

Miscellaneous Amendments Ordinance 2019

No 9, 2019

Long Title

An Ordinance to make a number of miscellaneous amendments to ordinances of the Anglican Church in the Diocese of Sydney.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Miscellaneous Amendments Ordinance 2019.

2. Amendment of the Cathedral Ordinance 1969

The *Cathedral Ordinance 1969* is amended by substituting the matter “clergy (other than the Dean)” for the words “clerical canons” in clause 20.

3. Amendment of the Interpretation Ordinance 1985

The *Interpretation Ordinance 1985* is amended as follows –

- (a) insert a new clause 8A as follows –

“8A. Reprinting Ordinances with Pre-Decimal References

(1) The Diocesan Secretary may reprint any ordinance which contains a reference to an amount of money in the currency provided for in the Acts repealed by section 7 (the “repealed Acts”) of the *Currency Act 1965 (Cth)* (the “Currency Act”).

(2) In reprinting an ordinance under subclause (1), the Diocesan Secretary may substitute a reference to the currency provided for in the repealed Acts for the corresponding amount of money in the currency provided for by the Currency Act calculated on the basis of the equivalents specified in subsection (4) of section 8 of that Act.”

- (b) amend the Schedule as follows –

- (i) after the definition of ‘Mission Area’, insert a new definition as follows -

“Parish Council – includes the Chapter of St Andrew’s Cathedral for the purposes of a particular Ordinance, if so determined by the Archbishop-in-Council.”,

- (ii) in the definition of “Rector” after the words “by whatever name called” insert the matter “, and includes the Dean of Sydney for the purposes of a particular Ordinance, if so determined by the Archbishop-in-Council”, and

- (iii) after the definition of “Trust Property Act”, insert a new definition as follows –

“Wardens – includes the Chapter of St Andrew’s Cathedral for the purposes of a particular Ordinance, if so determined by the Archbishop in Council.”.

4. Amendment of the Conduct of the Business of Synod Ordinance 2000

The Schedule of the *Conduct of the Business of Synod Ordinance 2000* is amended by deleting the words “proposed introduction” in rule 1.1(2) of the Schedule and inserting instead the words “proposed ordinance”.

5. Amendment of the Ordinance Procedure Ordinance 1973

The *Ordinance Procedure Ordinance 1973* is amended as follows –

- (a) substitute clause 13(3) with the following –

‘(3) Every notice shall -

- (a) state the intention of the petitioners or applicants to apply to the Synod or to the Standing Committee for the proposed ordinance;

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- (b) list the general objects thereof;
 - (c) contain a notification that objections to the proposed ordinance may be made in accordance with the provisions of this Ordinance; and
 - (d) contain details of the postal address and email address specified by the Diocesan Secretary for the receipt of objections.’, and
- (b) insert the matter ‘via the postal address or email address specified in the notice posted under clause 13’ in clause 16(2) after the word ‘Secretary’.

6. Amendment of the General Synod – Holy Orders (Removal from Exercise of Ministry) Canon 2017 Adopting Ordinance 2017

The *General Synod – Holy Orders (Removal from Exercise of Ministry) Canon 2017 Adopting Ordinance 2017* is amended by omitting the matter “*General Synod – Offences Amendment Canon 2017 Adopting Ordinance 2017*” in clause 1 and inserting instead the matter “*General Synod – Holy Orders (Removal from Exercise of Ministry) Canon 2017 Adopting Ordinance 2017*”.

7. Amendment of the Anglican National Superannuation Board Ordinance 2017

The *Anglican National Superannuation Board Ordinance 2017* is amended by deleting all the matter in clause 5(1), and inserting instead the matter –

“At each first and second ordinary session of Synod, 2 members who are representatives of Participating Organisations are to retire, and 2 members who are representatives of Fund Members are to retire; at each third ordinary session of Synod, 1 member who is a representative of a Participating Organisation is to retire, and 1 member who is a representative of Fund Members is to retire.”

8. Amendment of the Campbelltown Anglican Schools Ordinance 1985

The *Campbelltown Anglican Schools Ordinance 1985* is amended as follows –

- (a) after the definition of “Head” in clause 2, insert a new definition as follows –
“‘Immediate Family’ means a person’s parents, spouse, children and siblings;’
- (b) delete the words “spouse or other relative” in clause 5(1)(b) and insert instead the words “member of the Immediate Family”.

9. Amendment of the Sydney Anglican (National Redress Scheme) Corporation Ordinance 2018 Amendment Ordinance 2019

The *Sydney Anglican (National Redress Scheme) Corporation Ordinance 2018 Amendment Ordinance 2019* is amended by inserting a new clause 3 as follows –

3. Transitional

The amendment in clause 2(f) is deemed to have been made on 27 August 2018 immediately after the commencement of the *Sydney Anglican (National Redress Scheme) Corporation Ordinance 2018*.”

10. Amendment of the Nomination Ordinance 2006

The *Nomination Ordinance 2006* is amended as follows -

- (a) in clause 39(3) delete the words “the person ceases to be a parish nominator in the same way as if the person had resigned the office of parish nominator” and insert instead the words “the person’s capacity as a parish nominator is suspended in relation to a Nomination Board constituted for the purposes of a parish of which the person is a parish nominator”, and
- (b) in clause 39(4) delete the words “the person ceases to be a diocesan nominator (or an alternate for a diocesan nominator) as if the person had resigned the office of diocesan nominator (or alternate)” and insert instead the words “the person’s capacity as a diocesan nominator is suspended in relation to a Nomination Board constituted for the purposes of a parish of which the person is a parish nominator”.

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11. Amendment of the Parochial Cost Recoveries and Church Land Acquisitions Levy Ordinance 2018

(1) The *Parochial Cost Recoveries and Church Land Acquisitions Levy Ordinance 2018* is amended as follows –

- (a) insert the matter “3.” before the heading “Cost recoveries charge” which appears immediately after clause 2 (and consequentially renumber the existing clause 3 as clause 4), and
- (b) in clause 2 of the Schedule –
 - (i) substitute the text in paragraph (a) of the definition of “minister and assistant minister charge” with the following –
 - “(a) the costs of the contribution or contributions to a complying superannuation fund nominated by the minister or assistant minister at the rate or in the amount determined by the Standing Committee from time to time,” and
 - (ii) inserting the following new definition in clause 2 of the Schedule –
 - “Complying Superannuation Fund” has the meaning given to that term in sections 42 and 42A of the *Superannuation Industry (Supervision) Act 1993*.”

(2) The amendments in this clause 11 are deemed to have commenced immediately following the commencement of the *Parochial Cost Recoveries and Church Land Acquisitions Levy Ordinance 2018*.

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

R TONG
Chair of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 20 May 2019.

D GLYNN
Secretary

I Assent to this Ordinance.

GN DAVIES
Archbishop of Sydney

20/05/2019