

(*on the application of Begum*) v *Denbigh High School*² were distinguished, in that the niqab and jilbab in those cases were far more visible to the observer than the small and unostentatious Kara, which was only 5 mm wide. [RA]

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Re St Mary, Newick

Chichester Consistory Court: Hill Ch, July 2008

Bishopsgate questions – necessity – memorial – inscription

In deciding whether a glass screen should be installed as a memorial, the chancellor took the opportunity to review the principle of ‘necessity’ as adumbrated in *St Helen’s, Bishopsgate*.³ Having reviewed the authorities, the chancellor stated that the word ‘necessity’ should not be taken in isolation as an abstract concept. It should be read in its clear context, which carries the wider concept of pastoral wellbeing or some other compelling reason. Thus the *Bishopsgate* approach, however articulated, continues to impose a high standard of proof on those who seek to discharge the presumption against change applicable in the case of all listed buildings, yet admits of factors concerning the role of the church as a local centre of worship and mission, which is central to the operation of the faculty jurisdiction in consequence of the overriding consideration set out in section 1 of the Care of Churches and Ecclesiastical Jurisdiction Measure 1991. However, the chancellor declined to authorise the proposed inscription, which, in his judgment, spoke more of the benefactor than the persons in whose memory the screen was to be installed. He required this aspect to be revisited. [JG]

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Armstrong v Robinson

Disciplinary Tribunal: Diocese of Chester, August 2008

Clergy Discipline – neglect or inefficiency

The complainant had been a Child Protection Officer Advisor to the Chester Diocese since 1997. Canon Robinson was rector of a parish and an honorary canon of Chester Cathedral. In February 2004, Z (who was serving a sentence of life imprisonment for manslaughter) was released on licence. In September

² [2006] UKHL 15, [2007] 1 AC 100.

³ Noted at (1993) 3 Ecc LJ 256.