

THE GRAFTON BISHOPRIC AND ADMINISTRATION (AMENDMENT) ORDINANCE 1977

AN ORDINANCE

To further amend the Grafton Bishopric and Administration Ordinance 1936-72 which Ordinance is hereinafter referred to as the "Principal Ordinance".

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

SHORT TITLE

1. This Ordinance may be cited as "The Grafton Bishopric and Administration (Amendment) Ordinance 1977".
2. Section 5 of the Principal Ordinance is amended by inserting at the end the following:-
"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".
3. Section 6 and 7 of the Principal Ordinance are amended by omitting the word "Administrator" where ever it appears and by substituting therefor the word "President".
4. Sections 19, 20, 21, 21a and 22 and the heading "Administrator" are repealed and the following new sections and headings inserted in their place:

- "19. (i) The Bishop shall be the President of the Council of the Diocese.
- (ii) In the absence of the Bishop otherwise than in the circumstances set out in (iii) hereunder, the Commissary shall preside and if the Commissary shall not be present, the person next in ecclesiastical rank shall be President for that meeting only,
- (iii) During a vacancy in the office of Bishop, the absence from the Diocese of the Bishop for a period exceeding thirty days, or the incapacity of the Bishop arising from illness or any cause other than absence as aforesaid, the Administrator shall preside and if the Administrator shall not be present the person next in ecclesiastical rank shall be President for that meeting only.
- (iv) If the President be other than the Bishop, the Commissary or the Administrator, the decisions of the Council shall not take effect without the consent of the Bishop or the Administrator."

"The Commissary"

- "20. The Bishop by writing under his hand registered in the Registry of the Diocese may appoint some person named therein being a Priest, licensed in the Diocese, to be his Commissary. The Bishop may in like manner revoke the appointment. The office of Commissary shall become vacant upon the holder thereof ceasing to be a Priest licensed in the Diocese."

"The Administrator"

"21. During

- (i) A vacancy in the Office of Bishop;
 - (ii) The absence from the Diocese of the Bishop for a period exceeding thirty days; or
 - (iii) The incapacity of the Bishop arising from illness or any cause other than absence as aforesaid,
- the Commissary shall be the Administrator of the Diocese and shall administer the affairs of the Diocese and shall exercise the authorities, powers, rights and duties conferred or imposed upon the Bishop."

"22. Where there is no Commissary or the Commissary is not willing or able to act as Administrator then the person next in ecclesiastical rank or degree licensed and resident within the Diocese, other than the Commissary, if any, able and willing to act, shall be Administrator and shall administer the affairs of the Diocese and shall exercise the authorities, powers, rights and duties conferred or imposed upon the Bishop."

"22A. During a period of vacancy in the office of the Bishop, the Administrator for the time being shall be entitled in addition to his ordinary salary or stipend to one-half of the income appertaining to the Bishopric as shall be derived from investment of the Grafton Bishopric Endowment Fund and the remaining half of such income shall during such vacancy in the office of Bishop be applied by the Council of the Diocese at its discretion to any of the following purposes:-

- (a) To carry out such improvements, repairs and renovations to the episcopal residence as the Council of the Diocese shall determine.
- (b) To apply the balance (if any) in augmentation of the Endowment Fund."

"22B. 1) During the absence from New South Wales of the Bishop, the Commissary may exercise all the powers and functions and do and make all things referred to in the Church of England Trust Property Act 1917, or such of them as shall be referred to in such appointment, as the case may be, in place of the Bishop."

- 2) (i) During the incapacity of the Bishop arising from illness or any cause other than absence as aforesaid; or
 - (ii) During a vacancy in the office of Bishop
- the Administrator may exercise all the powers and functions and do and make all the things referred to in the Church of England Trust Property Act 1917 in place of the Bishop."

"22C. For the purpose of this Ordinance the order of precedence in ecclesiastical rank or degree shall be

- (i) the Archdeacons by order of their collation;
- (ii) the Dean of the Cathedral;
- (iii) the Rural Deans by seniority in orders;
- (iv) the Clerical Canons of the Cathedral by order of appointment or election;
- (v) all other priests licensed in the Diocese by seniority in orders.

5. The Administrator Ordinance 1957 is hereby repealed.

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

[Handwritten Signature]
.....
Chairman of Committees.

We certify that the Ordinance was passed by the Synod of the Diocese of Grafton on the seventeenth day of September, 1977.

Clerical Secretary *[Handwritten Signature]*

Lay Secretary *[Handwritten Signature]*

I assent to this Ordinance
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Bishop