
**Additional Matters St Albans (No. 3) Order 2018  
Preliminary Investigative Works**

In accordance with section 18C(4) of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991 ("the Measure"), the Chancellor has sought the advice of the Diocesan Advisory Committee before making this Order.

In exercise of the power conferred by section 18C(1) of the Measure the Chancellor makes the following order:

1. An authorised person may undertake any matter prescribed in the first column of the table in the Schedule without a faculty—
  - (a) if the archdeacon has been consulted on the proposal to undertake the matter and has given notice in writing that it may be undertaken without a faculty as if the proposal fell within List B of Schedule 1 of the Faculty Jurisdiction Rules 2015; and
  - (b) subject to—
    - (i) any conditions that are specified in relation to that matter in the corresponding place in the second column of the table; and
    - (ii) any additional conditions imposed by the archdeacon under paragraph 2(b).
2. Where the archdeacon is consulted under paragraph 1(a) on the proposal to undertake a matter, the archdeacon—
  - (a) must seek the advice of the Diocesan Advisory Committee or such of its members or officers as the archdeacon thinks fit before deciding whether to give notice that it may be undertaken without a faculty; and
  - (b) may make the undertaking of the matter subject to additional conditions specified by the archdeacon in the notice.
3. A notice given by the archdeacon under paragraph 1(a) must specify the proposals which may be undertaken without a faculty.
4. The archdeacon must retain a copy of every notice given under paragraph 1(a) and must also send a copy to—
  - (a) the registrar of the diocese for filing in the diocesan registry; and
  - (b) the secretary of the Diocesan Advisory Committee.
5. If the archdeacon declines to give notice under paragraph 1(a) that a proposal may be undertaken without a faculty the archdeacon must inform the applicants that they may, if they wish, petition the court for a faculty to authorise the proposal.

Words and expressions used in this Order have the same meaning as they have in Part 3 of the Faculty Jurisdiction Rules 2015.

  
His Honour Roger Kaye QC  
Chancellor

Dated this 2 day of September 2018

## Schedule

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*Matter*

*Specified conditions*

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### **Preliminary Investigative Works**

#### Investigation

- (a) by opening up a roof; or  
(b) below ground, by means of trial pits or other invasive or non-invasive survey

- 1.) All work is specified and carried out in accordance with the directions of the church's professional adviser
- 2.) Details of the proposed works, including methods, are submitted for the advice of the Diocesan Advisory Committee
- 3.) The works are recorded archaeologically and a before-and-after photographic and written record is kept with church records
- 4.) Any new disturbance below ground level is subject to specific direction from the Diocesan Archaeological Adviser
- 5.) The church's insurers are notified if external scaffolding is to be erected and their directions followed
- 6.) A written report on the works is lodged with the Diocesan Advisory Committee within 28 days of conclusion of the works.