

Recognised Churches Ordinance 2000 Amendment Ordinance 2023

No 40, 2023

Long Title

An Ordinance to amend the *Recognised Churches Ordinance 2000*.

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

1. Name of ordinance

This Ordinance is the Recognised Churches Ordinance 2000 Amendment Ordinance 2023.

2. Amendment

The *Recognised Churches Ordinance 2000* is amended as follows –

- (a) in subclause 2(1) –
 - (i) in the definitions of “1990 Ordinance” and “administrative provisions”, delete each of the matters “1990” and replace with the matter “2008”, and
 - (ii) in the renamed definition of “2008 ordinance”, delete the matter “Church”, and replace with the matter “Parish”, and
 - (iii) in the definition of “administration provisions”, after the matter “means those provisions of” insert the matter “Schedule 2 of”, and
 - (iv) delete the matter in subclause (c) under the definition of “minister”, and replace with the matter –

“any person appointed by the Archbishop under rule 9.7 of Schedule 2 of the administration provisions, to exercise all or any of the functions of the Rector or incumbent of the provisional recognised church or recognised church, to the extent to which those functions are properly exercisable in accordance with his licence or other authority”, and
 - (v) delete the matter in the definition of “parish council”, and replace with the matter “means the composition set out or determined pursuant to rule 2.4 of Schedule 2 of the 2008 Ordinance.”, and
- (b) insert a new clause 12F, and consequentially rename the following clauses, with the following matter –

“12F. Process for a provisional recognised church to become a recognised church

 - (1) A proposal for a provisional recognised church to be reclassified as a recognised church may be made by the minister or parish council of the provisional recognised church.
 - (2) Any proposal made under subclause (1) must be in writing and be presented to the regional bishop of the region in which the provisional recognised church meets.
 - (3) The proposal is to include the details in subclause 4(2).
 - (4) On receipt of a proposal, the regional bishop must provide the Archbishop and each of the members of the regional council with a copy of the proposal.
 - (5) The regional bishop and the regional council are to consider the proposal and determine according to the criteria for recognition in clause 7, whether the provisional recognised church should be reclassified as a recognised church.
 - (6) If the regional council determines that a church satisfies the criteria for recognition, it must follow the provisions of clause 8(2) in order to provide notice of the decision and implement necessary arrangements to give effect to the reclassification.”, and
- (c) substitute subclause 13(1) with the following –

“(1) The administration provisions apply –

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- (a) in relation to a recognised church which has not been assigned an ecclesiastical district under clause 12F, as if the meeting place is a church building, a parish and cure of souls within the Diocese and the minister thereof is licensed thereto as Rector.
- (b) in relation to a recognised church which has been assigned an ecclesiastical district under clause 12F, as if the meeting place is a church building and the ecclesiastical district so assigned is a parish and cure of souls within the Diocese and the minister thereof is licensed thereto as Rector”, and
- (d) in subclause 13(2)(a), delete the matter “clause 7(1)” and replace with the matter “rule 4.2(1)”, and
- (e) in subclause 13(2)(b) –
 - (i) delete the matter “clause (2)”, and replace with the matter “rule 4.2(2)”, and
 - (ii) delete each of the matters “vestry”, and replace with the matter “general”, and
- (f) in subclause 13(3), after the matter “Notwithstanding clause 13(2)”, insert the matter “and rule 4.2 of the administration provisions”, and
- (g) in clause 17, renumber the third subclause as subclause 17(3), and
- (h) in subclauses 17(2), the renumbered subclause 17(3), and subclause 17(4), delete each of the matters “churchwardens”, and replace with the matter “wardens”, and
- (i) in clause 20 –
 - (i) in subclause 20(1), delete the matter “if both the Archbishop and the Standing Committee”, and replace with the matter “if the Archbishop-in-Council”, and
 - (ii) insert a new subclause 20(2), and consequentially renumber the following subclauses, with the matter, “A recognised church may be reclassified as a provisional recognised church if the Archbishop-in-Council (by resolution) determines, on the recommendation of the relevant regional council, that, in the circumstances, there should be a reclassification.”, and
 - (iii) in the renumbered subclause 20(4), delete the matter “Archbishop and Standing Committee”, and replace with the matter “Archbishop-in-Council”, and
- (j) in subclauses 2(1) and 14(1), delete each of the matters “curate-in-charge”, and replace with the matter “Rector”.

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

K SOWADA
Chair of Committee

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 23 October 2023.

B BOUNDS
Secretary

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I Assent to this Ordinance.

KANISHKA RAFFEL
Archbishop of Sydney

23/10/2023