

## (APPENDIX—No. VII.)

## SECOND SYNOD, SESSION IV.

## ORDINANCE.

*An Ordinance to provide for the Election of Bishops to the See of Sydney.*

WHEREAS it is expedient to make regulations for the election of Bishops to the See and Diocese of Sydney, The Synod of the Diocese of Sydney, in pursuance of the powers in that behalf conferred upon it by the Constitutions for the management and good government of the United Church of England and Ireland within the colony of New South Wales, and of all other powers vested in the said Synod ordains and rules as follows:—

1. Whenever the See of Sydney shall become vacant, the Synod, shall unless the intervention of the Crown render such action unnecessary, within two months after notice of such vacancy shall have been received by the person entitled to convene the Synod be convened for the purpose of filling up the vacancy in the manner hereinafter provided.

2. Upon the meeting of the Synod, each of the Clergy and Representative Members present, including the President, shall, with the view of electing a Bishop, vote for one or more, but not exceeding three persons, being Bishops or Priests canonically qualified to be Bishops of the Church of England, for the purpose of having their names placed on a list to be called the Select List. And the name of any person who shall either obtain not less than one-fourth of the votes of the members of each order or one-third of the votes of the members of either order shall be placed on such Select List. But unless two persons receive the number of votes necessary to

entitle them to have their names placed on the Select List the voting may be repeated until two persons at least are so entitled as aforesaid. Provided that it shall then or at any other time be in the power of the Synod by a majority of both Clergy and Representative Members voting by orders to place the names of any duly qualified persons on the Select List. Provided also, that if one person shall receive the vote of every member of each order such person shall without further voting be declared to have been elected Bishop.

3. So soon as the names of two or more persons shall have been placed on the Select List in manner hereinbefore mentioned each of the members present including the President, shall proceed to vote for one of the persons whose name has been placed on the Select List and the voting shall be repeated until one of such persons shall obtain a majority of the votes of both the Clergy and Representative Members voting by orders. And if such majority shall amount to two-thirds of the votes of the members of each order the person shall thereupon be declared to have been elected Bishop.

4. If the majority so obtained as hereinbefore mentioned shall not amount to two-thirds of the votes of the members so voting as hereinbefore mentioned, the name of the person shall be submitted to the Synod; and, if the person shall then obtain two-thirds of the votes of the members voting of each order, he shall be declared to have been elected Bishop. But if he shall not obtain such votes as aforesaid the Synod shall place on a Select List the name of such person together with such other name or names as the Synod may by a majority of both orders determine; and a voting and all proceedings consequent thereon shall then take place on such Select List as is provided in the last preceding and this section; and such voting and proceedings shall save as hereinafter provided be repeated *toties quoties* until some person shall, by obtaining the required majority of votes be declared to have been elected Bishop as hereinbefore provided.

5. If any person shall have been declared to be elected Bishop the President of the Synod shall take the necessary steps to give effect to such election as the Synod may then direct.

6. Unless such election as hereinbefore mentioned shall be made within four months after the Synod shall have been so convened as hereinbefore also mentioned the filling up of the vacancy shall lapse to the House of Bishops of the General Synod. Provided that a lapse shall not be deemed to have occurred, if an election of a Bishop shall have been duly made as hereinbefore mentioned but it shall be found from any cause whatever impossible to give effect to such election. And in this case the Synod shall be again convened in manner hereinbefore provided and all the provisions of this Ordinance shall be applicable to such second convening of the Synod and to the election of a Bishop thereat and so *toties quoties* so often as may be necessary until an election of a Bishop shall have been made or a lapse taken place as hereinbefore mentioned.

7. The Synod may at any time by a majority of the Clergy and Representative Members voting by orders delegate the choice of a Bishop to one or more of the Archbishops and Bishops of the Church of England.

8. This Ordinance shall be and continue in force until the last day of the first session of the next Synod.

*I certify that this Ordinance was passed by the Synod on the 19th day of June, A.D. 1873.*

H. A. PALMER,

*Secretary to the Synod.*

*I hereby signify my assent to this Ordinance. Assented to June 20th, A.D. 1873.*

F. SYDNEY.

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