

Marrickville Rural Deanery Ordinance 1984

No 40, 1984

AN ORDINANCE to constitute the Marrickville Rural Deanery Committee and to empower the members of that Committee in relation to various matters.

5 WHEREAS meetings of clergy and laity of the Parishes contained within the Rural Deanery of Marrickville have agreed upon the need to co-ordinate the pattern of ministry and use and development of property within the said Rural Deanery and WHEREAS this Synod by resolution No. 36 of 1983 resolved that permission should be made for the strengthening of the ministry of word and sacrament; 10 therein NOW the Synod of the Diocese of Sydney HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows:

DEFINITIONS

- 1. (1) For the purposes of this Ordinance:
 - 15 (a) "Marrickville Rural Deanery Area" means the area comprised in all of the ecclesiastical districts listed in the Schedule hereto as at the date on which this Ordinance is assented to;
 - 20 (b) "Marrickville Rural Deanery Parish" and "Parish" mean an ecclesiastical district listed in the Schedule hereto and includes any Parish or other ecclesiastical district formed hereafter which is comprised of territory, the whole or any part of which is within the Marrickville Rural Deanery;
 - 25 (c) "Committee" and "Marrickville Rural Deanery Committee" mean the members of the Committee hereby constituted;
 - (d) "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 Anglican Church of Australia Constitutions Act, 1902;
 - 30 (e) "Church" when applicable to a building means a building of any Parish duly consecrated or licensed for the celebration of Divine Service, the administration of the Sacraments and the performance of any other Rite or Ordinance of the Anglican Church of Australia and includes Chapels and Mission Halls consecrated or licensed as aforesaid;
 - 35 (f) "Minister" means a person licensed to the cure of souls or a person holding the Archbishop's licence to a specific non-parochial ministry within the Marrickville Rural Deanery Area, such person being in priest's orders;
 - 40 (g) "Standing Committee" means the Standing Committee of the Diocese of Sydney; and

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- (h) "Parishioner" refers to a parishioner of a church situated in the Marrickville Rural Deanery Area and has the same meaning as in the Sydney Church Ordinance 1912-1983, as amended.
- (2) The headings contained in this Ordinance have been inserted as a matter of convenience only and shall not limit or restrict the provisions of this Ordinance in any way. 5
- (3) This Ordinance may be cited as the "Marrickville Rural Deanery Ordinance, 1984".

MARRICKVILLE RURAL DEANERY COMMITTEE

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- 2. (1) The Marrickville Rural Deanery Committee shall consist of:
 - (a) the Archbishop or any Assistant Bishop appointed by him; 07/
 - (b) an Archdeacon appointed by the Archbishop;
 - (c) the Rural Dean appointed by the Archbishop;
 - (d) three Ministers elected by the clerical and lay members of Synod who represent the Marrickville Rural Deanery Parishes or who are resident within the Marrickville Rural Deanery Area and who are summoned or appointed under the 14th of the Constitutions contained in the Schedule to the Anglican Church of Australia Constitutions Act, 1902; 15 and 20
 - (e) five lay persons elected by the clerical and lay members of Synod who represent Marrickville Rural Deanery Parishes or who are resident within the Marrickville Rural Deanery Area and who are summoned or appointed under the 14th of the Constitutions contained in the Schedule to the Anglican Church of Australia Constitutions Act, 1902. 25
- (2) Each of the Ministers elected pursuant to paragraph (d) of sub-clause (1) shall be a Minister licensed to a Marrickville Rural Deanery Parish and each of the lay persons elected pursuant to paragraph (e) of sub-clause (1) shall be a person who has regularly attended Divine Service at a church within a Marrickville Rural Deanery Parish during the three months prior to such election and does not claim to be a parishioner of any other church. 30
- (3) The first members of the Committee shall be elected at a meeting of the qualified electors convened by the Archbishop or a person appointed by him as soon as practicable after the date on which this Ordinance is assented to. 35
- (4) Subsequent elections of members of the Committee shall be held as soon as practicable after the commencement of the first ordinary session of each Synod. 40
- (5) A person so elected shall remain a member of the Committee until the next election of members unless that person:
 - (a) dies;

