

Synod Membership (Indigenous Representation) Amendment Ordinance 2006

No 26, 2006

Long Title

An Ordinance to provide for Indigenous representation on the Synod.

The Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Synod Membership (Indigenous Representation) Amendment Ordinance 2006.

2. Amendment of the Synod Membership Ordinance 1995

The Synod Membership Ordinance 1995 is amended as follows –

- (a) insert a new clause 5(f) as follows (with consequential relettering of existing clause 5(f) as 5(g)) –
 - “(f) Nominated Indigenous Representatives for that Synod (see Part 8A); and”, and
- (b) delete the words “and Nominated Layperson” in clause 6 and insert instead the following matter –
 - “, Nominated Layperson and Nominated Indigenous Layperson”, and
- (c) insert a new Part 8A as follows –

“Part 8A – Nominated Indigenous Representatives

Division 1 – Election of Nominated Indigenous Representatives

50A. Who is a Nominated Indigenous Representative?

- (1) A person is a Nominated Indigenous Minister for a Synod if –
 - (a) that person has been elected to be a Nominated Indigenous Minister for that Synod; and
 - (b) notice of the election has been given to the Registrar under clause 50C; and
 - (c) the person has not retired as a Nominated Indigenous Minister under clause 50D.
- (2) A person is a Nominated Indigenous Layperson for a Synod if –
 - (a) that person has been elected to be a Nominated Indigenous Layperson for that Synod; and
 - (b) notice of the election has been given to the Registrar under clause 50C; and
 - (c) the person has not retired as a Nominated Indigenous Layperson under clause 50D.

50B. Election of Nominated Indigenous Representatives

- (1) The Sydney Anglican Indigenous Peoples’ Ministry Committee may elect one person to be a Nominated Indigenous Minister if –
 - (a) that person is an Indigenous Person, and
 - (b) that person is a Qualified Minister, and
 - (c) that person is not entitled to be summoned to a session of the Synod under Parts 4, 6, 7 or 9 of this Ordinance.
- (2) The Sydney Anglican Indigenous Peoples’ Ministry Committee may elect one person to be a Nominated Indigenous Layperson if –
 - (a) that person is an Indigenous Person, and
 - (b) that person is a Qualified Person, and

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- (c) that person is not entitled to be summoned to a session of the Synod under Parts 5, 6, 8 or 9 of this Ordinance.

50C. Notice must be given on the election of a Nominated Indigenous Representative

Upon the election of a person to be a Nominated Indigenous Representative, the Sydney Anglican Indigenous Peoples' Ministry Committee must give, or cause to be given, to the Registrar written notice specifying –

- (a) the name and address of that person and the date of election, and
- (b) the Synod for which that person has been elected to be a Nominated Indigenous Representative.

Division 2 – Retirement of Nominated Indigenous Representatives

50D. When does a person retire as a Nominated Indigenous Representative?

A person retires as a Nominated Indigenous Representative if –

- (a) a Disqualifying Event occurs in respect of that person, or
- (b) that person resigns by written notice given to the Chairman of the Sydney Anglican Indigenous Peoples' Ministry Committee, or
- (c) the person becomes entitled to be summoned to Synod under –
 - (i) parts 4, 6, 7 or 9 in the case of a Nominated Indigenous Minister, or
 - (ii) parts 5, 6, 8 or 9 in the case of a Nominated Indigenous Layperson.

50E. Notice must be given when the person retires as a Nominated Indigenous Representative

When a person retires as a Nominated Indigenous Representative, the Sydney Anglican Indigenous Peoples' Ministry Committee must give, or cause to be given, to the Registrar written notice specifying the name of that person and the date on which that person retired as a Nominated Indigenous Representative.

50F. A new Nominated Indigenous Representative may be elected to fill a vacancy

A person may be elected by the Sydney Anglican Indigenous Peoples' Ministry Committee to fill a vacancy in the office of a Nominated Indigenous Representative.

Division 3 – Summoning of Nominated Indigenous Representative to Synod

50G. Nominated Indigenous Representatives must be summoned to the Synod

Each Nominated Indigenous Representative is a member of the Synod for which that person has been elected and must be summoned to each session of that Synod convened after the date on which that person becomes a Nominated Indigenous Representative.

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50H. What if a person retires as a Nominated Indigenous Representative after a summons has issued?

If a person is summoned to a session of Synod as a Nominated Indigenous Representative and before the first day of that session the person retires as a Nominated Indigenous Representative, the summons is void.”, and

- (d) delete each occurrence of the matter “Parts 2 to 9 inclusive” in clause 54 and insert instead the matter “Parts 2 to 8 inclusive and Part 9”, and
- (e) insert in the Dictionary the following in alphabetical order –

“‘Indigenous Person’ means a person of the Aboriginal race of Australia or who is a descendant of the Indigenous inhabitants of the Torres Strait Islands.

‘Nominated Indigenous Minister’ for a Synod means a person to whom clause 50A(1) applies.

‘Nominated Indigenous Layperson’ for a Synod means a person to whom clause 50A(2) applies.

‘Nominated Indigenous Representative’ means a Nominated Indigenous Minister or a Nominated Indigenous Layperson.”

3. Amendment of the Sydney Anglican Indigenous Peoples’ Ministry Ordinance 2002

The Sydney Anglican Indigenous Peoples’ Ministry Ordinance 2002 is amended by deleting the matter “.” at the end of clause 9(1)(d) and inserting instead the following matter –

“; and

- (e) to elect 2 Indigenous people to be members of the Synod for the purposes of part 8A of the Synod Membership Ordinance 1995.”.

4. Review of Indigenous representation provisions

(1) The Sydney Anglican Indigenous Peoples’ Ministry Committee (the “Committee”) is by resolution to declare when the first Indigenous parochial unit comes into existence. Such determination is to specify –

- (a) the name of the Indigenous parochial unit, and
- (b) the date on which the Indigenous parochial unit came into existence.

(2) The Committee is to provide a copy of the declaration made under subclause (1) to the Registrar, the Standing Committee and the Diocesan Secretary.

(3) Upon receiving a copy of the declaration made under clause (1), the Standing Committee is to review clauses 2 and 3 of this Ordinance and to report to the Synod at the first session of Synod held after the date on which the Standing Committee receives a copy of the declaration.

(4) For the purposes of this clause –

“Indigenous parochial unit” means a parish, provisional parish or recognised church –

- (a) to which an Indigenous person has been appointed as rector or curate-in-charge, and
- (b) in which Indigenous people minister in a way that the gospel is commended to all.

“Indigenous people” means peoples of the Aboriginal race of Australia or who are descendants of the Indigenous inhabitants of the Torres Strait Islands and “Indigenous person” has a corresponding meaning.

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

PG KELL
Chairman of Committees

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We Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 23 October 2006.

R WICKS
CJ MORONEY
Secretaries of Synod

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
30/10/2006