
Wollongong Zone Council Ordinance 1972

No. 40, 1972

AN ORDINANCE to constitute the Wollongong Zone Council with its powers and duties to amend the Parishes and Provisional Districts Ordinance 1961-1971 and to amend the Sydney Church Ordinance 1912-1971 and for matters incidental thereto.

WHEREAS the Synod of the Diocese of Sydney by part (i) of resolution No. 3 of 1968 approved in principle the formation of a Diocese of Wollongong within ten years and by part (vii) of that resolution set up a continuing committee AND WHEREAS the Standing Committee by resolution established the Wollongong Diocese Committee to be such continuing committee in December, 1968, AND WHEREAS on 23 February, 1970, on the recommendation of the Wollongong Diocese Committee the Standing Committee appointed the Wollongong Zone Council with certain powers and duties AND WHEREAS the Synod of the Diocese by resolution No. 22 of 1971 requested the preparation of an ordinance providing for the election of the members of the Wollongong Zone Council by members of the whole or part of Synod or by an electorate of the parishes and parochial units in the appropriate areas NOW this Synod of the Diocese of Sydney HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows:—

1. The Council established by this Ordinance shall be named the "Wollongong Zone Council."

INTERPRETATION

2. In this Ordinance unless inconsistent with the context of the subject matter:—

- (a) "Archbishop" means the Archbishop of Sydney for the time being or the person for the time being entitled to exercise the powers vested in the Archbishop by the Constitutions contained in the Church of England Constitutions Act Amendment Act of 1902.
- (b) "Bishop" means the Bishop in Wollongong for the time being.
- (c) "Council" means the Wollongong Zone Council as constituted by this Ordinance.
- (d) "Parish" includes provisional parish, provisional district and new housing district in the zone.
- (e) "Parishioner" refers to a parishioner of a church situated in the zone and has the same meaning as in the Sydney Church Ordinance 1912-1971 as amended.
- (f) "Standing Committee" means the Standing Committee of the Diocese of Sydney.
- (g) "Zone" means that part of the Diocese over which the Bishop in Wollongong exercises episcopal oversight other than the Rural Deanery of Sutherland.

CONSTITUTION OF THE COUNCIL

3. The Council shall consist of the following members:—

- (a) The Archbishop of Sydney as President.
- (b) The Bishop in Wollongong as Chairman.
- (c) The Archdeacons having territorial jurisdiction in the zone.
- (d) The Senior Canon of St. Michael's Provisional Cathedral.

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- (e) Seven clergymen and ten lay persons resident in the zone elected as provided hereinafter.
4. (a) The members of the Council elected under paragraph (e) of clause 3 of this Ordinance shall be elected at the first ordinary session of each Synod by the clerical and lay members of Synod who represent parishes in the zone or are summoned or appointed under the 14th of the Constitutions contained in the Schedule to the Church of England Constitutions Act Amendment Act of 1902 and who are resident in the zone. PROVIDED that at least one clergyman licensed to a cure of souls and one lay person be resident in each rural deanery represented in the said zone. Such elections shall be conducted generally under the rules applying to Synod elections.
- (b) A person so elected shall remain a member of the Council until the next election of members unless he resigns or is declared by any competent court to be bankrupt or incapable of managing his affairs and shall be eligible for re-election.
5. The members of the Council appointed by resolutions of Standing Committee who are in office at the time of the passing of this Ordinance shall be the first members of the Council and shall continue in office until the ordinary session of Synod in 1973 when an election shall be held.
6. Casual vacancies under paragraph (e) of clause 3 of this Ordinance shall be filled from time to time by the Council. Persons so appointed shall hold office to the next ordinary session of Synod when a by-election shall be held.

MEETINGS OF THE COUNCIL

7. In the absence of the Archbishop the Bishop shall be Chairman at meetings of the Council but should both be absent from any meeting the members present shall elect a Chairman for such meeting.
8. Eight members of the Council of whom two at least shall be clergymen and two at least shall be lay persons shall form a quorum.
9. The President or Chairman when presiding shall have a vote as a member of the Council but shall not have a second or casting vote.
10. The Council shall determine the frequency of meetings provided that there shall be not less than three meetings in each calendar year.

POWERS AND DUTIES OF THE COUNCIL GENERALLY

11. The Council shall have power generally:—
- (a) to act as a sub-committee of the Standing Committee in accordance with clause 16 of the Land Ordinance Procedure and Delegation of Powers Ordinance 1926-1971 as amended and to report to Standing Committee.
- (b) to act as an investigation committee in accordance with clauses 19 and 20 of the Parishes and Provisional Districts Ordinance 1961-1972 as amended and to report to Synod.
- (c) to be a council of advice to the Bishop on any proposed modification of the constitution of the parish council of any parish in the zone and on any dispute in any parish

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in the zone as set out in sub-clauses (1) and (2) of clause 58 of the Sydney Church Ordinance 1912-1972 as amended or in any other matter in which he may desire advice.

