

Diocesan Funds (Consolidated) Ordinance 1931 Amending Ordinance 1938

AN ORDINANCE.

To amend the Diocesan Funds (Consolidated) Ordinance 1931 in certain respects; to provide for the establishment of a Diocesan Property Fund by merging therein the Diocesan Property Maintenance Fund and the Equipment Fund; and for other purposes incidental thereto.

The Bishop, the Clergy and the Laity of the Diocese of Grafton in Synod assembled declare, ordain and enact as follows:—

DECLARATION.

The Parts and Sections herein referred to are parts and sections of the Diocesan Funds (Consolidated) Ordinance, 1931.

Section 1 shall be and hereby is amended by the addition of two new Parts and the several parts of the Section numbered to read as follows:—

“Part 1, Interpretation.”

“Part 2, Church Management Fund.”

“Part 3, Church Extension Fund.”

“Part 4, Clergy Provident Fund.”

“Part 5, Diocesan Property Fund.”

“Part 6, Diocesan Loan and Investment Fund.”

“Part 7, Administration.”

Section 3 shall be and hereby is amended by the addition of the following interpretation:—

“Diocesan Property” means any lands, buildings, fittings and furnishings of buildings, office equipment and the like possessions acquired and set apart for the use and purposes of the Bishop, the Corporate Trustees, the Synod and the Bishop-in-Council in the administrative work of the Diocese.”

The Part marked Part V shall be amended to read Part VII and the several Sections numbered 30 to 43 consecutively shall be in the same order renumbered to read 37 to 50, respectively of Part VII.

The part so vacated shall then read:—

PART V.

DIOCESAN PROPERTY FUND.

“30. The funds known as the Diocesan Property Maintenance Fund and the Equipment Fund shall be merged into one

new fund to be known as 'The Diocesan Property Fund' and the said fund shall consist of:—

- (a) The sums so merged.
- (b) The sum or sums at which the Diocesan property is from year to year valued.
- (c) Rent profits and other earnings derived from the letting or use of the Diocesan property.
- (d) Moneys raised in or towards the acquisition of or improvement to Diocesan Property or the support of Diocesan property.

"31. The fund shall be chargeable with the payment of all rates, taxes, charges and other impositions on, and of any expenditure duly authorised and incurred in the acquisition, improvement, maintenance and upkeep of Diocesan property. Provided nevertheless that any sum contributed towards any particular object of the fund shall be so applied."

"32. The amount to be contributed by the Parishes towards the support of the Diocesan Property Fund shall be included in the yearly Budget under the provisions of Section 36 hereto and the portion of such amount to be contributed by each Parish shall be and hereby is declared to be an essential charge on the income of the Parish."

"33. Upon and after the passing of this Ordinance it shall not be lawful to hold or to acquire and hold any Diocesan property in respect to which payment in full has not been made or a sinking fund created with the consent of Synod for the extinction of the debt and interest."

There shall be a new part to be known as Part VI and the new part shall be as follows:—

PART VI.

THE DIOCESAN LOAN AND INVESTMENT FUND.

"34. The fund established and known as 'The Loan and Investment Fund' is hereby declared to be a Diocesan fund under the provisions of this Ordinance and the fund shall consist of existing assets together with subscriptions, donations, accumulations of interest and further moneys allocated thereto from time to time."

"35. The Bishop-in-Council may by resolution from time to time make personal loans from the capital of the fund and upon such conditions for repayment as the said Bishop-in-Council may deem fit. Provided that any loan so made shall be for a period not exceeding two years and during that period interest free."

36. Any moneys received in augmentation of the capital of any fund and any moneys the capital of any fund awaiting investment may during such time be deposited in the fund."

Sub-section (b) of Section 36 shall be and hereby is repealed and the following inserted in lieu thereof:—

"(b) From the reports and statements of income and expenditure of the parishes furnished by the Parochial Coun-

cils in accordance with the provisions of the next succeeding Section hereto to compile on an equitable basis a financial classification of the parishes and in consultation with the respective Archdeacons to endeavour to obtain the assent of each parish thereto prior to the submission of the said classification for adoption. In the case of any parish the Parochial Council of which shall fail to furnish the reports and statements hereinbefore mentioned the Bishop-in-Council shall from available information determine the classification of such parish and the classification so made shall be deemed to have been fixed with the consent of the Parochial Council concerned."

Section 37 shall be and hereby is repealed and the following inserted in lieu thereof:—

"It shall be the duty of the Churchwardens of the Parish Church of every parish in the Diocese in office at the close of each financial year to forward to the Registrar on a date not later than the fourth day of August next following the duly audited statement of accounts by the provisions of the Parochial Ordinance Section 85, Sub-section 8 thereof required to be so forwarded together with such report or reports on questions of finance as the Bishop-in-Council may from time to time consider necessary in the compilation of the financial classification of the parishes on an equitable basis."

Section 40 shall be and hereby is amended by the insertion in the second line after the word "Fund" where it first appears, the following words:—"The Diocesan Property Fund," and by omitting in the sixth line the figures "1918" and inserting in lieu thereof the figures:—"1936."

DECLARATION.

The Ordinance amended by this Ordinance is hereby declared amended subject and without prejudice to any estate, right, privilege, obligation or liability vested, acquired or incurred under the said Ordinance.

SHORT TITLE.

This Ordinance may be cited as "The Diocesan Funds (Consolidated) Ordinance 1931 Amending Ordinance 1938."

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

WILFRID C. SHEATHER,
Deputy Chairman of Committees.

We certify that this Ordinance was passed this first day of June, 1938.

OLIVER N. MANNY,
IRVING C. DIGHT,
Secretaries of Synod.

I assent to this Ordinance,
ARTHUR B. TRESS,
Administrator.

16th June, 1938.