

# Anglican Church of Australia Diocese of Sydney

## 2<sup>nd</sup> Session of the 49<sup>th</sup> Synod

### Business Paper: Monday 15 October 2012

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*(Page references are to the Standing Committee's Report - see Part 5 of the Synod Business Rules for ordinance procedures.)*

#### **Members of the Synod are asked to identify themselves each time they speak**

**1. Devotions will be led by the Rev Dr Michael Stead**

**2. Minutes of 10 October 2012**

**3. Answers to questions**

3.1 Canon Sandy Grant asked the following question –

- (a) Would the ethical investment policies of the Glebe Board, ACPT, and Anglican National Super (our default superannuation fund for Anglican clergy and employees) prevent investment in companies like Woolworths which derive a significant share of profits from gambling in poker machines?
- (b) How else could concerned Anglicans bring pressure to bear on parliamentary and corporate leaders in favour of effective reforms to minimise the current enormous harm arising from problem gambling on poker machines?

3.2 Mr James Mayfield asked the following question –

Noting that there are various procedures of Synod that would require eight or more members of Synod to stand for a particular procedure to take effect –

- (a) Which sections of the Constitution of the Synod and/or Ordinances and/or other materials give rise to this convention?
- (b) From what date was this procedure, including the specific requirement of eight (8) persons, in effect?
- (c) What was the total number of voting members of Synod during the first session of Synod after the date from (a)?
- (d) What is the total number of voting members of Synod this year?
- (e) In what years, if any, following the date from (a), has the Synod or the Standing Committee considered changes to the number of persons required to stand for any or all of the procedures requiring this?

3.3 Mr James Mayfield asked the following question –

Noting that at this session of Synod there have already been 2 votes that have been taken by houses –

- (a) Which sections of the Constitution of the Synod and/or Ordinances and/or other materials give rise to this convention?
- (b) What is the biblical basis for the separation of the voting powers of the clergy and the laity?
- (c) Given the various "Parts" that make up the Synod, which of those Parts form part of the House of Clergy and which of those form part of the House of Laity?
- (d) What, if any, would be the procedure required for the mover of a motion to ensure that the vote on the motion was not taken by houses?

- (e) In each of the last 10 years, how many votes at the ordinary sessions of Synod have been taken by houses?

3.4 The Rev John Cornish asked the following question –

As we are governed by synodical government, what avenues are available for members of Synod to be able to ask questions of the administration of the Diocese, while making a statement that clarifies the question, without being told that statements are out of order?

3.5 Mrs Patricia Mayne asked the following question –

Referring to page 76 of the *Safe Ministry Board and PSU Report* paragraph 62 and the 2<sup>nd</sup> to the 5<sup>th</sup> dot points –

- (a) With respect to dot point 2: How many victims of child abuse and sexual misconduct were reported in each of the 4 dioceses? How many in each diocese were substantiated? How many in each diocese were disciplined? Were any clergy licences revoked? If so in what dioceses?
- (b) With respect to dot point 3: Of the 38 complaints against 24 ministers, what is the breakdown across dioceses? How many complaints in each diocese were substantiated? Did any have their licence revoked? If so, in what diocese?
- (c) With respect to dot point 4: Of the 6 ministers accused of child sexual assault, what is the breakdown across dioceses? How many accusations in each diocese were substantiated? Did any have their licence revoked? If so, what diocese?
- (d) With respect to dot point 5: Of the 37 lay leaders accused of child sexual assault, what is the breakdown across diocese? How many accusations in each diocese were substantiated? Was disciplinary action taken? If so, in what diocese?

#### 4. Petitions

#### 5. Procedural motions from members

##### 5.1 **Withdrawal of the Discipline Ordinance 2006 Amendment Ordinance 2012**

Synod agrees to the bill for the Discipline Ordinance 2006 Amendment Ordinance 2012 being withdrawn from further consideration.

(Dr Philip Selden)

##### 5.2 **Australian Charities and Not-for-profits Commission**

Synod agrees to the following revised form of motion being substituted for the motion at item 7.16 on today's business paper –

"Synod –

- (i) noting the report about the reforms to the charities and not-for-profits sector, and
- (ii) noting also that the legislation for the Australia Charities and Not-for-profits Commission ("ACNC legislation") did not commence on 1 October 2012 as expected due to its failure to pass the Senate by that time, and
- (iii) noting further that the Senate is due to recommence its consideration of the ACNC legislation during its current period of sittings which conclude on 29 November 2012,

encourages –

- (a) all parishes and other diocesan bodies to inform themselves about their likely obligations under the ACNC legislation and to

~~stand ready to ensure they understand and comply with their such obligations should they become law under the Australian Charities and Not-for-profits Commission legislation, and~~

- (b) the Standing Committee to continue making representations to the Government about achieving reforms which add genuine value to both the sector and the broader community.”

