

## CHURCHWARDEN NOMINATION FORM

Parish of \_\_\_\_\_

Church of \_\_\_\_\_

*Person to be nominated* \_\_\_\_\_

We nominate the above person to be a churchwarden of the above parish  
for the year 2026/2027.

Signed (1) \_\_\_\_\_ Signed (2) \_\_\_\_\_

Dated \_\_\_\_\_ Dated \_\_\_\_\_

I, the nominated person, am willing to serve as a churchwarden for this parish.

I am not disqualified under Section 2(1), (1A), (2) or (3) of the Churchwardens Measure 2001.

(The nature of these disqualifications is set out on the reverse of this form).

Signed \_\_\_\_\_

Dated \_\_\_\_\_

**This form should be retained by the PCC Secretary**

## CHURCHWARDENS MEASURE 2001

### GENERAL DISQUALIFICATIONS TO NOMINATIONS FOR CHURCHWARDEN

A person shall be disqualified from being chosen for the office of Churchwarden (unless granted a waiver by the Charity Commission) if he/she is:

2(1) Disqualified from being a charity trustee under Section 178 (and Section 178A) of the Charities Act 2011. Basically, it is a person who

- Is subject to an unspent conviction for:
  - an offence involving dishonesty or deception;
  - an offence to which part 4 of the Counter-Terrorism Act 2008 applies or an offence under section 13 or section 19 of the Terrorism Act 2000;
  - any of the money laundering offences listed in section 415 of the Proceeds of Crime Act 2002 (this includes some offences under the Proceeds of Crime Act 2002, the Criminal Justice Act 1988, the Drug Trafficking Act 1994, Criminal Law (Consolidation) (Scotland) Act 1995 and the Proceeds of Crime (Northern Ireland) Order 1996);
  - an offence under sections 1, 2, 6 or 7 of the Bribery Act 2010;
  - an offence under section 77 of the Charities Act 2011;
  - an offence of misconduct in public office, perjury or of perverting the course of justice;
  - similar offences superseded by any of the above; and
  - the attempt, conspiracy, incitement, aiding, abetting, counselling or procuring, encouraging or assisting of any of the above.
- Is subject to notification requirements of Part 2 of the Sexual Offences Act 2003, commonly referred to as being on the sex offenders register, whether or not the underlying offence is spent.
- Has been found to be in contempt of court for making, or causing to be made, a false statement or making (or causing to be made) a false statement in a document verified by a statement of truth (unless, were it an offence to which the Rehabilitation of Offenders Act 1974 applied, it would be spent).
- Has been found guilty of disobedience to an order or direction of the Commission under section 336(1) of the Charities Act 2011.
- Is a designated person under Part 1 of the Terrorist Asset-Freezing etc. Act 2010 or The Al Qaida (Asset Freezing) Regulations 2011.
- Has been removed:
  - from office in a charity by the Charity Commission or the High Court on grounds of misconduct or mismanagement in the administration of a charity; or
  - by the Court of Session or OSCR under s34(5)(e) of the Charities and Trustee Investment (Scotland) Act 2005, or earlier relevant legislation, from being concerned in the management or control of any body.
- (Unless granted leave by the court to act in respect of the charity) is the subject of:

- a disqualification order under the Company Directors Disqualification Act 1986 or The Company Directors Disqualification (Northern Ireland) Order 2002 (SI 2002/3150 (N.I.4)); or
  - an order made under s429(2) of the Insolvency Act 1986 (failure to pay under a County Court administration order).
  - (Unless leave has been granted by the court to act in respect of the charity) is an undischarged bankrupt or subject to:
    - an undischarged sequestration order;
    - a bankruptcy restrictions order;
    - an interim order;
    - a moratorium period under a debt relief Order under Part 7A of the Insolvency Act 1986; or
    - a debt relief restrictions Order or an interim Order under Schedule 4ZB to the Insolvency Act 1986.
  - Has made a composition, arrangement or entered a deed in favour of creditors which is not yet discharged (for example, an individual voluntary arrangement, debt management plan etc).
- 2(1A) Included in a barred list (within the meaning of the Safeguarding Vulnerable Groups Act 2006).
- 2(2) Convicted of any offence mentioned in Schedule 1 to the Children and Young Persons Act 1933 and offences as listed in Schedule 1 of more recent legislation<sup>1</sup>.
- 2(3) Disqualified from being a Churchwarden under Section 10(6) of the Incumbents (Vacation of Benefices) Measure 1977. Where there has been a pastoral breakdown in the parish, the Bishop can institute a formal enquiry under this Measure. If the responsibility for the breakdown is that of a lay person, the Bishop can disqualify him or her from being a churchwarden in the future.

If you are in any doubt as to whether you are disqualified from being chosen for the office of Churchwarden, please consult the Diocesan Registrar at the Truro Diocesan Registry, Veale Wasbrough Vizards, Narrow Quay House, Narrow Quay, Bristol, BS1 4QA or by email to [truroregistry@vww.co.uk](mailto:truroregistry@vww.co.uk).

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<sup>1</sup> The Bishop has the power to waive a disqualification of this nature.