Anglican Church of Australia Diocese of Sydney

3rd Session of the 46th Synod Business Paper: Monday 18 October 2004

(Page references are to the Standing Committee's Report - see Part 5 of the Synod Business Rules for ordinance procedures.)

- 1. The Synod will assemble in the Wesley Theatre, 220 Pitt Street Sydney at 3:15 pm.
- 2. Prayers will be read by the President or a person appointed by him.
- 3. Procedural Motion re Presidential Address

Synod notes that the Presidential Address will be delivered from 4:00 pm and suspends any part of the business rules which would prevent this arrangement.

(Mr Mark Payne)

- 4. The President will table a list of the members of the Synod.
- 5. The President will deliver his address. (to be taken at 4:00 pm)
- 6. The President will table a document appointing a commissary.

7. Elections

7.1 A list of the uncontested elections will be laid upon the table and the results declared.

(Archbishop Peter Jensen)

7.2 A Clerical Secretary and a Lay Secretary of the Synod will be elected.

(Mr Robert Tong)

7.3 A Chairman of Committees will be elected.

(Deaconess Margaret Rodgers)

- 7.4 A Deputy Chairman or Deputy Chairmen of Committees will be elected. (Deaconess Margaret Rodgers)
- 7.5 A Committee of Elections and Qualifications will be elected.

(Dr Philip Selden)

- 7.6 A Committee for the Order of Business will be elected.
- 7.7 A Minute Reading Committee will be elected.

(Dr Philip Selden)

(Mr Robert Tong)

- 8. The minute book of the Standing Committee will be tabled.
- 9. Petitions
- 10. Notices of questions

11. Procedural motions

11.1 **Presentations at the session**

Synod agrees to the following -

- (a) a presentation from Anglican Media about the Mission Website immediately after the Presidential Address, and
- (b) a presentation on the Diocesan Mission from 7:00 pm on Monday 18 October during which the Synod service will be held, and
- (c) the commissioning of Peter Kell, the new Executive Director of Anglicare, from 7:00 pm on Tuesday 19 October,

and suspends so many of the business rules as would prevent these arrangements.

(Mr Mark Payne)

11.2 Special arrangements for the consideration of business

Synod -

- (a) agrees in principle to deal with its business in accordance with the Revised Indicative Timetable for Synod Business, and
- (b) requests that the Committee for the Order of Business bring to the Synod at the beginning of each day any recommendations about amending the Indicative Timetable for Synod Business in light of the progress of business, and
- (c) suspends so many of the business rules as would prevent these arrangements, or as would prevent the Synod from considering any recommendations from the Committee for the Order of Business.

(Mr Mark Payne)

11.3 Special arrangements for the consideration of the motion about the Declaration of the Synod of the Diocese of Sydney concerning the Administration of the Lord's Supper

Synod agrees to the following arrangements for consideration of the motion entitled Declaration of the Synod of the Diocese of Sydney concerning the administration of the Lord's Supper -

- (a) the motion will be taken to have been moved and seconded, and
- (b) the mover may speak up to 20 minutes, and
- (c) a person speaking against the motion may speak up to 20 minutes,
- (d) following the persons referred to in (b) and (c) speaking for and against the motion, the Synod is to resolve itself into the Synod in Committee to consider the motion, and
- (e) consideration of the motion by the Synod in Committee is to continue until the Synod in Committee has indicated that the motion has been sufficiently debated and should now be voted on, whereupon the Chairman of Committees is to report to the Synod the form of the motion to be voted on with or without amendments, and
- (f) the person referred to in (c) may then speak for 10 minutes in reply, and
- (g) the person referred to in (b) may then speak for 10 minutes in reply,

and suspends so many of the business rules which would prevent these arrangements.

(Additional Papers, page AP4)

(Mr Mark Payne)

11.4 Consideration of motions concerning the Oaths, Affirmations, Declarations and Assents Canon 1992

Synod defers until its 2005 session further consideration of the General Synod -Oaths, Affirmations, Declarations and Assents Canon 1992. (*Page 25, item 8.3*) (Mr Mark Payne)

11.5 Circulation of printed material

Synod authorises the Secretaries to approve the distribution to members of any other report from a Diocesan body or organisation.