(Mr Robert Wicks)

## 6. Calling of motions on the business paper

## 7. Motions

### *To be taken today after the Formal Matters*

#### 7.1 Amendments to *Faithfulness in Service*

Synod, noting the report on amendments to *Faithfulness in Service* –

- (a) defers consideration of the amendment to the definition “bullying” until the next ordinary session of the Synod, and
- (b) approves the remaining amendments referred to in the report for the purposes of this Diocese.

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(Mr Lachlan Bryant/Bishop Glenn Davies)

#### 7.2 Towards 2050

Synod, noting the terms of resolution 2/10 and the further report of the Standing Committee provided to the Synod in response to its request in resolution 3/11 –

- (a) thanks the Standing Committee for its further report which clearly and helpfully sets out the significant challenges to our Diocesan network of churches and ministries in meeting the growth in population and ethnic mix in Sydney and the Illawarra over the next 40 years,
- (b) requests that resolution 2/10 and the further report of the Standing Committee be referred to the Mission Board for consideration and incorporation into the next phase of the mission of the Diocese, and
- (c) requests that on behalf of the Standing Committee and the Mission Board bring to Synod in 2013 the suggested shape of the next phase of the mission of the Diocese and its response to the recommendations in the Towards 2050 report.

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(Bishop Peter Hayward/The Rev Andrew Katay)

### *To be taken today from 4.30 pm*

#### 7.3 Synod Appropriations and Allocations Ordinance 2012

That the Synod Appropriations and Allocations Ordinance 2012 pass as an ordinance of the Synod.

(pre-Synod Briefing Materials page 1)

(Mr Peter Kell/Bishop Peter Hayward)

#### 7.4 Parochial Cost Recoveries and Church Land Acquisitions Levy Ordinance 2012

That the Parochial Cost Recoveries and Church Land Acquisitions Levy Ordinance 2012 pass as an ordinance of the Synod.

(pre-Synod Briefing Materials page 14)

(Mr Peter Kell/Bishop Peter Hayward)

#### **7.5 Bishops court Sale Ordinance 2012**

That the Bishops court Sale Ordinance 2012 pass as an ordinance of the Synod.

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(Dr Philip Selden/The Rev Raj Gupta)

***To be taken today immediately after the motion at item 7.5 if that motion is carried***

#### **7.6 Alternative accommodation for the Archbishop**

Synod requests the Endowment of the See Committee to make arrangements to provide suitable alternative accommodation for the next Archbishop taking into consideration the advice of the Archbishop and Mrs Jensen, and having regard to the matters raised in the explanatory report accompanying the ordinance approving the sale of Bishops court.

(Dr Philip Selden)

#### **7.7 Department of Evangelism and New Churches Ordinance 2010 Amendment Ordinance 2012**

Synod permits the introduction of the Department of Evangelism and New Churches Ordinance 2010 Amendment Ordinance 2012.

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(Archdeacon Ian Cox/Mr Malcolm Purvis)

#### **7.8 Discipline Ordinance 2006 Amendment Ordinance 2012**

That Synod resolves itself into the Synod in Committee to consider further the text of the Discipline Ordinance 2006 Amendment Ordinance 2012.

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(Dr Philip Selden/Mr Lachlan Bryant)

***To be taken today from 8.00 pm***

#### **7.9 Thanksgiving for leadership of the Diocesan Mission**

Synod –

- (a) gives thanks to Almighty God for our Archbishop and his leadership of our 2002-2012 Diocesan Mission,
- (b) rejoices in God's blessing that he has enabled us to proclaim our Saviour the Lord Jesus Christ in prayerful dependence on the Holy Spirit, in order that people would hear his call to repent, trust and serve Christ in love, and be established in the fellowship of his disciples while they await his return,
- (c) thanks God for the increase in the number of people in Bible-based Churches in the Diocese, and
- (d) thanks God for the increase in Bible-based Christian fellowships, congregations and churches, equipping and nurturing their members both in the Diocese and throughout the world.

