

THE COUNCIL FOR THE PROMOTION OF
SYDNEY ANGLICAN DIOCESAN SCHOOLS
AMENDMENT ORDINANCE 1983

NO. 11 1983

AN ORDINANCE to effect certain amendments to the composition and structure of the Council for the Promotion of Anglican Diocesan Schools and other incidental matters.

WHEREAS it is expedient that the present provisions relating to the structure of the Council for the Promotion of Sydney Anglican Diocesan Schools be amended for the more effective control and management of schools administered by the said Council and for the more effective furtherance of its purposes.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY

ORDAINS, DECLARES DIRECTS AND RULES as follows:

1. (1) The Council for the Promotion of Sydney Anglican Diocesan Schools Ordinance 1947-1978 is hereinafter called "the Principal Ordinance".

(2) This Ordinance may be cited as "the Council for the Promotion of Sydney Anglican Diocesan Schools Amendment Ordinance 1983".

(3) The Principal Ordinance as amended by this Ordinance may be cited as "the Council for the Promotion of Sydney Anglican Diocesan Schools Ordinance 1947-1983" and, in any reprint of the Principal Ordinance as amended by this Ordinance, Clause 22 thereof shall be amended accordingly.

2. The Principal Ordinance is amended:-

(1) By the deletion of Clause 3 and the insertion of the following clause in lieu thereof:

"3. The Council shall consist of the following members namely:

30 (a) The Archbishop of Sydney who shall ex officio be a member and President of the Council provided that during his absence then his Commissary or if the See be vacant the Administrator of the Diocese shall ex officio be a member of the Council and Acting President thereof.

35 (b) Four (4) persons appointed by the Archbishop of whom two (2) shall be clergymen of the Anglican Church of Australia and two (2) shall be lay persons which persons shall hold office (subject to the right of the Archbishop to revoke any
40 appointment at any time) for three (3) years but shall be eligible for re-appointment.

45 (c) Twelve (12) persons elected by the Synod of whom six (6) shall be clergymen holding the Archbishop's licence and six (6) shall be lay persons (which persons shall be referred to herein as "Synod appointees").

50 (d) Those persons (if any) elected by the Standing Committee of the Synod in accordance with the provisions of Clause 6 A (~~1~~^B) hereof (which said persons shall be referred to herein as "Standing Committee appointees").

55 (e) The Director of Education in the Diocese of Sydney ^{ex officio} or his nominee being a member of the Diocesan Education Commission ~~ex officio~~.

60 (f) Two (2) persons elected by the aforesaid members in the manner hereinafter provided (which said persons shall be referred to herein as "the Council Nominees").

- (2) By the insertion of the following sub-clauses immediately after sub-clause (2) of Clause 4, namely:

65 "(2A) At the next meeting of the Standing
Committee immediately after 31 May 1983 vacancies
shall be declared for two (2) Synod appointees
one of whom shall be a Clergyman holding the
Archbishop's licence and the other of whom shall
70 be a lay person. Such persons when duly elected
shall, subject to the terms hereof, retain office
as Synod appointees within the terms of Clause 3
(c) hereof until the first day of the next
ordinary session of Synod held after the date
aforesaid and such persons shall be eligible for
75 re-election thereunder.

(2B) On the first day of the next ordinary
session of Synod immediately after 31 May 1983 or
as soon as conveniently after that day the Synod
shall elect two (2) Synod appointees to fill the
80 vacancies created by the provisions of the immed-
iately preceding sub-clause (2A) hereof which
said persons shall, subject to the terms hereof,
retain office until the first day of the third
ordinary session of Synod immediately after their
85 election. Other than herein provided the Synod
appointees in office on 31 May 1983 shall subject
to this ordinance remain in office."

- (3) By the deletion of the words "shall elect the
Council nominees referred to in Clause 3 (d)
90 hereof" in Clause 4 (3) and by the insertion in
lieu thereof the words "and the persons (if any)
elected by the Standing Committee and referred to
in Clause 3 (d) hereof and the ex officio member

referred to in Clause 3 (e) hereof shall elect the
Council nominees referred to in Clause 3 (f)
hereof".

- (4) By the insertion of the following Clauses
immediately after Clause 6.

"6A In respect of each of the Schools or
Preparatory Schools set forth in the Schedule
hereto and in respect of other Schools or
Preparatory Schools established by the Council
and for the time being subject to the control and
management of the Council pursuant to the terms
of this ordinance, the Council shall be at
liberty to establish a School Board or
Preparatory School Board (as the case may be) and
such Boards shall be sub-councils of the Council
and for the purpose of effecting the establish-
ment and conduct of any such Boards the following
procedures shall apply:

(a) The Council shall notify the Standing
Committee that it proposes to establish such
a Board in respect of either a School or a
Preparatory School and shall notify the
proposed name thereof and Standing Committee
may thereupon by resolution assent in
writing to such proposal.

(b) In the case where the proposed Board relates
to a School other than solely a Preparatory
School the Council shall invite the Standing
Committee to elect one (1) person to the
Council upon the certificate by the Council
that in its opinion such person has
expressly professed an intention to interest
himself or herself in the affairs of the

Council generally and especially of such School and has undertaken to become a member of the School Board thereof. Such person when elected shall for the purposes of Clause 3 (d) hereof be called a "Standing Committee appointee".

(c) The Standing Committee upon receiving the invitation referred to in sub-paragraph (b) hereof and having given its assent referred to in sub-paragraph (a) hereof shall within three (3) months thereafter elect one (1) person to the Council and by virtue of such election such person shall then be deemed to be a member of the School Board of the School in respect of which the undertaking referred to in sub-paragraph (b) was given. Such person shall retain office as a member of the Council and the School Board subject to the terms hereof for three (3) years but shall be eligible for re-election by Standing Committee. Any such person shall cease to be a member of the Board if he or she shall cease to be a member of the Council and shall cease to be a member of the Council if he or she shall cease to be a member of the Board.

