

General Synod – Constitution Amendment (Suspension of Bishops) Canon 2007 Assenting Ordinance 2009

No 30, 2009

Long Title

An ordinance to assent to Canon No 18, 2007 of the General Synod of the Anglican Church of Australia.

The Synod of the Diocese of Sydney Ordains as follows.

1. Name of Ordinance

This Ordinance is the General Synod – Constitution Amendment (Suspension of Bishops) Canon 2007 Assenting Ordinance 2009.

2. Assent to Canon No 18, 2007

The Synod assents to Canon No 18, 2007 of the General Synod of the Anglican Church of Australia, the text of which is set out in the Schedule.

Schedule

A canon to amend the Constitution with respect to the suspension of bishops subject to the jurisdiction of the Special Tribunal.

The General Synod prescribes as follows:

Title

1. This Canon may be cited as the “Constitution Amendment (Suspension of Bishops) Canon 2007”.

Amendment of s 61A

2. Section 61A of the Constitution is amended by deleting the whole of the first sentence and by inserting in lieu thereof the following:

“Where a charge has been promoted against a bishop in respect of whom the Special Tribunal has jurisdiction, the President of the Special Tribunal, with the concurrence of –

- (a) in the case of a diocesan bishop, the Diocesan Council convened by the Primate and chaired by a diocesan bishop appointed by the Primate with the concurrence of a majority of the Metropolitans meeting when the bishop is not present; and
- (b) in any other case, the Primate and the bishop of any diocese by whom the bishop is licensed,

may, after considering any submission from the bishop, suspend the bishop from the duties of office until the determination of such charge or for some lesser time.

At a meeting convened under paragraph (a), the diocesan bishop appointed shall not have a vote.”

Further amendment of section 61A

3. Section 61A of the Constitution is further amended by designating the section subsection (1) and by inserting the following additional subsections:

“(2) Where a charge has been promoted against the Primate the powers and functions of the Primate under subsection (1) shall be exercised by the person who would exercise the authorities powers rights and duties of the Primate if there were a vacancy in the office.

- (3) For the purposes of this section a reference to the Metropolitans excludes a Metropolitan who at the time is the subject of a charge.”

I Certify that the Ordinance as printed is in accordance with the Ordinance as reported.

PG KELL
Chairman of Committees

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We Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 21 October 2009.

CJ MORONEY
R WICKS
Secretaries of Synod

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
30/10/2009