(Bishop Peter Hayward/The Rev Dominic Steele)

#### **7.10 Review of the Diocesan Mission and the next phase of mission**

Synod –

- (a) asks the Standing Committee, through its Mission Board, to survey Synod Members, Parish Councils and other Diocesan Organisations to review and assess what has been achieved and what lessons have been learned in the ten years of our Diocesan Mission,

- (b) asks the Standing Committee, through its Mission Board, to bring to Synod 2013 a detailed report on the work of this review, including specific recommendations as to what policies, structures and implementation strategies should be adopted for the next phase of mission in the Diocese to seek and to save the lost, and
- (c) following feedback from Parishes and Diocesan Organisations, bring to Synod 2014 for its approval the suggested shape of the next phase of mission within the Diocese.

(Bishop Peter Hayward/The Rev Dominic Steele)

#### 7.11 United Mission Campaign in 2014

Synod asks the Standing Committee, through its Mission Board to work with Evangelism and New Churches to coordinate a united mission campaign throughout the Diocese around Easter 2014 so that we can be encouraged and enabled to share Christ with our friends and neighbours.

(The Rev Dominic Steele/Bishop Peter Hayward)

#### 7.12 Actions of the Bishop of Gippsland

Synod –

- (a) notes with grave concern the Bishop of Gippsland's appointment in December 2011 of a clergyman with a male partner to be the minister of a parish in the Diocese of Gippsland,
- (b) welcomes the following protocol unanimously adopted by the Australian Bishops' Conference in March 2012 –
  - As bishops in the Australian Church we accept the weight of 1998 Lambeth Resolution 1.10 and the 2004 General Synod resolutions 33, 59 and 61-64 as expressing the mind of this church on issues of human sexuality.*
  - We undertake to uphold the position of our Church in regard to human sexuality as we ordain, license, authorise or appoint to ministries within our dioceses.*
  - We understand that the issues of sexuality are subject to ongoing conversation within our Church and we undertake to support these conversations, while seeking to maintain the unity of the Spirit in the bond of peace.*
- (c) joins with the Standing Committee in expressing its dismay at the Bishop of Gippsland's May 18, 2012 Presidential address to the Anglican Diocese of Gippsland which appears to espouse actions that would constitute –
  - (i) a departure from the teaching of Scripture,
  - (ii) a departure from Lambeth Resolution 1.10 of 1998,
  - (iii) a departure from *Faithfulness in Service* §7.4, and
  - (iv) a breach of the Australian Bishops' Protocol agreed to by all Australian bishops (including the Bishop of Gippsland) in March this year,
- (d) declares that such actions would breach trust and fellowship at a profound level and deeply grieve us, and
- (e) prayerfully and respectfully requests the Australian Bishops to appoint clergy and church workers in line with the expectations for elders as set forth in Scripture and in accordance with –
  - (i) Lambeth Resolution 1.10 of 1998,
  - (ii) *Faithfulness in Service* §7.4, and
  - (iii) the Australian Bishops' Protocol, and

- (f) requests the Standing Committee, in light of the Bishop of Gippsland's actions, to look for ways to recognise, encourage and support those faithful Anglicans who are disenfranchised by such actions, and to reach those elements of society denied a faithful presentation of the gospel.

(The Rev Dominic Steele/Mr Geoff Kyngdon)

**To be taken on Tuesday 16 October 2012 from 4.30 pm**

**7.13 Shoalhaven Heads: Reclassification as a Parish**

Synod assents to the reclassification of Shoalhaven Heads as a parish with effect from 1 January 2013.

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(The Rev Anthony Douglas/Mr Tony Willis)

**7.14 Minchinbury: Reclassification as a Parish**

Synod assents to the reclassification of Minchinbury as a parish with effect from 1 January 2013.

(Supplementary Report page 5)

(The Rev David Mears/Bishop Ivan Lee)

**To be taken on Tuesday 16 October 2012 from 7.00 pm**

**7.15 Common Prayer: Resources for Gospel-Shaped Gatherings**

Synod declares its opinion that the services in the revised form of *Common Prayer: Resources for Gospel-Shaped Gatherings* conform to the doctrine of the Anglican Church of Australia and encourages the churches of the Diocese to use such services in accordance with the *General Synod – Canon Concerning Services 1992 Adopting Ordinance 1998*.