(d) In the event of any vacancy arising in the office of any Standing Committee appointee such vacancy shall be filled by Standing Committee as soon as practicable after the vacancy has arisen upon the certificate by the Council referred to in sub-paragraph (b) hereof.

160 (e) Upon receiving the assent referred to in
paragraph (a) hereof the Council may there-
upon appoint and establish the respective
Board comprising the following members:

(i) In the case of a School Board:

165 (a) A chairman thereof appointed by the
Council who is for the time being a
member of the Council.

(b) The Chairman of the Council ex
officio.

170 (c) The Secretary of the Council ex
officio.

(d) A Deputy Chairman thereof being a
nominee of the Council.

(e) Two (2) persons who are for the
175 time being members of the Council.

(f) One (1) person elected by Standing
Committee in accordance with sub-
paragraph (c) hereof.

(g) Three (3) persons elected by the
180 Council on the nomination of the
persons elected or appointed in the
preceding paragraphs (a)-(f)
inclusive.

(ii) In the case of a Preparatory School
185 Board:

(a) A chairman thereof who is for the
time being a member of the Council.

(b) The chairman of the Council ex
officio.

190 (c) The Secretary of the Council ex
officio.

(d) A Deputy Chairman thereof being a

nominee of the Council.

(e) Two (2) persons who are for the time being members of the Council.

(f) One (1) person elected by the Council on the nomination of the persons elected or appointed in the preceding paragraphs (a) to (e) inclusive.

All appointments or elections shall be for a three (3) year period after which any person shall be eligible for re-appointment or re-election.

The principal shall be entitled to be in attendance and to vote at and participate in all meetings of his or her respective School Board.

(f) For the purposes of carrying out its duties and functions in accordance with the terms of this Ordinance any School Board or Preparatory School Board shall in relation to the conduct and quorum of its meetings, the appointment of its members and the administration of its business be subject to such rules or by laws, not inconsistent with this Ordinance as shall from time to time be prescribed or amended from time to time by the Council.

(g) Any School Board or Preparatory School Board may be terminated or dissolved by resolution of the Council in which case all members thereof shall cease to hold office thereon and any documents goods and items of personal property under the control of the

Board shall thereupon be controlled by the Council. A copy of such resolution shall be forwarded to Standing Committee."

235 "6B In respect of each of Roseville Girls' College Limited and St. Luke's Church of England School Limited, the Council pursuant to the terms of this Ordinance may invite the Standing
240 Committee to elect one (1) person to the Council upon the certificate by the Council that in its opinion such person has undertaken to become a director or governor as the case may be of the respective company and has expressly professed an
245 intention to interest himself or herself in the affairs of the Council generally and especially of such school and has undertaken to become a member of the School Board. Such person when elected shall be for the purposes of Clause 3 (d) hereof called a "Standing Committee appointee"."

- 250 (5) By the alteration of the words "Clause 3 (d)" in Clause 7 so as to read "Clause 3 (f)" wherever appearing.
- (6) By the addition of the following to the end of sub-clause (1) of Clause 11:-

255 "The Council shall also elect from among its members an Honorary Secretary and an Honorary Treasurer. Such Chairman, Deputy Chairman, Honorary Secretary and Honorary Treasurer shall subject to the terms hereof and for so long as they or each of them shall respectively remain a
260 member of the Council retain such positions for a period of three (3) years. Upon the next ordinary Council meeting immediately following the third anniversary of his or her election such

265 position shall be declared vacant and the Council shall fill such vacancy for the ensuing triennium. Any such person who has been in any office shall be eligible for re-election".

(7) By the deletion of the word and figure "five (5)" in sub-clause (5) of Clause 11 and by the substitution of the word and figure "seven (7)".

(8) By the insertion of the following clause immediately after Clause 13:-

275 "13A Subject to any written agreement between the Council and the Principal of the respective School or Preparatory School as the case may be, any Board constituted hereunder shall for the purpose of furthering the aims and objectives of the Council have the following duties and functions:

280 (a) The management and conduct of the respective School or Preparatory School for which it is responsible subject to such rules and by laws as may be laid down from time to time by the Council.

285 (b) The order and conduct of the financial and administrative affairs of the said School subject to such restraints and directions as may be stipulated by Council from time to time.

290 (c) Subject to the general and overall policy determined by the Council the general oversight of the conduct of the teaching syllabus and activities with the said school in accordance with the fundamental declarations and ruling principles of the Anglican Church of Australia."

295 (9) By the insertion of the following clause

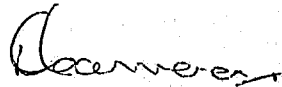
immediately after Clause 21:-

"21A In this Ordinance unless the context otherwise specifically requires the singular includes the plural and vice versa and the masculine includes the feminine and vice versa. Any reference to "Chairman" may include a person whether male or female."

(10) By the deletion of the whole of the subject matter beneath the word "Schedule" within the Schedule thereto and be inserting in lieu thereof the following:-

<u>Name of School</u>	<u>Carried on at</u>
Danebank	Hurstville
Claremont College	Randwick
Roseville College	Roseville
St. Luke's Preparatory School	Dee Why
St. Luke's ^{Secondary} Girls' School	Dee Why
Loquat Valley	Bayview
Peninsular Anglican Boys' School	Warriewood

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



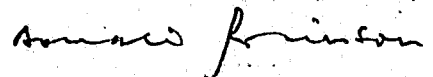
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 30th day of ^{March} 1983.



Secretary

I ASSENT to this Ordinance.



Archbishop of Sydney
30. 5 / 1983