

JOINT USE OF CHURCH TRUST PROPERTY ORDINANCE 2009

No. 2 2009

AN Ordinance as anticipated by the *Anglican Church of Australia Trust Property Act 1917* to provide a means for permitting the joint use of Church Trust Property by other Christian denominations.

**PREAMBLE**

WHEREAS the *Anglican Church of Australia Trust Property Act 1917* provides by virtue of *Part 7A Joint Use of Church Trust Property* that "the Synod of a diocese may, by ordinance, make provision either generally or for a particular case, for and in relation to the use by the Anglican Church, of church trust property for a purpose of the Anglican Church and by a church of another denomination for a purpose of that church, jointly or jointly and severally;

AND WHEREAS a number of Parishes desire to accommodate the use of churches by other denominations, but no provision to authorise such use exists;

AND WHEREAS by the *Anglican Church of Australia Trust Property Act of 1917* and the Diocesan Governance Ordinance 2008 Bishop-in-Council is empowered during a recess of Synod to exercise certain powers of Synod including the powers conferred by Part VI of the said Act

AND WHEREAS such recess now exists Bishop-in-Council in pursuance of such powers and in the name of the Synod ordains directs and rules as follows:

**AUTHORITY TO ENTER AGREEMENT**

1. The Wardens and Council of any Parish, or Rector or Priest-in-Charge of any Parish may enter into any single or short term arrangement with another Christian denomination for the use of any of the churches or other buildings and property of the Parish for the use of that other denomination's worship if it is the view of the Wardens and Council, Rector or Priest-in-Charge that such arrangement assists in God's work and an appropriate arrangement is in place for any costs or charges to be paid, proper oversight and responsibility to be taken by that other denomination and appropriate insurances are in place.
2. The Wardens and Council and Rector or Priest-in-Charge of any Parish which receives a request from another denomination for long term or indefinite or substantial and significant use of Parish property must: (1) seek and receive the approval of the Bishop to proceed with discussions with the other denomination; (2) reach an agreement with the other denomination as to any costs or charges to be paid, insurances required, times of use, cleaning and signage arrangements and the proper oversight, responsibility and undertakings to be taken and given by that other denomination and its leaders; and (3) the agreement must be in writing and submitted to the Bishop for approval as to the terms of the agreement before such long term or indefinite or substantial and significant use can be commenced.

**SHORT TITLE**

This Ordinance may be cited as the *Joint Use of Church Trust Property Ordinance 2009*

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



Chair of Committees

I hereby certify that the Ordinance was passed by Bishop-in-Council on the 20<sup>th</sup> day of August 2009.



Registrar

I assent to this Ordinance.



Bishop

**7 (b) Joint use of Church Property by Other Denominations**

**Recommendation**

That the Joint Use of Church Trust Property Ordinance 2009 be considered by Bishop-in-Council.

**MOTION**

"that the Bill be considered."

**MOVED:** The Reverend Sally Miller

**SECONDED:** Mr Ron Miller

Bishop-in-Council moved into Committee

The Bill was passed without amendment

**MOTION**

"that the Bill do now pass."

**MOVED:** The Registrar

**CARRIED**