

Meetings (Quorum, Attendance and Resolutions) Ordinance 2007 Amendment Ordinance 2009

No 39, 2009

Long Title

An Ordinance to amend the Meetings (Quorum, Attendance and Resolutions) Ordinance 2007.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Meetings (Quorum, Attendance and Resolutions) Ordinance 2007 Amendment Ordinance 2009.

2. Amendment of the Meetings (Quorum, Attendance and Resolutions) Ordinance 2007

The Meetings (Quorum, Attendance and Resolutions) Ordinance 2007 is amended as follows –

- (a) delete clause 5(1) and insert instead the following –

“(1) The members of a Body may pass a resolution without a meeting of the members being held if –

- (a) a document setting out the proposed resolution and containing a statement that a member is in favour of the proposed resolution is provided or sent to each member either personally or at the last postal or electronic mailing address provided by the member for the purpose of receiving material in connection with meetings of the Body, and
- (b) fractions being counted as one, 75% of the members who would be entitled to vote on a motion for the resolution at a meeting of the Body notify the person who provided or sent the statement that they are in favour of the proposed resolution by returning to that person a signed copy of the statement or otherwise confirming the statement to that person by electronic means,

provided that in the case of a Body with less than 20 members, the proposed resolution will not pass as a resolution under the provisions of this clause if any member who would be entitled to vote on a motion for the resolution at a meeting of the Body notifies the person who provided or sent the statement of their unwillingness for the proposed resolution to pass as a resolution under the provisions of this clause and such notification is given before the proportion of members referred to in paragraph (b) is reached.”, and

- (b) delete the words “signing by members” in clause 5(2) and insert instead the matter “the purposes of subclause (1)”, and
- (c) delete the words “proportion of members of the Body required in subclause (1) is reached” in clause 5(3) and insert instead the matter “requirements of subclause (1) are satisfied”.

3. Amendment of the Parish Administration Ordinance 2008

Schedules 1 and 2 of the Parish Administration Ordinance 2008 are each amended as follows –

- (a) delete rule 4.11(1) and insert instead the following –

“(1) The members of a parish council may pass a resolution without a meeting of the parish council being held if –

- (a) a document setting out the proposed resolution and containing a statement that a member is in favour of the proposed resolution is provided or sent to each member either personally or at the last postal or electronic mailing address provided by the member for the purpose of

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receiving material in connection with meetings of the parish council, and

- (b) fractions being counted as one, 75% of the members who would be entitled to vote on a motion for the resolution at a meeting of the parish council notify the person who provided or sent the statement that they are in favour of the proposed resolution by returning to that person a signed copy of the statement or otherwise confirming the statement to that person by electronic means,

provided that the proposed resolution will not pass as a resolution under the provisions of this rule if any member who would be entitled to vote on a motion for the resolution at a meeting of the parish council notifies the person who provided or sent the statement of their unwillingness for the proposed resolution to pass as a resolution under the provisions of this rule and such notification is given before the proportion of members referred to in paragraph (b) is reached.”, and

- (b) delete the words “signing or confirming by members” in rule 4.11(2) and insert instead the matter “the purposes of sub-rule (1)”, and
- (c) delete the words “proportion of members of the parish council required in subclause (1) is reached” in rule 4.11(3) and insert instead the matter “requirements of sub-rule (1) are satisfied”.

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

PG KELL
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 7 December 2009.

R WICKS
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
08/12/2009