(Bishop Robert Forsyth/Canon Sandy Grant)

**7.16 Australian Charities and Not-for-profits Commission**

Synod, noting the report about the reforms to the charities and not-for-profits sector, encourages –

- (a) all parishes and other diocesan bodies to ensure they understand and comply with their obligations under the Australian Charities and Not-for-profits Commission legislation, and
- (b) the Standing Committee to continue making representations to the Government about achieving reforms which add genuine value to both the sector and the broader community.

(Supplementary Report page 7)

(Mr Robert Wicks/Dr Karin Sowada)

**To be taken on Tuesday 16 October 2012 from 8.30 pm**

**7.17 Archbishop Peter Jensen**

This Synod notes that this is the last session of Synod before the retirement of our President Archbishop Peter Jensen in July 2013.

Synod takes this opportunity to express its admiration for the way in which Dr Jensen has presided over this and preceding Synods during the 10 years of his term of office. The skill and patience with which he has guided debates will long be remembered by those who have sat under his Presidency.

Synod gives thanks to Almighty God for the life and work of the President, his evangelical faith, his sharp mind, his wise counsel, his leadership of us in reaching the lost of Sydney and Wollongong through the Diocesan Mission, his representation of the Christian gospel to the secular world and the huge increase in the number of gospel workers who have been raised up during his episcopacy.

His leadership of this Diocese and the national and global Anglican Church has been of incalculable value, and Synod acknowledges its debt to him.

Synod gratefully wishes Dr and Mrs Jensen every happiness and prosperity in the years to come.

(Canon Rick Smith)

***Motions for which no particular time has been specified for consideration***

**7.18 Consideration of Synod resolutions 19/11 and 29/11**

Synod notes the comments in the Standing Committee Report paragraphs 8.14 and 8.18 and asks Standing Committee to give due consideration to Synod motions 19/11 and 29/11.

(Mr Doug Marr)

**7.19 Church planting models for greenfields areas**

Synod requests the Mission Board, together with the Mission Property Committee and Evangelism and New Churches and in wide consultation with other interested persons to report to the Synod in 2013 on the proposed ministry model or models – along with possible alternatives – which underly the proposed land acquisitions and building plans in “Greenfield” areas of the Diocese.

(The Rev Richard Blight/Archdeacon Deryck Howell)

**7.20 Problem Gambling in Australia**

Synod once again notes the enormous damage done to thousands of vulnerable Australians and their families and communities, through problem gambling especially via poker machines.

Synod again requests the members of Australia's Federal Parliament to take urgent action to implement a range of effective measures, as recommended by experts independent of the those who profit from gambling (including 'clubs and pubs' industries and state governments), so as to reduce the impact and incidence of problem gambling, for example, by the introduction of a \$1 dollar bet limit on poker machines.

(Canon Sandy Grant)

**7.21 Freedom of Religion in light of possible government reforms**

Synod notes the hard work and incredible wisdom and public helpfulness of submissions prepared on behalf of our Standing Committee on matters of government relations, including –

- (i) reforms to the charities and not-for-profits sector,
- (ii) the impact on school building funds of a new draft tax ruling,
- (iii) bills to provide for same-sex marriage, and especially,
- (iv) anti-discrimination law reform and freedom of religion.

It thanks God for the work of all who contributed to preparation of these submissions, and especially notes the enormous contribution of the Diocesan Secretary, Robert Wicks.

Synod commends these submissions to the attention of leaders in our Anglican churches and organisations.

Synod urges the members of our Anglican community to vigorously exercise our legitimate freedoms of speech, association and religion, in godly, just and peaceful ways, and also to defend the peaceful and lawful use of such freedoms by others with whom we disagree, seeking in all things to imitate our Lord, Jesus Christ, as we speak the gospel and its implications, live and act as Christians, and respond to the critique of others in the public arena.

(Canon Sandy Grant)

#### **7.22 Youthworks' "Growing Faith" website**

Synod welcomes the recent establishment of Youthworks' "Growing Faith" website (*growingfaith.com.au*). Synod welcomes the contribution of the resources, articles, and conferences on the site and commends them to the schools and parishes of the Diocese, to help equip and energize parents and carers in raising vibrant Christian families.