(The Rev Chris Moroney)

12. The President will invite members to give notice of other motions

13. Calling of motions on the business paper

14. Tabling and reception of accounts and reports etc

14.1 Synod notes that the undermentioned reports etc have been tabled, receives them and resolves that they be printed at the discretion of the Standing Committee -

Diocesan Organisations - Annual Reports, Audited Accounts and/or Other Documents

- (1) Anglican Church Property Trust Diocese of Sydney
- (2) Anglican Media Council
- (3) Anglican Provident Fund (Sydney), Board of
- (4) Anglican Youth and Education Division
- (5) Arden Anglican School Council
- (6) Arundel House Council
- (7) Barker College, The Council of
- (8) Campbelltown Anglican Schools Council
- (9) Continuing Education for Ministers, Council of
- (10) College of Preachers
- (11) Department of Evangelism
- (12) Georges River Regional Council
- (13) Glebe Administration Board
- (14) Illawarra Grammar School, Council of The
- (15) Macarthur Region Anglican Church School Council (The)
- (16) Moore Theological College Council
- (17) Northern Regional Council
- (18) St Andrew's Cathedral School Council
- (19) St Andrew's House Corporation
- (20) St Catherine's School Waverley, Council of
- (21) South Sydney Regional Council
- (22) Sydney Anglican Car and Insurance Fund, Board of
- (23) Sydney Anglican Church Investment Trust
- (24) Sydney Anglican Home Mission Society Council
- (25) Sydney Anglican Indigenous People's Ministry Committee
- (26) Sydney Anglican Pre-School Council
- (27) Sydney Anglican Property Fund
- (28) Sydney Anglican Schools Corporation
- (29) Sydney Church of England Finance and Loans Board
- (30) Sydney Church of England Grammar School Council
- (31) Sydney Diocesan Secretariat
- (32) Tara Anglican School for Girls, Council of
- (33) Western Sydney Regional Council
- (34) Wollongong Regional Council

Standing Committee Reports and Accounts etc

- (35) 2004 Annual Report
- (36) 2004 Supplementary Report
- (37) Helensburgh with Stanwell Park: Reclassification as a Parish

- (38) Lay and diaconal administration of Holy Communion (26/03)
- (39) Minto: Reclassification as a Parish
- (40) Narellan: Reclassification as a Parish
- (41) Naremburn/Cammeray: Reclassification as a Parish
- (42) Ordinances passed by the Standing Committee
- Prohibited Persons (24/03) (43)
- (44) Parochial Cost Recoveries for 2005
- (45) Shellharbour City Centre: Reclassification as a Parish
- Stipends, Allowances and Benefits (16/03) (46)
- Structural Change in Ministry (29/03) (47)
- Synod Appropriations and Allocations for 2006-2008 (48)
- (49) Synod Fund Audited Accounts for 2003
- Georges River Regional Council Annual Report for 2003 (50)
- (51) Northern Region Regional Council - Annual Report for 2003
- South Sydney Regional Council Annual Report for 2003 (52)
- Western Sydney Regional Council Annual Report for 2003 (53)
- (54) Wollongong Regional Council - Annual Report for 2003
- (55) Explanatory Statements and reports on Bills

(The Rev Chris Moroney)

14.2 Synod notes that the following organisations have not submitted an annual report and a copy of their audited accounts for the most recently concluded financial year, and requests that those organisations lodge those documents as soon as possible-

> Abbotsleigh, The Council of Anglican Retirement Villages: Diocese of Sydney, Board of King's School, The Council of The St Andrew's Cathedral Chapter St John's Provisional Cathedral Chapter Parramatta St Michael's Provisional Cathedral Chapter Wollongong Sydney Diocesan Superannuation Fund, Board or (Anglican SuperFund) Trinity Grammar School William Branwhite Clarke College Council.

(The Rev Chris Moroney)

15. Motions for proposed ordinances referred from the 2nd Session of the 46th Synod

15.1 General Synod - Holy Communion Canon 2001 Adopting Ordinance 2004

That the General Synod - Holy Communion Canon 2001 Adopting Ordinance 2004 be approved in principle. (Page 88)

(Bishop Glenn Davies)

16. Motions by request of the Standing Committee

16.1 Synod Appropriations and Allocations for 2006-2008

Synod, noting the report "Synod Appropriations and Allocations for 2006-2008" -

- (a) notes the intention to appropriate the funds shown in the schedule to the report (from the Diocesan Endowment Ordinance, the other specific trust ordinances and the general provision for distribution held by the Glebe Administration Board) in each of the years 2006-2008, and
- notes the intention to make a special allocation of funds to the capital of the (b) Indigenous Peoples' Ministry Fund in each of the years 2006-2008, and
- notes the intention to allocate the percentage of Total Funds Available (C) shown in the schedule to the report to each of the policy areas for the years 2006-2008.

