

SUMMARY OF MAIN PROVISIONS OF DRAFT SCHEME (NOT PART OF THE DRAFT SCHEME)

This draft Scheme provides for:

- *the termination of the plurality established for the benefice of Esh and Hamsteels, the benefice of Langley Park and the benefice of Waterhouses;*
- *the dissolution of benefice of Esh and Hamsteels, the benefice of Langley Park and the benefice of Durham North Team Ministry;*
- *the transfer of parsonage house of the benefice of Langley Park to the Durham Diocesan Board of Finance for diocesan purposes.*
- *the transfer of the parish of Saint Edmund, Bearpark to the benefice of Durham Saint Margaret and Neville's Cross Saint John (the name of which shall be altered to "The Benefice of Durham Saint Margaret, Neville's Cross Saint John and Bearpark Saint Edmund");*
- *the creation of a new benefice of Durham North (its area to comprise of six distinct parishes) and the establishment of a team ministry for that benefice, for the cure of souls to be shared by a team rector and one team vicar, for the appointment of the team rector and team vicar, for the housing arrangements for the team and for the future patronage arrangements for the benefice,*

all in the diocese of Durham.

DRAFT
PASTORAL SCHEME

This Scheme is made by the Church Commissioners ("the Commissioners") this day of 20 in pursuance of the Mission and Pastoral Measure 2011 ("the 2011 Measure"), the Right Reverend Paul, Bishop of Durham, having consented thereto.

Termination of plurality

1. The plurality established for the new benefice of Esh and Hamsteels, the benefice of Langley Park and the benefice of Waterhouses in the diocese of Durham by a Pastoral Church Buildings Scheme made by the Commissioners in pursuance of the Pastoral Measure 1983 on the 12th day of January 2011 shall be terminated.

Dissolution of benefices

2. The benefice of Esh and Hamsteels, the benefice of Langley Park and the benefice of Durham North Team Ministry in the said diocese shall be dissolved.

Transfer of parsonage house

3. The parsonage house of the benefice of Langley Park (known as The Vicarage, Church Street, Langley Park, Durham, DH7 9TZ), together with the site and appurtenances thereof and the grounds usually occupied and enjoyed therewith, shall

without any conveyance or other assurance be transferred to the Durham Diocesan Board of Finance for diocesan purposes.

Transfer of parish and alteration of parish name

4. The parish of Saint Edmund, Bearpark, being one of the constituent parishes of the benefice of Durham North Team Ministry, shall be transferred to the benefice of Durham Saint Margaret and Neville's Cross Saint John (the name of which shall be altered to "The Benefice of Durham Saint Margaret, Neville's Cross Saint John and Bearpark Saint Edmund") in the same diocese and shall continue distinct as one of the parishes which comprise the area of that benefice.

Creation of new benefice of Durham North and establishment of team ministry

5. (1) A new benefice which shall be named "The Benefice of Durham North" shall be created in the said diocese, and the area of the new benefice shall comprise the parish of Esh and Hamsteels, the parish of Langley Park, the parish of Saint Cuthbert Durham (the name of which shall be altered to "The Parish of Saint Cuthbert and Saint Aidan, Durham"), the parish of Kimblesworth, the parish of Newton Hall and the parish of Witton Gilbert and Sacriston, which parishes shall continue distinct.

(2) The new benefice and its constituent parishes shall belong to the archdeaconry of Durham and the deanery of Durham.

(3) A team ministry (to be known as "The Durham North Team Ministry") shall be established for the area of the new benefice.

(4) The cure of souls in that area shall be shared by the incumbent of the new benefice, whose office shall be that of rector in the team ministry, and one other minister who shall have the title of vicar and a status equal to that of an incumbent of a benefice.

(5) That area shall be in the pastoral care of those who are to share the cure of souls therein together with all other persons who are from time to time authorised by licence or permission of the Bishop to serve in that area as members of the team.

(6) If immediately before this Scheme comes into operation the Reverend Canon Caroline Ann Dick holds an ecclesiastical office in the benefice of Durham North Team Ministry she shall be the first rector.

(7) Subject to clause 5(6) hereof the right to present the rector shall be exercised in a recurring series of three successive turns and in every series of turns the first turn shall belong to her Majesty in right of her Crown; and the second and third turns shall be exercised by a patronage board (to be known as "the Durham North Patronage Board") constituted in accordance with the provisions of the Schedule hereto.

(8) Subject to clause 5(10) hereof, the vicar in the team ministry shall be chosen by the Bishop and the rector jointly.

(9) The licence of the Bishop under his episcopal seal appointing the holder thereto may (subject to variation or revocation of any such provision with the consent of the rector and the vicar by subsequent licence under seal) -

- (a) assign to the vicar a special cure of souls in respect of a part of the said area and, if appropriate, the name of vicar of a church in that part;
- (b) assign to the vicar a special responsibility for a particular pastoral function;
- (c) provide that any such special cure or responsibility shall be independent of the rector's general responsibility;

(d) assign to the vicar a general responsibility to be shared with the rector for the cure of souls in the said area as a whole.

(10) If immediately before this Scheme comes into operation the Reverend Michael John Peers holds an ecclesiastical office in the benefices of Esh and Hamsteels; Langley Park; and Waterhouses so held in plurality he shall be the first holder of the office of vicar in the team ministry.

(11) The parsonage house of the benefice of Durham North Team Ministry (known as 1, Aykley Court, Durham, DH1 4NW) shall without any conveyance or other assurance be vested in the incumbent of the new benefice in her corporate capacity as her official residence.

