

Parochial Cost Recoveries Ordinance 2005

No 35, 2005

Long Title

An Ordinance to determine the cost recoveries charge payable by parochial units in 2006, 2007 and 2008, to authorise the application of such charges, and for incidental purposes.

Preamble

A. Under clause 10 of the Assessment and Charges Ordinance 1975 (the "1975 Ordinance"), a parochial unit is to pay each year a cost recoveries charge for the ministry and property costs which in the opinion of Standing Committee have been or will be incurred on behalf of or in relation to the parochial unit or any member of the clergy licensed to the parochial unit.

B. By clause 11 of the 1975 Ordinance, the Standing Committee is to prepare for the 1st ordinary session of each Synod an ordinance which specifies the cost recoveries charge to be paid by each parochial unit in each of the following 3 years, or the method by which such charge may be determined, and authorises the application of charge toward the ministry and property costs.

The Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Parochial Cost Recoveries Ordinance 2005.

2. Definitions

In this Ordinance -

"year" means a period of 12 calendar months commencing on 1 January.

"ministry and property costs" means -

(a) the costs, expenses, charges and recoveries for a year referred to or contemplated under clause 10(2) of the 1975 Ordinance, and

(b) the contribution in that year to the costs of the Professionals Standards Unit.

"parochial unit" means a parish, provisional parish or recognised church in the Diocese of Sydney.

3. Cost recoveries charge

(1) In 2006, 2007 and 2008 each parochial unit is to pay a cost recoveries charge calculated according to the formula in the Schedule.

(2) The Standing Committee is to report to the 2nd and 3rd sessions of the 47th Synod about -

(a) the ministry and property costs payable in the following year and an estimate of the amounts so payable, and

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- (b) the cost recoveries charge estimated to be payable by each parochial unit in the following year and details of how that charge is calculated.

4. Directions for Application

The cost recoveries charge paid by a parochial unit under clause 3 is to be applied to the payment of the ministry and property costs incurred, or to be incurred, in the year for which that charge is paid.

Schedule: Cost Recoveries Charge

1. The cost recoveries charge payable by a parochial unit for a year is the sum of -
 - (a) the minister and assistant minister charge for that year, and
 - (b) the variable charge for that year, andbut if -
 - (c) the contributions, costs and charges for a minister or assistant minister are paid by another parochial unit or body, or do not apply to the minister or assistant minister, a pro rata rebate of the appropriate portion of the minister or assistant minister charge is granted for that part or parts of the year for which that minister or assistant minister is licensed, and
 - (d) if a minister or assistant minister is licensed to the parochial unit only for part or parts of the year, an appropriate portion of the minister and assistant minister charge is payable for such part or parts.
2. In this Schedule -
 - “assistant minister” means an assistant minister or a senior assistant minister within the meaning of the Assistant Ministers Ordinance 1990 licensed to the parochial unit.
 - “minister” means -
 - (a) the person licensed to a parochial unit as rector or curate-in-charge, and
 - (b) in the absence or incapacity of a person referred to in paragraph (a) or during any vacancy in office of the rector or curate-in-charge, the person authorised under clause 59 of the Church Administration Ordinance 1990 for the time being to exercise all or any of the functions of the rector or curate-in-charge.
 - “minister and assistant minister charge” means, for each minister and assistant minister licensed to the parochial unit, the sum of the following costs and charges -

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- (a) the costs of the contribution or contributions to a superannuation fund at the rate determined from time to time under the Sydney Diocesan Superannuation Fund Ordinance 1961, and
- (b) the costs of the payment or payments required to be made under the Long Service Leave Canon 1992, and
- (c) the costs of the contribution or contributions to fund the Sydney Diocesan Sickness and Accident Fund, and
- (d) the costs of effecting stipend continuance insurance.

“variable charge” means -

- (a) in 2006 - 5.52% of the net receipts of the parochial unit for 2004 under the 1975 Ordinance, and
- (b) in 2007 - the determined percentage for that year of the net receipts of the parochial unit for 2005 under the 1975 Ordinance, and
- (c) in 2008 - the determined percentage for that year of the net receipts of the parochial unit for 2006 under the 1975 Ordinance.

“determined percentage” means the ratio, expressed as a percentage, determined by the Standing Committee in accordance with the following formula -

$$\frac{TC - TM}{TR}$$

where

TC is the total estimated amount of all ministry and property costs payable in a particular year, and

TM is total amount of all minister and assistant minister charges payable in a particular year, and

TR is the total of the net receipts of all parochial units.

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

R TONG
Deputy Chairman of Committees

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We Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 17 October 2005.

R WICKS
CJ MORONEY
Secretaries of Synod

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
21/10/2005