(Additional Papers, page AP19)

(Bishop Peter Tasker/Mr Peter Kell)

16.2 Structural Change in Ministry

Synod requests that the Archbishop, by licence, broaden the range of ministries for which people may be made deacons and that he put in place whatever additional arrangements are necessary to create a permanent diaconate by -

- (a) developing new selections standards for deacons and making it easier for people to resign their orders when they are no longer licensed as a deacon, and
- breaking the nexus between being made a deacon and being ordained a (b) priest by making new requirements for ordination to the presbyterate which reflect the real character of that ministry, as distinct from the diaconate.

(Page 67) (The Very Rev Phillip Jensen)

16.3 Delegation of Powers (Provident Fund) Amendment Ordinance 2004

Synod permits the introduction of the Delegation of Powers (Provident Fund) Ordinance 2004. (Page 85)

(Mr Mark Payne)

16.4 **Regions (Transitional Provisions** and Miscellaneous Amendments) Amending Ordinance 2004

Synod permits the introduction of the Regions (Transitional Provisions and Miscellaneous Amendments) Amending Ordinance 2004. (Page 121)

(Bishop Ivan Lee)

16.5 Recognised Churches Amendment Ordinance 2004

Synod permits the introduction of the Recognised Churches Amendment Ordinance 2004. (Page 95)

(Bishop Robert Forsyth)

16.6 Synod Membership (Election of Parochial Representatives) Amendment Ordinance 2004

Synod permits the introduction of the Synod Membership (Election of Parochial Representatives) Amendment Ordinance 2004. (Page 124) (Mr Michael Orpwood QC)

16.7 Reappointment of the Stipends and Allowances Committee

Synod hereby reappoints the Stipends and Allowances Committee, with power to co-opt and directs that it report its findings and recommendations to the Standing Committee for action. (Page 63)

(Mr Philip Gerber)

16.8 Declaration of the Synod of the Diocese of Sydney concerning the Administration of the Lord's Supper

WHEREAS -

With deep conviction under Almighty God, this Synod believes that holy (A) Scripture contains all things necessary to salvation, so that whatever is not read therein, nor may be proved thereby, is not to be required of any person, that it should be believed as an article of the Faith, or be thought requisite or necessary to salvation.

(B) With deep conviction under Almighty God, this Synod believes that Jesus Christ, in his death on the cross for our redemption, made there (by his one oblation of himself once offered) a full, perfect and sufficient sacrifice, oblation, and satisfaction, for the sins of the whole world.

(C) This Synod thanks Almighty God for the participation of all Christian people in the ministry of the gospel of our Lord Jesus Christ, and in particular the participation of lay persons in the public ministry of the Word of God and prayer.

(D) This Synod believes, with deep conviction under Almighty God, that there is no prohibition or restriction in the holy Scriptures, or in Christian doctrine, on the administration (sometimes referred to as 'presidency') of the Lord's Supper by a suitable person, but who is not a bishop or an episcopally ordained priest.

(E) This Synod has actively considered and debated this subject since 1977, receiving reports from committees and commissions in 1978, 1983, 1984, 1985, 1986, 1987, 1993, 1994, 1998, 2002, 2003 and 2004. After due consideration this Synod has consistently endorsed the principle that, for theological, pastoral and evangelistic reasons, suitable lay persons and deacons should be permitted to administer the Lord's Supper.

(F) The Sydney Diocesan Doctrine Commission concluded in 1993 that -

"... there are no sound doctrinal objections to, and there are significant doctrinal reasons for, lay presidency at the Lord's Supper. There are also sound reasons based on our received Anglican order for allowing lay presidency. In the light of this the continued prohibition of lay presidency at the Lord's Supper does not seem justifiable theologically. Since church practice should conform to sound doctrine, practical problems related to the introduction of lay presidency ought to be dealt with, but should not constitute an obstacle to reform motivated by theological truth."