(12) Subject to the direction of the Bishop, the vicar in the team ministry shall reside in:

- (a) the parsonage house of the benefice of Langley Park;
- (b) such other conveniently situated house as may, with the Bishop's approval, be provided in substitution therefor.

Assistant curates: consequential provision

6. (1) If immediately before this Scheme comes into operation the Reverend Mahalha Botomani Wachepa holds the office of assistant curate (however described) in the benefice of Durham North Team Ministry she shall, in consequence of this Scheme hold that office subject to the same terms of service in the new benefice of Durham North.

(2) If immediately before this Scheme comes into operation any other person holds an office of assistant curate (however described) in any of the benefices referred to in clause 2 hereof he, she or they shall as consequence of this Scheme hold such office or offices subject to the same terms of service in the new benefice of Durham North.

Coming into operation of this Scheme

7. This Scheme shall come into operation upon the first day of the month following the date of it being made by the Commissioners.

SCHEDULE

Durham North Patronage Board

The patronage board referred to in clause 5(7) of this Scheme shall consist of:-

- (1) the following in right of their respective offices:-
 - (a) The Bishop of Durham, who shall be chairman of the board and shall have one vote as a member of the board and a casting vote as chairman;
 - (b) the vicar in the team ministry, any deacon authorised to serve in the team ministry, and any person having special responsibility for pastoral care under section 34(8) of the 2011 Measure who shall jointly have one vote which shall be exercised by such one or more of them (acting alone, unanimously or by a majority) as may be present at the meeting in question;
- (2) the members of the corporate body established for the Cathedral Church of Christ, Blessed Mary the Virgin and Saint Cuthbert of Durham, each of whom shall have one vote;

- (3) such number of persons not exceeding two who may be appointed by the Bishop for such period that he may specify when making the appointment, each of whom shall have one vote;

In witness of which this Scheme has been duly executed as a deed by the Church Commissioners.

SIGNED by the)
)
Right Reverend Paul,)
)
Bishop of Durham.)

Executed as a Deed by the Church Commissioners for England acting by two authorised signatories:

Signature of Authorised Signatory

Signature of Authorised Signatory

Notes by the Commissioners' office (not forming part of the draft Scheme)

The Commissioners have been told by the Bishop on the advice of his Diocesan Mission and Pastoral Committee that the rationale behind the diocesan proposals is as follows:

Through the deanery planning process, there was an expectation of a reduction in full time posts across the diocese. After a period of discernment, the agreed proposal was formulated for the re-organisation of Durham North Team. This was a collaborative process and the proposal was adopted at Durham Deanery Synod. This proposal is in conjunction with a wider re-organisation of the deanery in line with the deanery plan to enable equity of ministry across the deanery.

Publication of this draft Scheme by the Commissioners does not mean that we have taken a view on the merits of the diocesan case. We have a duty to publish draft Schemes based on diocesan proposals.

If we receive representations against the draft Scheme, we will send all representations, both for and against, to the Bishop whose views will be sought. Individual representors will then receive copies of our correspondence with the Bishop (including copies of all the representations) and they may comment further in writing to us in light of the diocesan response if they so wish.

If there are no representations against the draft Scheme, we will make the Scheme and arrange for it to be brought into effect.

Team chapter and team

1. Under section 34(1) of the Mission and Pastoral Measure 2011 the persons who are to share the cure of souls within the area of the benefice will constitute a team chapter and the team chapter together with the other persons referred to in clause 5(5) will constitute the team.

Selection of team rector

2. Section 13(1) and paragraphs 19 and 20 of Schedule 2 to the Patronage (Benefices) Measure 1986 apply to the appointment of a team rector whereby the registered patron of a vacant benefice shall not make any priest an offer to present him or her to a benefice until the making of the offer to the priest in question has been approved by parish representatives of each parish in the team and the Bishop.
3. Paragraph 2(6) of Schedule 3 to the Mission and Pastoral Measure provides that before the body or other persons who are entitled to choose a person to be a vicar in a team ministry make their choice, they shall consult -
 - (a) the other members of the team;
 - (b) the parochial church council of every parish in the team ministry; and
 - (c) if a special cure of souls in respect of a part of the area is to be assigned in accordance with section 34(7)(a) to the vicar, any district church council concerned.
4. Paragraph 2(7)(a) of Schedule 3 to the Mission and Pastoral Measure provides that the body or other persons who are entitled to choose a person to be a vicar in a team ministry shall not make to any person an offer of appointment as such until the making of the offer to the person in question has been approved by the parish representatives of each parish in the team.

The Reverend Michael Peers' place of residence

5. Mr Peers will continue to live in the property known as The Vicarage, Church Street, Langley Park. Clause 5(12)(b) contains the flexibility for the Bishop to authorise subsequent team vicars to live in another suitable house.

The Reverend Canon Caroline Dick's place of residence

6. The Reverend Canon Caroline Dick will continue to live in the property known as Sacriston Vicarage. However, it is intended that subsequent team rectors will reside in the parsonage of the proposed benefice (1, Aykley Court, Durham, DH1 4NW).

Churches etc

7. This Scheme does not alter the existing status of any of the churches, chapels of ease or licensed places of worship in the affected parishes.

Clause 6

8. The above clause has been included to ensure that any person holding an office of assistant curate (however described) shall as consequence of the Scheme hold such office or offices subject to the same terms of service in the new benefice of Durham North. Although there is currently no such unnamed office holder in post, this clause is included in case any such office holder is appointed before this Scheme comes into operation.