No. 11 July 1992

Ecclesiastical Law Journal

Volume 2

CONTENTS

Editorial	323
Obituary: George Newsom, Q.C.	325
Report of Fifth AGM	.327
Toward a critique of the role of Theology in English Ecclesiastical and Canon Law Norman Doe	328
Report of the Working Party on Ecclesiastical Visitations The Revd. M. G. Smith, Dr. P. M. Smith and others	347
Marriage in Church after Divorce - A Working Party Report The Ven. A. Clarkson and others	359
Book Reviews: Law, Sex and Christian Society in Medieval Europe by James A. Brundage A Review by Thomas G. Watkin	. 369
Fundamental Authority in Late Medieval English Law by Norman Doe A Review by Fr. Robert Ombres	372
Recent Ecclesiastical Cases Reported by Timothy Briden	375
The English Church Census Charles Mynors	379
Letters to the Editor	383
Recent Legislative Developments B. J. T. Hanson	387
Revision of Ecclesiastical Statute Law Chancellor Spafford and others	388
Working Parties	419

The Journal of the Ecclesiastical Law Society

The Ecclesiastical Law Journal is published by the Ecclesiastical Law Society. All enquiries should be addressed to The Editor, Ecclesiastical Law Society, c/o 1 The Sanctuary, Westminster, London SW1P 3JT; (Tel. 071 222 5381).

ISSN 0956-618X

Items from this issue of the Journal may be cited as (1992) 2 Ecc. L.J.

All rights in this publication are reserved. It may not be reproduced or transmitted in whole or in part, for sale or otherwise, in any form or by any means, electronic or mechanical, including photocopying, recording, or storage in any retrieval system, without written permission from the Ecclesiastical Law Society.

Copies of this Journal, including back issues, may be obtained by libraries and individual non-members, from the Ecclesiastical Law Society, or from Messrs, Wm. W. Gaunt and Sons Inc., Gaunt Building, 3011 Gulf Drive, Holmes Beach, Florida 34127-2199, U.S.A., who are sole distribution agents for the Journal to non-members in North America.

The current price for individual copies of the Journal (other than those which are supplied free of charge to members) is £7.50 per copy within the United Kingdom, inclusive of postage. Details of overseas rates may be obtained from the Ecclesiastical Law Society or from Wm. W. Gaunt and Sons Inc.

Typeset in Times Roman on Linotype CRTronic by M. G. Hillson Printers. Printed by M. G. Hillson Printers, 22 St. Martin's Street, Peterborough. Telephone (0733) 67658. Facsimile (0733) 558187.

The views expressed in any article, review or other publication in this Journal do not necessarily accord with those of the Editorial Board or the Society as a whole.

Editor

ECCLESIASTICAL LAW SOCIETY

Patrons

The Most Revd. and Rt. Hon. the Lord Archbishop of Canterbury
The Most Revd. and Rt. Hon. the Lord Archbishop of York

President

The Rt. Revd. the Lord Bishop of Chichester (to 1997)

Elective Officers (to 1993)

CHAIRMAN: The Worshipful Chancellor Quentin Edwards, Q.C.† VICE-CHAIRMAN: The Ven. the Archdeacon of Loughborough†

SECRETARY: Peter Beesley, Esq.†

DEPUTY SECRETARY: Nicholas J. Richens, Esq.†

TREASURER: David Faull, Esq.†

Executive Officer

The Ven. David Scott†

General Committee

The Officers together with:

ELECTED: The Rt. Revd. the Bishop of Colchester (to 1993)

His Honour Judge John Colyer, Q.C. (to 1993)

Raymond Hemingray, Esq. (to 1993)

John Holden, Esq. (to 1993)

The Revd. Canon Peter Boulton (to 1994)

Brian Hanson, Esq. (to 1994) David Harte, Esq. (to 1994)

The Revd. and Worshipful Chancellor Rupert Bursell, Q.C.†

(to 1995)

David Cheetham, Esq. (to 1995)

The Ven. the Archdeacon of Chesterfield (to 1995)

The Worshipful Chancellor Michael Goodman‡† (to 1995)

Jonathan Cryer, Esq. (to 1995)

CO-OPTED: The Revd. John Masding (to 1993)

Dr. Norman Doe (to 1995)

The Rt. Revd. and Right Hon. Graham Leonard (to 1995)