(G) The Appellate Tribunal of the General Synod of the Anglican Church of Australia in its opinion of December 1997 on the Primate's reference concerning diaconal and lay presidency, by majority, advised that -

"[it is] consistent with the Constitution of the Anglican Church of Australia to permit or authorize, or otherwise make provision for

- (a) deacons to preside at, administer or celebrate the Holy Communion; [and]
- (b) lay persons to preside at, administer or celebrate the Holy Communion."

(H) The same opinion advised, by majority, that it is not consistent with the Constitution of the Anglican Church of Australia for a diocesan synod, otherwise than in accordance with a canon of General Synod, to permit, authorise or make provision for these ministries.

(I) Both opinions of the Appellate Tribunal were opposed by a minority within the Tribunal and have been opposed by others since 1997. Some consider that there is in fact no legal impediment to the authorisation of lay and diaconal administration.

(J) Differing opinions have been, and continue to be, expressed as to whether there is a law of this Diocese that needs to be changed and, if so, as to the means whereby it may be changed, in order to allow diaconal and lay administration of the Lord's Supper.

(K) The Synod believes that law should allow that which holy Scripture allows and for which there are sound theological, pastoral and evangelistic reasons.

THE SYNOD OF THE DIOCESE OF SYDNEY DECLARES THAT -

(1) This Synod respects the consciences both of those who support the introduction of diaconal and lay administration of the Lord's Supper and those who oppose it.

(2) This Synod commits itself to the continuing investigation and implementation in due course of such processes as may be necessary to formally effect a change in the law of this Diocese to remove any conflict in this matter between what holy Scripture allows and what the law may prevent.

This Synod believes and urges that, until such time as any necessary (3) change in the law can be effected by an appropriate process (or it can be determined by an appropriate process that no change in the law is needed), no disciplinary or other action should be taken against any person merely because the person, in accordance with this Declaration -

- (a) authorises or permits, or purports to authorise or permit, a deacon or lay person to administer the Lord's Supper, or
- (b) being a deacon or lay person, administers, or purports to administer, the Lord's Supper, or
- is involved in the administration, or purported administration, of the (C) Lord's Supper by a deacon or lay person.

This declaration is intended to have application only to the (4) administration of the Lord's Supper by a deacon or layperson and not to any other area of doctrine or worship, or of faith, ritual, ceremonial or discipline, applicable to and in force within this Diocese. (Additional Papers, page AP4)

(TBA)

16.9 Administration of the Lord's Supper off church trust property

Synod recognising that there are no sound doctrinal objections to and that there are significant doctrinal reasons for, administration of the Lord's Supper by a layperson or deacon, and further that there are no sound legal objections to the same, when conducted by a layperson or deacon on non-church trust property, encourages bishops and priests to arrange, from time to time, for the administration of the Lord's Supper by a layperson or deacon on non-church trust property. (Additional Papers, page AP4) (TBA)

16.10 Declaration concerning the Lord's Supper

Synod recognises that doctrinal misunderstandings are sometimes associated with the administration of the Lord's Supper and desires to promote a proper understanding of the same. It encourages bishops and priests, when administering the Lord's Supper, to publicly declare, from time to time, that -

- the consecrated bread remains in itself only bread and the consecrated wine (a) remains in itself only wine, and
- (b) though a bishop or priest, they are in no way mediators between God and man, but as with all other Christians, have access to God only through Christ alone, and
- if a suitable layperson or deacon were to administer the Lord's Supper it (C) would in no way diminish the nature of the Lord's Supper. (Additional Papers, page AP4) (TBA)

16.11 Naremburn/Cammeray: Reclassification as a Parish

Synod assents to the reclassification of Naremburn/Cammeray as a parish with effect from 1 January 2005. (Additional Papers, page AP13) (TBA)

16.12 Minto: Reclassification as a Parish

Synod assents to the reclassification of Minto as a parish with effect from 1 January 2005. (Additional Papers, page AP8) (TBA)

16.13 Shellharbour City Centre: Reclassification as a Parish

Synod assents to the reclassification of Shellharbour City Centre as a parish with effect from 1 January 2005. (Additional Papers, page AP16) (TBA)

16.14 Helensburgh with Stanwell Park: Reclassification as a Parish

Synod assents to the reclassification of Helensburgh and Stanwell Park as a parish with effect from 1 November 2004. (*Additional Papers, page AP1*) (TBA)

16.15 Narellan: Reclassification as a Parish

Synod assents to the reclassification of Narellan as a parish with effect from 1 January 2005. *(Additional Papers, page AP10)* (TBA)

17. Motions by request of a regional council

There are no motions under this heading.

