

Professional Standards Transition Ordinance 2017

No 34, 2017

Long Title

An Ordinance to make transitional arrangements for the *Ministry Standards Ordinance 2017* and the *Diocesan Tribunal Ordinance 2017*.

The Synod of the Diocese of Sydney ordains as follows.

1. Name

This Ordinance is the *Professional Standards Transition Ordinance 2017*.

2. Interpretation

For the purposes of this Ordinance:

“**Commencement Date**” means the date determined under clause 113 of the Ministry Standards Ordinance;

“**Complaint**” means:

- (a) prior to the Commencement Date – a complaint under the Discipline Ordinance, and
- (b) after the Commencement Date – a complaint under the Ministry Standards Ordinance;

“**Diocesan Tribunal Ordinance**” means the *Diocesan Tribunal Ordinance 2017*;

“**Director**” means the Director of Professional Standards of the Diocese of Sydney;

“**Discipline Ordinance**” means the *Discipline Ordinance 2006*; and

“**Ministry Standards Ordinance**” means the *Ministry Standards Ordinance 2017*.

3. Transitional provisions – complaints

- (1) The Discipline Ordinance continues to apply to complaints received by the Director prior to the Commencement Date which have not been finally dealt with under the Discipline Ordinance.
- (2) Notwithstanding the provisions of the Discipline Ordinance or any other ordinance, a person may not make a new complaint under the Discipline Ordinance on or after the Commencement Date.
- (3) The Ministry Standards Ordinance and the Diocesan Tribunal Ordinance apply to complaints received by the Director on or after the Commencement Date.

4. Transitional provisions – office holders

- (1) The person holding office as the Director under the Discipline Ordinance immediately before the Commencement Date is taken to have also been appointed as the Director under Ministry Standards Ordinance and hold office on the same terms and conditions as those which applied under the Discipline Ordinance immediately before the Commencement Date.
- (2) The persons holding office as the members of the Professional Standards Committee immediately before the Commencement Date are taken to have also been appointed as the members of the Professional Standards Committee under Ministry Standards Ordinance and hold office on the same terms and conditions as those which applied under the Discipline Ordinance immediately before the Commencement Date.
- (3) The persons holding office as the members of the Diocesan Tribunal under the Discipline Ordinance immediately before the commencement of the Ministry Standards Ordinance are taken to have also been appointed as the members of the Diocesan Tribunal under the Diocesan Tribunal Ordinance and hold office on the same terms and conditions as those which applied under the Discipline Ordinance immediately before the Commencement Date.
- (4) The persons holding office as the members of the Board of Enquiry under the Discipline Ordinance immediately before the commencement of the Ministry Standards Ordinance are taken to have also been appointed as the members of the Board of Enquiry under the Diocesan Tribunal Ordinance and hold office on the same terms and conditions as those which applied under the Discipline Ordinance immediately before the Commencement Date.

5. Appointment of the Panel for the Professional Standards Board

As soon as practicable after the Commencement Date, the Archbishop-in-Council is to appoint persons to be members of the panel for the Professional Standards Board.

Professional Standards Transition Ordinance 2017

6. Repeal of the Discipline Ordinance 2006

The Discipline Ordinance is repealed with effect from the date determined by the Archbishop on the advice of the Chancellor. The repeal does not affect or invalidate any act done under the Discipline Ordinance.

7. Commencement

Except for this clause, this Ordinance commences on the Commencement Date.

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

P COLGAN
Chair of Committees

I Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 11 October 2017.

R WICKS
Secretary

I Assent to this Ordinance.

GN DAVIES
Archbishop of Sydney
19/10/2017