(The Rev Antony Barraclough/The Rev Stuart Milne)

#### **7.23 Review of the procedures for a vote by Houses**

Synod –

- (a) asks the Standing Committee to consider the matter of a biblical basis for the procedure of voting by houses,
- (b) asks the Standing Committee to give consideration to the possibility of amending the procedures of the Synod in such a way as to ensure that a criteria is applied relating the motion to be voted upon to the specific roles of clergy and laity prior to the division by houses, and
- (c) requests that Standing Committee bring to the next session of Synod appropriate ordinances, motions, or other such items as would be required for Synod to amend its procedures accordingly.

(Mr James Mayfield/Mrs Jeanette Habib)

#### **7.24 Review of the procedures requiring eight persons to stand**

Synod –

- (a) asks the Standing Committee to consider the procedures of the Synod which require eight persons to stand at various points in order for certain procedures to be undertaken, and give specific consideration to the number of persons required,
- (b) asks the Standing Committee, in view of the increasing size of the Synod, to give consideration to the possibility of increasing the number of persons required to stand for such procedures, in such a way as to balance the efficiency of the procedures of Synod with the need to ensure members of Synod are given due opportunity to have input into all matters, and
- (c) requests that Standing Committee bring to the next session of Synod appropriate ordinances, motions, or other such items as would be required for Synod to amend its procedures accordingly.

(Mr James Mayfield/Mrs Jeanette Habib)

#### **7.25 Mission Area initiatives**

Synod gives thanks to God for the progress so far of the Mission Areas initiatives as a means of turning our hearts and minds outward towards the millions who do



not know Christ in our Diocese, and of increasing gospel partnership between our churches, as well as between our churches and organisations.

Synod also recognises the great challenge of working together to reach the lost and assures our Mission Area Leaders of our prayers and support, and thanks them for their commitment to the many ministries and churches in their areas.

(Bishop Ivan Lee/The Rev Ted Brush)

#### 7.26 **October 2013 Synod Service**

Synod requests the Archbishop to consider holding the 2013 Synod Service in St Andrew's Cathedral at a time prior to the scheduled 2.00 pm Synod meeting commencement time on either Monday 14 or Tuesday 15 October.

(Mr Brian Gaetjens)

#### 7.27 **"Friends of Bishops court" Committee**

If the Bishops court Sale Ordinance 2012 is defeated, Synod requests Standing Committee to establish a "Friends of Bishops court" Committee to –

- (a) investigate ways to open up Bishops court so that it may become an income-producing asset and enact on Standing Committee's approval, and
- (b) organise fund-raising to renovate the building to make it suitable for an Archbishop with a family, and to cover ongoing maintenance costs.

(The Rev Steve Layson/The Rev Mal York)



# Indicative Timetable for Synod Business

References to items and motions are references to items and motions in the business paper for Monday 15 October 2012.

<b>Monday 15 October 2012</b>	
3.15 – 4.30 pm	Bible Study/prayer Formal Matters 7.1 Amendments to <i>Faithfulness in Service</i> 7.2 Towards 2050 Thereafter, other business as per the business paper
4.30 – 5.45 pm	7.3 Synod Appropriations and Allocations Ordinance 2012 7.4 Parochial Cost Recoveries and Church Land Acquisitions Levy Ordinance 2012 7.5 Bishopscourt Sale Ordinance 2012 7.6 Alternative accommodation for the Archbishop 7.7 Department of Evangelism and New Churches Ordinance 2010 Amendment Ordinance 2012 7.8 Discipline Ordinance 2006 Amendment Ordinance 2012 Thereafter, other business as per business paper
7.00 – 8.00 pm	Missionary Hour
8.00 pm +	7.9 Thanksgiving for leadership of the Diocesan Mission 7.10 Review of the Diocesan Mission and the next phase of mission 7.11 United Mission Campaign in 2014 7.12 Actions of the Bishop of Gippsland Thereafter, other business as per business paper

<b>Tuesday 16 October 2012</b>	
3.15 – 4.30 pm	Bible Study/prayer Formal Matters Thereafter, other business as per the business paper
4.30 – 5.45 pm	7.13 Shoalhaven Heads: Reclassification as a Parish 7.14 Minchinbury: Reclassification as a Parish Business as per the business paper
7.00 – 8.30 pm	7.15 <i>Common Prayer: Resources for Gospel-Shaped Gatherings</i> 7.16 Australian Charities and Not-for-profits Commission
8.30 pm +	9.17 Archbishop Peter Jensen Thereafter, other business as per the business paper