

appear as an impartial judge's witness but rather as a party opponent with a potential liability for costs. English Heritage proposed that the existing nineteenth-century frame be repaired rather than replaced and adapted to accommodate the new bells. The petitioners held that this option was more costly than the replacement of the frame but the chancellor, weighing the figures before him, was not convinced. Accordingly the petition was dismissed and the faculty refused. [WA]

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Re St Mary and St David, Kilpeck

Hereford Consistory Court: Kaye Ch, February 2009

Memorial – artistic merit

The petitioner sought a faculty for the erection of a memorial stone in the churchyard in memory of his partner. The incumbent and PCC, supported by the Archdeacon, objected on the basis that the stone did not comply with the current Churchyard Regulations, was not in keeping with other memorials and would open the floodgates to further unwelcome applications. The Diocesan Advisory Committee supported the petition, stating that the memorial was 'imaginative and of artistic merit'. In granting the faculty, the chancellor recognised that the floodgates argument was 'of some weight, but only some'. He noted that the churchyard already had a diversity of headstones and observed that 'We are all human, all different, and all have different tastes'. He saw no reason why the deceased's unconventional and artistic lifestyle should not be reflected in her memorial. [RA]

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Re Hudson (deceased)

Carlisle Consistory Court: Tattersall Ch, February 2009

Exhumation

The petitioner, daughter of the deceased, sought a faculty to enable the exhumation of the remains of her father for re-interment in consecrated ground in a gravespace previously purchased by the deceased for the burial of his remains and those of his first wife, the petitioner's mother. The deceased's widow, his second wife (now remarried), opposed the petition stating that it had been the wish of the deceased not to be buried in the grave reserved for him and his