18. Motions received by the Standing Committee

18.1 Assistance to other dioceses

Considering the difficult and even parlous states of some of the dioceses of the Anglican Church of Australia and especially in the Province of New South Wales, Synod agrees to set up a Commission under the leadership of the Archbishop which would report to the Mission Taskforce to investigate ways by which this Diocese can bring help to another Diocese that may request it. Such help could include the possibility of sending clergy and other pastoral workers along with pastoral "tools" to that Diocese for the specific furtherance of Gospel ministry and outreach.

And

That such Commission be empowered to contact selected diocesan bishops to discuss this proposal and/or possibilities of sending help.

The Commission is to consist of the Archbishop (ex officio as President/Chairman), Mr Warwick Olson, the Rev John Cornford and Bishop Glenn Davies, the Chief Executive Officer of Anglican Youthworks, Deaconess Margaret Rodgers and the mover, with power to co-opt.

(The Rev Neil Flower/Canon John Cornford)

18.2 Abortion

Synod grieves the loss of up to 100,000 Australian lives each year through abortion, and calls upon this church, the federal government, state governments and the Australian community to -

- (a) identify and reduce the stresses causing so many women to terminate pregnancies, and
- (b) discern how more children might be welcomed into loving adoptive families rather than aborted.

(Mrs Claire Smith)

18.3 Contact details of multi-ethnic services and congregations

Synod requests that the Registrar consider adding to the 2005 Year Book a list and contact details of all multi-ethnic services and congregations held on Anglican Church Property in the Diocese including both Anglican and non-Anglican congregations, and that it be placed alongside the present list of "Persons conversant with other languages".

(Archdeacon Geoff Huard)

18.4 Liturgical Revision: Use of the word "Priest"

Synod -

- (a) reaffirms the decision of motion 20/97,
 - Synod considers -
 - (a) that the good reason for our reformers retaining the word "priest" in the Book of Common Prayer is its derivation from the Greek "presbuteros", (which means a senior person, and "elder', or a mature leader); and
 - (b) that much of this meaning has been lost, because modern English has come to use "priest" to mean a person who mediates between man and God,

and therefore encourages all involved in liturgical revision, in place of the word "priest", to use words like "elder", "president", "presbyter" or "minister".

- (b) considers that our continued use of the word "Priest" in legislation and formularies describing New Testament ministers, is unhelpful, confusing and dangerous, and
- (c) asks that the Standing Committee bring to the next session a report, on the action need to replace the word "priest" with words such as "presbyter" or "senior minister" in all our legislation and formularies and, if necessary, legislation to effect this.

(The Rev Chris Clerke)

18.5 Inquiry into Children in Institutional Care

That this Synod -

1. Notes that the report of the Inquiry into Children in Institutional Care by the Senate Standing Committee on Community Affairs tabled in Federal Parliament on 30 August 2004 said in part -

The Committee received hundreds of graphic and disturbing accounts about the treatment and care experienced by children in out-of-home care. Many care leavers showed immense courage in putting intensely personal life stories on the public record. Their stories outlined a litany of emotional, physical and sexual abuse, and often criminal physical and sexual assault. Their stories also told of neglect, humiliation and deprivation of food, education and healthcare. Such abuse and assault was widespread across institutions, across States and across the government, religious and other care providers.

and

But the overwhelming response as to treatment in care, even among those that made positive comments was the lack of love, affection and nurturing that was never provided to young children at critical times during their emotional development.

And therefore recommended

The Committee believes that governments, the Churches and agencies should issue formal statements acknowledging their role in past institutional care policies and practices and the impact this had on the lives of many care leavers. These statements should express sorrow and apologise for the physical, psychological and social harm caused as a result of the care leavers' experiences as children in institutional care. The Committee also considers that these acknowledgments must be accompanied by other positive measures as recommended in the report to ensure that they are not regarded as merely 'empty gestures' by the care leavers and the community generally.

