

Working With Children Check (Clerical Licences) Ordinance 2014

No 32, 2014

Long Title

An Ordinance to regulate the licensing of clergy who do not hold a statutory clearance to work with children.

The Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the *Working With Children Check (Clerical Licences) Ordinance 2014*.

2. Interpretation

In this ordinance –

“Act” means the *Child Protection (Working with Children) Act 2012* and any regulation made under that Act.

“child-related work” has the meaning given in the Act.

“WWCC clearance” means a Working with Children Check Clearance under the Act of a class applicable to the work undertaken but does not include a clearance held by a person who is subject to an interim bar under the Act.

3. Licensing of clergy

The Archbishop must not license a member of clergy to exercise any Anglican ministry in the Diocese if the Archbishop knows or has reasonable cause to believe that the member of clergy is not the holder of a WWCC clearance, unless the Archbishop is reasonably satisfied that the ministry does not constitute child-related work.

4. Suspension and revocation of licence

(1) The Archbishop must suspend the licence of a member of clergy if the Archbishop –

- (a) is reasonably satisfied that the ministry permitted by the licence constitutes child-related work, and
- (b) knows or has reasonable cause to believe that the member of clergy is not the holder of a WWCC clearance.

(2) Any suspension of a licence under subclause (1) must be notified as soon as practicable to the member of clergy in writing and must specify the date on which the suspension takes effect.

(3) Any suspension of a licence under subclause (1) is for a period which expires on the earlier of –

- (a) 3 months from the date on which the suspension takes effect, and
- (b) the date on which the Archbishop verifies that the member of clergy holds or has applied for a WWCC clearance.

(4) If a period of suspension expires under subclause (3)(a), the Archbishop must revoke the licence.

(5) Before suspending and before revoking a licence under subclause (1) or (4), the Archbishop must give the member of clergy an opportunity to show cause why the licence should not be suspended or revoked.

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

PJ COLGAN
Chairman of Committees

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i Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 14 October 2014.

R WICKS
Secretary of Synod

I Assent to this Ordinance.

GN DAVIES
Archbishop of Sydney
22/10/2014