

ANGLICAN PROVIDENT FUND (SYDNEY) ORDINANCE AMENDMENT ORDINANCE 1989

No 37, 1989

An ordinance to amend the Anglican Provident Fund (Sydney) Ordinance 1944.

The Synod of the Diocese of Sydney hereby ORDAINS, DIRECTS AND RULES as follows.

1. (1) The Anglican Provident Fund (Sydney) Ordinance 1944 is hereafter referred to as the "Principal Ordinance".

(2) This Ordinance may be cited as the "Anglican Provident Fund (Sydney) Ordinance Amendment Ordinance 1989".

2. The Principal Ordinance is amended as follows -

(1) By the omission of "- 1986" from clause 1(1).

(2) By the insertion of the following at the end of clause 1(3):

**"FIFTH SCHEDULE - Superannuation Annuity after 1/1/56
SIXTH SCHEDULE - Widows' Orphans' Pensions
SEVENTH SCHEDULE - Members' Accumulation Fund"**

(3) By the repeal of clause 2 but without prejudice to its operation prior to the date on which assent is given to this Ordinance.

(4) By the substitution of the following definition for the definition of "Clergyman" in clause 3:

"'Clergyman' means any clerk in Holy Orders licensed in any Diocese of the Anglican Church of Australia and includes a Bishop, Assistant Bishop or Coadjutor Bishop installed or licensed in any such Diocese."

(5) By the substitution of the following definition for the definition of "member" in clause 3:

"Member means member of the Fund."

(6) By the omission of the definition of "Old Member" in clause 3.

(7) By the insertion of "Canberra and" before "Goulburn" in clause 5(2).

(8) By the omission of paragraph (g) of clause 19(1).

(9) By the substitution of the following for clause 21:

"21. The Board shall comply with the Accounts Ordinance 1975."

(10) By the omission of "said" from clause 23(3).

(11) By the omission of the words "the payment of annuities and pensions to or in respect of old members and subject thereto towards" from clause 25.

- (12) By the substitution of "an Anglican" for "a Church of England" in paragraphs (1) and (2) of clause 26(1A) and by the substitution of "Anglican Church of Australia" for "Church of England" in paragraph (3) of clause 26(1A).
- (13) By the omission of ", B, C" and ", Table B, Table C" from clause 26A(1).
- (14) By the omission of ", B, or C" from clause 26A(2).
- (15) By the omission of ", Table B, Table C" from clause 27AA(1).
- (16) By the insertion of "(1)" before the first word of clause 34, by the insertion of "(2)" before the words "For the purposes of this clause and of clause 5 of the Fifth Schedule" in clause 34 and by the insertion of "(3)" before the words "In reaching such opinion, the Board" in clause 34.
- (17) By the omission of ", B or C" from clause 34.
- (18) By the paragraphs numbered (i), (ii), (iii) and (iv) of clause 34 being re-identified as (a), (b), (c) and (d) respectively and by the following being substituted for paragraph (iv) (re-identified as paragraph (d));
 - "(d) any other lay person who is permanently engaged in the work of the Anglican Church of Australia or employed by an institution, school or organisation connected with that Church."
- (19) By the omission of ", B or C" from clauses 36 and 37.
- (20) By the substitution of "Table A" for "Tables A, B, or C" in clause 43(1).
- (21) By the omission of "B, C," from clause 43B(1).
- (22) By the omission ", B or C," from clause 44(1).
- (23) By the substitution of "Anglican Church" for "Commonwealth" in clause 47.
- (24) By the repeal of the First Schedule but without prejudice to its operation prior to the date on which assent is given to this Ordinance.
- (25) By the omission of Table B and Table C from the Third Schedule and the substitution of "Table A" for "Tables A, B or C" where lastly appearing in the Third Schedule.
- (26) By the omission of each Table B and Table C from the Fourth Schedule and the substitution of "TABLE A" for "TABLES A, B and C" in the Fourth Schedule.
- (27) By the substitution of "Anglican Church of Australia" for "Church of England" in clause 6 of the Fifth Schedule.

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- (28) By the substitution of "SEVENTH SCHEDULE - MEMBERS' ACCUMULATION FUND" for the heading of the Seventh Schedule.
- (29) By the substitution of "Anglican Church of" for "Church of England in" in clause 2 of the Seventh Schedule.
- (30) By the substitution of the following for clause 9(3) of the Seventh Schedule:

"(3) Resignation

On the resignation of a member -

- (a) under Section 1, the amount standing to the credit of the member's account shall be applied;
- (i) in paying to the member the total amount of all subscriptions paid by him under Section 1, plus interest thereon at the rates of interest credited to the member's account in accordance with clause 6(2)(a)(ii) less the amounts debited in accordance with clause 6(2)(b);
- (ii) in paying to his contributor the balance of the account;
- (b) under Section 2, the amount standing to the credit of the member's account shall be paid to him."

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

E.D. CAMERON
Chairman of Committees

WE CERTIFY that this Ordinance was passed by the Synod of the Diocese of Sydney on this 11th day of October 1989.

G.K. CLIFTON
W.G.S. GOTLEY
Secretaries of Synod

I ASSENT to this Ordinance

DONALD ROBINSON
Archbishop of Sydney

12/10/1989