- 2. Commends the report to the parishes and institutions of the Diocese for study, prayerful reflection and appropriate response, especially to any care leavers they come into contact with.
- 3. Requests that Anglicare and the Professional Standards Unit of the Diocese jointly prepare a response to the Report, which addresses the key recommendations of the Report. Such a response to include the formulation of a "formal statement" as recommended by the Report, together with advice as to how and by whom this statement should be issued and also recommendations as to any other appropriate positive measures beyond those provided by the recently developed "Pastoral Care and Assistance Scheme" for victims of child abuse or sexual misconduct by a church worker.
- 4. Asks that this joint response be presented to the Archbishop, Standing Committee and the Board of Anglicare for action and that a report of action taken be prepared for the 2005 session of Synod.
- 5. Welcomes the development by the Professional Standards Unit and Anglicare of the "Pastoral Care and Assistance Scheme" and requests the parishes and organisations of the Diocese to familiarise themselves with this scheme and to advertise widely its availability.
- 6. Recognises the important role of Care Leavers Australia Network Inc (CLAN) in providing support and advocacy for those brought up in 'care', and encourages the Diocese, Anglicare, the parishes and organisations of the Diocese as well as individual members to support CLAN and its work.
- 7. As a first step, acknowledging that many of the 500,000 or more children who were brought up in 'care' during the last century have been left with the life-long effects of emotional deprivation and neglect and in many cases even worse, physical, sexual and psychological abuse, Synod expresses its deep regret at the harm caused to so many, as a result of their experiences as children in institutional care. In particular Synod apologises for the harm and suffering experienced by any care leavers as a result of their experiences in any institution run under the auspices of the Anglican Church. Synod encourages such persons to make themselves known so that support, personal apology and appropriate reparation can be offered.

(The Rev Chris Albany)

Indicative Timetable for Synod Business

References to items and motions are references to items and motions in the business paper for Monday 18 October 2004.

Monday 18 October 2004		
3:15 - 5:45 pm	Formal matters (items 1-14)	
7:00 pm +	Mission Presentation (including the Synod Service)	

Tuesday 19 October 2004		
3:15 - 4:30 pm	Bible Study/prayer Formal Matters 16.11 Naremburn/Cammeray: Reclassification as a Parish 16.12 Minto: Reclassification as a Parish Thereafter, other business as per the business paper	
4:30 - 5:45 pm	 15.1 General Synod - Holy Communion Canon 2001 Adopting Ordinance 2004 16.5 Recognised Churches Amendment Ordinance 2004 Other ordinances which remain to be considered 	
7:00 pm +	Commissioning of new Executive Director of Anglicare 16.8 Declaration of the Synod of the Diocese of Sydney concerning the Administration of the Lord's Supper 16.9 Administration of the Lord's Supper off church trust property 16.10 Declaration concerning the Lord's Supper	

Monday 25 October 2004		
3:15 - 4:30 pm	Bible Study/prayer Formal Matters 16.13 Shellharbour City Centre: Reclassification as a Parish 16.14 Helensburgh with Stanwell Park: Reclassification as a Parish Thereafter, other business as per the business paper	
4:30 - 5:45 pm	16.2 Structural Change in Ministry Thereafter, other business as per the business paper	
7:00 - 8:00 pm	Missionary Hour	
8:00 pm +	[Reserved for proposed legislation concerning reform of parish administration] Thereafter, other business as per the business paper	

Tuesday 26 October 2004		
3:15 - 4:30 pm	Bible Study/prayer Formal Matters 16.15 Narellan: Reclassification as a Parish Thereafter, other business as per the business paper	
4:30 - 5:45 pm	Ordinances which remain to be considered Thereafter, other business as per the business paper	
7:00 pm +	[Reserved for proposed presentation on the New Capital Project] 16.1 Synod Appropriations and Allocations for 2006-2008 Thereafter, other business as per the business paper	

Wednesday 27 October 2004	
3:15 - 4:30 pm	Bible Study/prayer Formal Matters Thereafter, other business as per the business paper
4:30 - 5:45 pm	Ordinances Thereafter, other business as per the business paper
7:00 pm +	Business as per the business paper