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- (b) resigns by writing given or sent to the Archbishop or the Chairman of the Committee;
 - (c) becomes an insolvent under administration;
 - 5 (d) is absent from three consecutive ordinary meetings of the Committee without leave of absence;
 - (e) in the case of any person appointed pursuant to paragraph (a), (b) or (c) of sub-clause (1), his appointment is revoked by the Archbishop;
 - 10 (f) in the case of any person elected pursuant to paragraph (d) or (e) of sub-clause (1), that person ceases to satisfy the requirements contained in sub-clause (2); or
 - (g) is incapable of managing that person's affairs.
- (6) Upon a person appointed by the Archbishop pursuant to paragraph (a), (b) or (c) of sub-clause (1) ceasing to be a member of the Committee, the Archbishop shall appoint another person in that person's place and casual vacancies in the office of a member referred to in paragraph (d) or (e) of clause 2 (1) of the Ordinance shall be filled from time to time by the Committee. Persons so appointed shall hold office until the next election of members.
- 20 (7) The members of the Committee may elect any member of the Committee to be the Chairman of the Committee for such term not exceeding three years as the members may determine.

PROCEEDINGS

3. (1) Five members of the Committee of whom at least two are ordained persons and at least two are lay persons shall form a quorum.
- 25 (2) The Chairman of the Committee shall, in addition to a deliberative vote, have a casting vote.
- (3) Subject to sub-clause (1) of this clause and to any other provision contained herein, the members of the Committee shall meet at such times and in such places and conduct the business of the Committee in such manner as the members consider appropriate.
- 30 The Committee shall keep Minutes of its proceedings.

RIGHTS, POWERS AND DUTIES

4. (1) The Committee may:
- 35 (a) accept gifts;
 - (b) raise moneys, by such means as it may consider appropriate;
 - 40 (c) disburse those moneys, but not in any way inconsistent with the trusts on which those moneys are held;
 - (d) appoint sub-committees (including, if desired, persons other than members of the Committee to perform such

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tasks as are given to them by the Committee) which shall be directly responsible to the Committee,

- (e) employ persons and dismiss any person employed by the Committee;
- (f) propose such business concerning the Marrickville Rural Deanery Area as may appear to the Committee to be necessary or desirable to be brought before the Synod;
- (g) carry out or assist in carrying out any resolutions from time to time passed by the Synod and entrusted to it; and
- (h) consult with Parishes outside the Deanery and other diocesan organisations;

for the benefit of the Marrickville Rural Deanery Area or any Marrickville Rural Deanery Parish or for any ministry conducted in any part of the Marrickville Rural Deanery Area.

(2) The Committee shall lay before the Synod each year an account of moneys received and disbursed by them made up to the 31st December preceding that Synod. The first such account shall be in respect of the twelve months ending on the 31st December, 1985.

- 5. (1) (a) The Committee or its representatives may hold a parochial conference with the Minister, Churchwardens, and Parish Council of each Marrickville Rural Deanery Parish at the request of either the Committee or the Parish Council. Such conference shall ascertain the present policy of the Parish and shall make recommendations for that Parish's future ministry and use of property. The Archdeacon having jurisdiction in that Parish, or some person nominated by him, shall act as Chairman of the parochial conference. 20
- (b) The Committee shall confer with the Archdeacon having jurisdiction in the Marrickville Rural Deanery Area on all matters relating to ministry and to property within the Marrickville Rural Deanery Area. 25
- (c) The Committee shall advise the Parish Council concerned of recommendations it intends to make to the Archbishop relating to ministry and to property of the Parish. 30

(2) The Committee shall advise and may make recommendations to the Archbishop on all matters relating to ministry and to property within the Marrickville Rural Deanery Area. Such advice shall include any submission made by any Parish involved. 35

(3) Nothing contained in this clause shall be deemed to oblige the Archbishop to accept any such advice or to act on any such recommendations or to prevent the Archbishop from dissenting from any such advice or any such recommendation. 40

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(4) The word "ministry" in this clause shall not include the presentation or the licensing of a person to a Marrickville Rural Deanery Parish.