- (d) to carry out or assist in carrying out any resolutions from time to time passed by the Synod and entrusted to it.
 - (e) (i) to appoint sub-committees of the Council to act on its behalf in connection with paragraphs (a), (b), (c) and (d) of this clause.
(ii) to appoint committees including if desired persons other than members of the Council to perform such tasks as are given them by the Council. Such committees shall be directly responsible to the Council.
 - (f) to appoint a representative or representatives of the zone to attend in a consultative capacity meetings of such Diocesan boards and committees as may invite such representative or representatives.
 - (g) to propose such business which concerns the zone as may appear to the Council to be necessary or desirable to be brought before Synod.
 - (h) to exercise such other functions as Synod or the Standing Committee may from time to time prescribe as affecting the zone.
 - (i) to promote and assist in raising the Wollongong Diocese Endowment Fund.
 - (j) to discuss matters affecting the interests of the Church in the zone and to make such enquiries as it shall deem to be requisite and to disseminate reports to the parishes in the zone provided that any such reports shall be sent at the same time to the Archbishop and to the Standing Committee.
12. Minutes of the proceedings of the Council shall be entered in a book kept for that purpose in the office of the Bishop and the Council shall cause such minute book to be laid before the Synod at the commencement of every session.
13. The Council shall present an annual report of its proceedings to the Standing Committee for submission to the Synod which shall include a statement of its receipts and payments and a balance sheet for the year audited by the auditors appointed by the Council.

AMENDMENT OF PARISHES AND PROVISIONAL DISTRICTS ORDINANCE

14. The Parishes and Provisional Districts Ordinance 1961-1971 is amended as follows:—

- (a) By inserting "AND WOLLONGONG ZONE COUNCIL" after the word "COUNCIL" in the heading before clause 19 by inserting (1) at the commencement of that clause and by adding the following new sub-clause at the end thereof:

"(2) For the purposes of this Ordinance in all matters affecting the zone in which the Bishop in Wollongong exercises episcopal oversight other than the Rural Deanery of Sutherland the Wollongong Zone Council as constituted by the Wollongong Zone Council Ordinance 1972 shall act on behalf of the Standing Committee and in clauses 6, 7, 8,

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- 9, 16, 17 and 18 of this Ordinance 'Bishop in Wollongong' shall be read in place of 'Archbishop' and 'Wollongong Zone Council' may be substituted for the words 'Standing Committee' or 'Archbishop-in-Council' as the case may be provided that the provisions of this clause shall not apply when the boundaries may be affected of any parish, provisional parish or provisional district outside the said zone."
- (b) By deleting from clause 20 the word "said" and inserting the word "Parramatta" and by inserting after the word "Council" the words "and the Wollongong Zone Council."

AMENDMENT OF SYDNEY CHURCH ORDINANCE

15. The Sydney Church Ordinance 1912-1971 is hereby amended by the addition of the following new clause following clause 56A:—
- "56B In clauses 36A, 43, 58, 59 and 60 of this Ordinance as amended and in so far as any matter concerns the zone in which the Bishop in Wollongong exercises episcopal oversight other than the Rural Deanery of Sutherland the words 'Bishop in Wollongong' shall be substituted for the word 'Archbishop' and the words 'Bishop in Wollongong on the advice of the Wollongong Zone Council' shall be substituted for the words 'Archbishop in Council.'
- PROVIDED that the minister or parishioners concerned in any dispute shall retain the right of appeal to the Archbishop or the Archbishop-in-Council as the case may be."

TITLES

16. (1) This ordinance may be cited as "Wollongong Zone Council Ordinance 1972."
- (2) The Parishes and Provisional Districts Ordinance 1961-1971 as amended by this Ordinance may be cited as "Parishes and Provisional Districts Ordinance 1961-1972."
- (3) The Sydney Church Ordinance 1912-1971 as amended by this Ordinance may be cited as "Sydney Church Ordinance 1912-1972."

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

ATHOL RICHARDSON,
Chairman of Committees.

We certify that this Ordinance was passed by the Synod of the Diocese of Sydney this 11th day of October, 1972.

R. J. BOMFORD,
W. L. J. HUTCHISON,
Secretaries of Synod.

I assent to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

11/10/72.