

Relinquishment of Holy Orders (Exclusion and Reinstatement) Ordinance 2011

No 42, 2011

Long Title

An ordinance to exclude the Holy Orders, Relinquishment and Deposition Canon 2004 and to re-instate the Relinquishment of Holy Orders Ordinance 1994.

The Synod of the Diocese of Sydney Ordains as follows.

1. Name of Ordinance

This Ordinance is the Relinquishment of Holy Orders (Exclusion and Reinstatement) Ordinance 2011.

2. Exclusion

The Holy Orders, Relinquishment and Deposition Canon 2004 is excluded and the ordinance of this Synod by which that canon was adopted is repealed, except that –

- (a) where action has been taken under the canon and ordinance before this ordinance takes effect, the provisions of the canon remain in full force and effect in relation to such action until the procedures in those provisions have been completed; and
- (b) such exclusion and repeal has no effect on anything done prior to the commencement of this Ordinance pursuant to that canon and that ordinance.

3. Re-instatement

On and from the commencement of this Ordinance, but subject to clause 2, the Relinquishment of Holy Orders Ordinance 1994 applies provided that –

- (a) a new clause 2A is inserted as follows –
 - “2A. The Archbishop may not accede to a request made under clause 2 in respect of a person against whom a complaint has been made under the Discipline Ordinance 2006 unless the Director of Professional Standards certifies to the Archbishop that, but for acceding to the request under clause 2, no further action is to be taken in relation to the complaint under the Discipline Ordinance 2006.”,
 - and
- (b) the references to “Tribunal Ordinance 1962” in clauses 4(1)(a) and 5(a) are omitted and references to “Discipline Ordinance 2006” are inserted instead.

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

PG KELL
Chairman of Committees

We Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 18 October 2011.

CJ MORONEY
R WICKS
Secretaries of Synod

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
10/11/2011