

040 Failure to Fulfil Obligations. (1) Where it is alleged or appears to the Chair that a minister in the active work has persistently or repeatedly failed adequately to fulfil his or her obligations, but there appears to be no ground for a charge under the provisions of Part 11, the Chair may, upon receipt of a reasoned request in writing from the Superintendent, a circuit steward, or any other member of the Circuit Meeting concerned or on his or her own initiative, request the Chair of another District to appoint a Consultative Committee to consider the matter.

(2) A Chair so requested under clause (1) or (4) or directed under clause (3) shall appoint such a committee, consisting of five persons, being stationed in or members in the District or neighbouring Districts. They shall not include the Chair referring the case nor any members of a curtailment committee which has referred the case under Standing Order 544(9), nor any person from the Circuit in which the person concerned is stationed. The committee shall include a convener and the appointing Chair, who shall preside.

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The duty of the committee shall be to establish whether there has been failure of the kind alleged, in whole or in part, and if so to determine what should in its judgment be done to remedy the cause. To that end the committee shall have power to require the person concerned to comply with any reasonable conditions which the committee judges may deal with the cause of the failure established. The requirements of the committee shall be communicated in writing to the person concerned, that person's Chair and also, in the case of a deacon, the Warden. The person making the request under clause (1) above or the lead member of the connexional complaints team (as the case may require) shall be informed in general terms of the outcome of the process under this Section and, in the latter case, the lead member shall convey that information to the members of the team and the person making the complaint under Part 11.

(6A) In performing its duty under clause (6) above, the committee