

THE GRAFTON BISHOPRIC AND ADMINISTRATION ORDINANCE 1936-1977
(AMENDING) ORDINANCE 1986.
No. 12 of 1986

AN ORDINANCE.

To amend the Grafton Bishopric and Administration Ordinance
1936-1977.

PREAMBLE.

WHEREAS it is desirable that an amendment be made to the manner
by which a person may be renominated in a second or third ballot
for the purpose of electing a Bishop of Grafton and WHEREAS it is
considered desirable that certain sections be rearranged or sub-
sectioned.

NOW THEREFORE the Bishop, Clergy and Laity of the Diocese of
Grafton in Synod assembled decree and enact as follows:-

SHORT TITLES

1. (a) This Ordinance may be cited as the "Grafton Bishopric
and Administration Ordinance 1936-1977 (Amending)
Ordinance 1986.
- (b) The Grafton Bishopric and Administration Ordinance
1936-1977 is in this ordinance referred to as the
Principal Ordinance.
- (c) The Principal Ordinance as amended by this Ordinance
may be cited as the Grafton Bishopric and
Administration Ordinance 1936-1986.

AMENDMENT

2. The Principal Ordinance is amended by:
 - a) Inserting the following words to Section 3:
"(e) For the purpose of this Section "The Administrator"
is the Administrator or the person who would be
Administrator if there were then a vacancy in the
Office of Bishop."
 - b) Repealing Sections 4 to 14 inclusive and replacing with
new Sections 4 to 14 as follows:

"4. Whenever the Bishop desires to resign the See of Grafton:

- a) He shall send his resignation in writing to the Metropolitan of the Province or if there be no Metropolitan resident therein to the Primate or the Senior Archbishop or Bishop exercising the functions of the Primate.
- b) He shall send such resignation so as to take effect from a date not later than his seventieth birthday.
- c) The Bishop shall summon or may require the Administrator of the Diocese in his name to summon a special meeting Synod of which not less than thirty days notice shall be given for the purpose of filling the vacancy which will occur when his resignation shall take effect, provided however that such special meeting shall not be held more than three calendar months before the resignation shall take effect.

5. Whenever the See of Grafton shall become vacant otherwise than by resignation the Administrator forthwith shall by communication in writing with the Metropolitan of the Province pray him to issue his Mandate for Election and the said Administrator within eight days after receiving such Mandate or if no such Mandate shall have been received within thirty days of the vacancy shall forthwith summon a special meeting of Synod for the election of a Bishop in the Cathedral City, the place and time being stated and of which special meeting not less than thirty days notice shall be given.

6. At any meeting of the Synod called for the purpose of the election of a person to be Bishop of Grafton:

- a) The Administrator so long as his name is not on the nomination list shall preside at all times during the proceedings of Synod relating to the said election and if for any reason the Administrator shall be unable to preside the person next in ecclesiastical rank or degree licensed within the diocese shall preside, except as otherwise provided under Section Seven below.
- b) The Synod may either in the first instance

or later in the proceedings on a vote taken by Orders delegate either absolutely or subject to any conditions it may think fit to impose its power and authority to elect a Bishop to a Committee consisting of the President together with three Priests elected by ballot by and from the Clerical members of the Synod and four Laypersons elected by and from the Lay Representatives of the Synod.

7. In case the Synod shall proceed to elect a person to be Bishop of Grafton:-

- a) Any member may in writing submit the names of one or more persons (not exceeding three) duly qualified to fill the office of Bishop.
- b) Such nominations covered by folding shall be handed to the President.
- c) The names so submitted shall be placed on the nomination list in alphabetical order.
- d) Any member who has been nominated may then withdraw his name from the nomination list.
- e) No person whose name is on the nomination list shall take part in any further proceedings of the Session so long as his name remains on such list.
- f) If the President shall have been nominated he shall, unless he withdraws his name from the nomination list, cause the Synod to elect a Clerical member who has not been nominated or who having been nominated has withdrawn his name from such list to preside over Synod for so much of the remainder of the Session at which the President is not entitled to preside and thereupon he shall vacate the Chair.
- g) Synod shall thereupon adjourn for such period of time as may be required for the holding of an informal conference within closed doors to consider the question of the election by the members of Synod present.
- h) At such conference the President shall be Chairman and the Standing Orders of Synod so far as they relate to the rules of debate shall be observed.