6. The Committee shall:

- 5 (a) endeavour to co-ordinate the pattern of ministry and the use and development of property in the Marrickville Rural Deanery Area;
- 10 (b) advise the Archbishop regarding desirable alterations in the boundary of any Parish and on the revocation, amalgamation or creation of any Parish within the Marrickville Rural Deanery Area;
- 15 (c) report to the Synod three (3) years after the date of assent to this Ordinance and then from time to time as the Committee may determine;
- (d) report to the Archbishop and advise the Archbishop on the advisability and feasibility of the retention and maintenance of historic church buildings;
- (e) convene conferences for members of churches in the Marrickville Rural Deanery Area from time to time; and
- 20 (f) exercise and perform such other rights, powers and duties as are conferred upon it from time to time by ordinance of Synod.

7. (1) Notwithstanding the provisions of clause 4 (1) of the Parishes Ordinance 1979, as amended, the Committee may, after having consulted with the Minister (if any) and the Churchwardens (if any) of the Parish concerned, make a proposal for the revocation of a Parish and the provisions of the Parishes Ordinance 1979, as amended, shall apply to, and in respect of, any such proposal in the same way as they apply to and in respect of a proposal for the revocation of an ecclesiastical district made by the Minister (if any) licensed to the ecclesiastical district to which such proposal relates.

(2) Where the Synod declares any Parish (being a Parish existing at or at any time prior to the date on which this Ordinance is assented to) within the Marrickville Rural Deanery Area to be revoked, the Committee may promote an Ordinance to vary the trusts on which the property held in trust for such Parishes is held.

8. The Minister licensed to a Marrickville Rural Deanery Parish and the Churchwardens of each Church in that Parish shall supply to the Committee, upon being requested so to do, such information regarding the receipts and outgoings and other matters of that Parish as the Committee may require.

9. For the purpose of giving effect to the foregoing provisions:

- 45 (a) the Standing Committee shall not entertain any petition pursuant to the Delegation of Powers and Ordinance Pro-

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cedure Ordinance 1973-1977 (or any ordinance amending or replacing the same) affecting or relating to any church trust property held on trust for any Marrickville Rural Deanery Parish until the Secretary thereof has received a report from the Committee in relation thereto, provided that in the event of no report being made within ninety days after the date when the petition for the ordinance is lodged with the Secretary of the Committee it shall be competent for the Standing Committee to proceed in the absence of any such report; and

(b) the Anglican Church Property Trust Diocese of Sydney shall not exercise any of the powers conferred upon it by clause 10 or 17 of the Anglican Church Property Trust Diocese of Sydney Ordinance 1965-1982 in relation to any church trust property held in trust for any Marrickville Rural Deanery Parish (except to perform an obligation entered into before the date on which assent is given to this Ordinance) without the prior written approval thereto of the Committee which approval may be given generally or may be limited to any specific case, provided that when such approval is withheld appeal may be made to the Standing Committee which shall determine the matter.

10. This Ordinance shall cease to have effect on the expiration of nine years after the date of assent to this Ordinance.

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SCHEDULE

- Belfield, St. Paul
- Belmore, St. Alban with McCallums Hill
- Campsie, St. John
- Canterbury, St. Paul
- Dulwich Hill, Holy Trinity
- Earlwood, St. George
- Marrickville, St. Clement
- South Canterbury, St. James

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

The Inner City Ordinance 1972-1982 is amended by omitting from the schedule to that ordinance the words

"Marrickville, St Clements"

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Chairman of Committees

WE CERTIFY that this Ordinance was passed by the Synod of the Diocese of Sydney on this 10 day of October 1984.

W. Brough
John An

Secretaries of Synod

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I ASSENT to this Ordinance.

Sandra Pearson

Archbishop of Sydney

10/10/1984

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