
Trinity Grammar School Constitution, 1928.

No. 18. 1928,

AN ORDINANCE to regulate the constitution of the Council of Trinity Grammar School and for other matters in connection therewith and to vary the trusts of certain church trust property held in connection therewith.

WHEREAS Trinity Grammar School was founded by The Right Reverend George Alexander Chambers then Rector of Holy Trinity Dulwich Hill in or about the year One thousand nine hundred and thirteen and is now being carried on upon the lands described in the first schedule hereto and Strathfield Grammar School is being carried on in connection with and subsidiary to Trinity Grammar School on the lands described in the second schedule hereto AND WHEREAS the said lands are now vested in the Church of England Property Trust Diocese of Sydney hereinafter called the said Trust by virtue of a Deed of Consent by the original trustees AND WHEREAS it is expedient to confirm and endorse the action of the original trustees in acquiring the said lands AND WHEREAS it is expedient that the said Trinity Grammar School and its subsidiary school Strathfield Grammar School should be carried on in future as a Great Public School by a Council under the auspices of the Church of England AND WHEREAS it is expedient that provision should be made for the constitution and election of a Council and to vest authority in such Council for such purposes as are hereinafter mentioned AND WHEREAS the said lands are at present held upon certain trusts set out and declared in a certain Deed of Declaration of Trust dated the third day of October One thousand nine hundred and seventeen whereby they are constituted church trust property within the meaning of the Church of England Trust Property Act 1917 but such trusts are in many respects no longer suitable to the existing circumstances of the School AND WHEREAS by reason of the hereinbefore recited facts which are circumstances subsequent to the creation of the trusts to which the said church trust property is for the time being subject it has become inexpedient to carry out and observe such trusts and it has become expedient to vary the trusts set out and declared in the said Deed of Declaration of Trust by substituting therefor

the trusts hereinafter declared concerning the same Now therefore 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 Church of England within the State of New South Wales and all other powers vested in the said Synod by the Church of England Trust Property Act 1917 or otherwise ordains declares directs and rules as follows:—

1. The acquisition of the lands and premises described in the first and second schedules hereto and the foundation and establishment of the said School are hereby confirmed and adopted.

2. The name of the School shall be Trinity Grammar School and Strathfield Grammar School shall be carried on and conducted as subsidiary thereto and unless repugnant to the context where the said School is herein mentioned it shall mean and include the said Trinity Grammar School carried on on the lands and premises described in the first schedule hereto and Strathfield Grammar School carried on on the lands and premises described in the second schedule hereto.

3. The said School shall be governed by a Council appointed as hereinafter mentioned.

4. The said Council so appointed as lastly hereinbefore mentioned may from time to time appoint a separate committee to manage and control Strathfield Grammar School.

5. The said Council shall consist of seventeen members, namely—

- (a) The Archbishop of Sydney as ex officio member.
- (b) Two Lay persons appointed by the said Trust, the members of which shall be eligible for appointment.
- (c) Two persons appointed by the Trinity Grammar School Old Boys' Union so long as such Union is in existence and consists of not less than fifty financial members.
- (d) Twelve other persons to be appointed by Synod of whom six shall be clergymen and six shall be laymen.

6. At meetings of the Council seven members shall form a quorum and the Chairman shall have both a deliberative and casting vote.

7. If any member of the Council other than the ex officio member shall have been absent from three consecutive meetings of the Council without leave of the Council the seat of such member shall be vacant if so declared by resolution of the Council.

8. Any member of the Council shall ipso facto cease to be a member if his seat be declared vacant in pursuance of Clause 7 hereof or if he shall resign his seat or if he shall become bankrupt or insolvent or make any assignment for the benefit of his creditors or become a lunatic.

9. Whenever a vacancy shall occur in the said Council among the members appointed by the said Trust such vacancy shall be filled by the election of a new member by the said Trust.

10. Whenever a vacancy shall occur in the said Council among the members elected by the Trinity Grammar School Old Boys' Union such vacancy shall be filled by the election of a new member by the members of the said Old Boys' Union if such Union is then in existence and consists of not less than fifty financial members.

11. Whenever a vacancy shall occur in the said Council among the members elected by the Synod such vacancy shall be filled by the election of a new member by the Synod or when the Synod is not in session by the Standing Committee of the Synod. Any member so appointed by the Standing Committee of the Synod shall remain in office only until the next ordinary session of the Synod.

12. The Synod may by resolution declare that any vacancy existing when the Synod is in session shall not be filled during such session and thereupon after the close of such session such vacancy may be filled by the Standing Committee in lieu of the Synod.

13. The first members of the Council other than the ex officio member shall be:—

The said Trust's Representatives—Mr. Kelso King, Mr. C. M. C. Shannon.

The Old Boys' Union Representatives—Mr. Robert Anderson, Mr. A. B. Kerrigan, B.A.

Synod Representatives—Rt. Rev. Bishop D'Arcy-Irvine, Rev. Canon Langford Smith, Rev. Canon Begbie, Rev. W. T. Price, B.A., Dip.Ed., Rev. F. W. Tugwell, B.A., Rev. A. L. Wade, M.A., B.D., Mr. P. R. Cole, M.A., Ph.D., Mr. T. S. Holt, Mr. R. J. Lyons, B.A., Mr. J. H. Smith, Mr. C. P. Taubman, Mr. W. J. Williams.

14. Subject to Clause 7 hereof members of the Council appointed by the said Trust or by the said Old Boys' Union shall be appointed and hold office for a period of three years.

15. On the first day of each ordinary session of Synod which shall be held after this Ordinance shall have come into force four of the twelve members of the Council appointed by the Synod (two being clergymen and two laymen) shall retire from office but shall be eligible for reappointment. Such members shall retire in rotation according to their length of time of office provided that where members shall have held office for an equal duration of time the member or members to retire may be determined by ballot taken among the members of the Council.

16. Interim successors in office shall retire on the day on which the members whose places they were elected to fill were due for retirement.

17. The said Council of Trinity Grammar School shall manage and carry on the said School and its affairs and shall govern and control the management and user of the church trust property at any time held in connection therewith in such manner as it may deem expedient for the benefit of the said School.

18. Subject to the provisions hereof the Council may regulate its own proceedings and for that purpose shall have power to make rescind or alter regulations and may appoint and employ such officers as it may deem necessary and terminate such appointments.

19. The Council in exercising its powers for the purpose of any of its duties referred to or implied in this Ordinance may

by resolution authorise any person or persons to do any act or sign any document on its behalf.

20. The Council shall at least once in every year and also whenever a resolution shall be passed and communicated to it by the Synod in that behalf report its proceedings and the progress and condition of the School to the Synod and at the same time present a statement of receipts and expenditure and a balance sheet duly audited showing the financial position of the School.

21. This Ordinance may be cited as "Trinity Grammar School Constitution Ordinance 1928."

THE FIRST SCHEDULE HEREINBEFORE REFERRED TO.

All that piece or parcel of land situated in the Municipality of Ashfield Parish of Petersham County of Cumberland being the whole of the land comprised in Certificate of Title Registered Volume 3824 Folio 63.

THE SECOND SCHEDULE HEREINBEFORE
REFERRED TO.

All that piece or parcel of land situated in the Parish of Concord County of Cumberland being the whole of the land comprised in Certificate of Title Registered Volume 3170 Folio 87.

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

A. J. GOULD,
Chairman of Committees.

We certify that this Ordinance was passed this fourth day of October, 1928.

S. H. DENMAN
HARRINGTON B COWPER } Secretaries of
the Synod.

I assent to this Ordinance.

JOHN CHARLES SYDNEY.

8th October, 1928.