8. Whether one or more nominations be made the Synod shall proceed to vote by Orders. And the votes of each Order shall be taken by ballot in such manner as shall have been previously determined by the Synod. And no person nominated shall be deemed to be elected until a majority of the votes of each of the Orders present and voting in that ballot shall have been given for him.

9. When Synod has proceeded to ballot:

- a) In case the required majority shall not be given on the first ballot for any person nominated a second and if necessary a third ballot shall be taken.
- b) No person who fails to obtain one-fifth of the votes of each order then present and voting shall be balloted for again unless on a vote taken with both Orders voting collectively Synod agrees to such person being renominated.
- c) In case the third ballot should be ineffectual:
 - i) The Synod shall adjourn for such period as it deems proper during the same day or until the following day or to any other later day not exceeding twenty-eight days.
 - ii) On re-assembling additional nominations may be made and dealt with in the manner hereinbefore provided.

10. In case the Synod shall after repeated trial fail to elect a person to be Bishop of Grafton the Synod on a vote taken by Orders may:-

- a) Cause the name of the person who had previously received the highest number of Clerical votes and the name of the person who had previously received the highest number of Lay votes to be submitted to a vote taken by ballot of both Orders voting collectively and thereupon the name having the highest number of such collective votes shall be the name of the Bishop of Grafton elect, or:-
- b) Delegate (either absolutely or subject as aforesaid) its power and authority to elect a Bishop to the Committee hereinbefore provided and thereupon the Synod shall proceed to elect the members of the Committee in the manner provided.

11. In case a committee be appointed to elect a person to be Bishop of the Diocese:-

- a) Such committee shall proceed with all convenient speed to the completion of its labours.
- b) No person shall be deemed to be elected thereby unless he receive at least three Clerical and three Lay votes.
- c) If the Committee shall fail to elect a person to be Bishop of the Diocese within six months from the date of its formation:-
 - i) Such committee shall de facto be dissolved
 - ii) The Administrator shall forthwith (giving not less than thirty days' notice specifying the objects thereof) convene the Synod of the Diocese and the like proceeding shall be taken as are herein directed in the case of an original election and so on toties quoties until a Bishop has been elected and installed.

12. The election of a person to be Bishop of Grafton having been made the Administrator shall take the necessary steps for giving effect thereto in accordance with the rules for the time being in force within the Diocese for the confirmation and consecration of Bishops made by the General Synod of the Anglican Church of Australia.

13. On the installation of a Bishop of Grafton he shall make and subscribe a declaration in or to the effect of Form 1 hereunder.

FORM 1

I, _____ do solemnly and sincerely declare my acceptance of the Constitution of the Anglican Church of Australia and the Constitution of the Anglican Church of Australia within the State of New South Wales, and that I will to the best of my ability give effect thereto and to the Ordinances of the Synod of the Diocese of Grafton passed in pursuance thereof until the same or any of them shall respectively be lawfully varied or altered.

14. The appointment of a Bishop of Grafton shall be

complete when all the acts matters and things herein-
before required to be done and performed shall have been
accomplished. And the person so appointed shall be for
all purposes the successor of the last preceding Bishop
of Grafton.

DATE OF COMMENCEMENT

4. This Ordinance shall come into effect upon receiving the
assent of the Bishop.

I hereby certify that the Ordinance as printed is in accordance
with the Ordinance as passed.

R. J. Luman

Chairman of Committees

I hereby certify that this Ordinance was passed by Synod on the
~~14th~~ day of September 1986.

L. H. Glave

Registrar

I assent to this Ordinance.

+ Bruce Grafton

Bishop