

---

*Archbishop of Sydney Appointment Ordinance 1931*

---

No. 11, 1931

AN ORDINANCE to consolidate and amend Ordinances providing for the appointment of Archbishops to the Metropolitan See of Sydney.

(Assented to 4th September, 1931)

*Preamble*

WHEREAS Determination I. of General Synod 1881 Determination II. of General Synod 1886 Determination I. of General Synod 1901 and an Ordinance of the Provincial Synod of New South Wales of 1901 contain clauses specifying several separate optional methods by which a qualified person may be elected to fill a vacancy in the Metropolitan See of Sydney and the Synod of the Diocese of Sydney has adopted the said clauses and by the Ordinances of the said Diocese which are hereinafter specified has made the said clauses applicable in the case of vacancies in the said See AND WHEREAS it is expedient to provide for the use of only one of the said methods AND WHEREAS it is expedient to consolidate and set out in one Ordinance all the provisions necessary for filling the said vacancies AND WHEREAS it is also expedient in such consolidation to make certain amendments The Synod of the Diocese of Sydney in pursuance of the power conferred upon it by the Constitutions for the management and good government of the Church of England within the State of New South Wales ordains and rules as follows:—

*Repeal*

1. The Ordinances following namely:—

- (a) "Ordinances for the appointment of Archbishops to the See of Sydney 1900" Assented to 5th October 1900.
- (b) An Ordinance for accepting and adopting an Ordinance of Provincial Synod entitled "An Ordinance to provide an additional method of electing the Metropolitan 1901" Assented to 23rd September 1901.
- (c) "The additional method Ordinance for the election of The Archbishop of Sydney 1906."

are hereby repealed but such repeal shall not affect or invalidate any act done or any election or appointment made under or by virtue of the said Ordinances or any of them.

*Meeting of Synod*

2. When any vacancy shall occur in the See of Sydney the person who in such case under the Constitutions is entitled to exercise the powers thereby vested in the Archbishop shall within ten days after the passing of a resolution in that behalf by the Standing Committee of the Synod of the Diocese of Sydney summon a meeting of the Synod for filling up the vacancy of

---

## *Archbishop of Sydney Appointment Ordinance 1931*

---

the See the meeting to be holden within one month from the passing of the said resolution and on such day and at such time and place in Sydney as to the person so summoning the meeting shall seem expedient.

### *President's Address, and Nominations*

3. When the Synod shall have assembled the President shall address the Synod and then call for nominations.

### *Nominations and List of Nominations*

4. Any member of the Synod may nominate any duly qualified person for the office of Archbishop of the See of Sydney. Each nomination shall be in writing signed by the person nominating and by some other member of Synod as seconder and shall be handed to the Secretaries of the Synod. The names of all persons nominated shall be placed by the Secretaries of the Synod on a list in Alphabetical order with the names of the nominator and seconder and such list shall be handed to the President of the Synod as aforesaid who shall then announce to the Synod the names of all persons nominated and their nominators and seconders. No nomination shall thereafter be received. The Synod shall then adjourn until the following day.

### *Select List*

5. When the Synod shall meet in pursuance of the last-mentioned adjournment the President shall proceed to put the question in regard to each of the persons nominated upon the said list—"Shall (A.B.) be placed upon the Select List?" and if the question shall be carried by a majority of either order of the members of the Synod then present upon a show of hands the name of that person shall be placed upon the Select List.

### *Reducing Select List*

6. When the several names of persons nominated have been either placed on the Select List or rejected the President shall then call upon the members of Synod to vote upon the names which are upon the Select List and such names shall be put to the vote in the order in which they appear upon the said Select List and the vote upon each name shall be taken upon a show of hands or if any five members of Synod by rising in their places require a division then by a division which shall forthwith be taken in accordance with the provisions of the Standing Orders of the Synod and if the question shall be carried by a majority of each order then present and voting the name of the person so voted for shall be placed upon a List to be called the Final List provided that if the questions shall not be so carried with regard to more than two names all the names upon the Select List shall be placed upon the Final List.

---

## Archbishop of Sydney Appointment Ordinance 1931

---

### *Final List*

7. The President shall then announce to the Synod the names which have been duly placed upon the Final List. Each of the names upon the Final List shall be proposed in like manner as the names on the Select List and the vote upon each name shall be taken by orders and the person who receives a majority of the votes of each order and the highest aggregate majority of votes of all members present and voting shall be declared by the President to be elected. Provided that if no person shall receive a majority of the votes of the members of each order then present and voting then the person who receives the highest aggregate number of votes shall be declared by the President to be duly elected. Provided further that if any of the persons proposed from the Final List shall receive the unanimous vote of all the members of the Synod then present and voting no further name shall be proposed from the said list and the person obtaining the said unanimous vote shall be declared by the President to be elected.

### *Proceedings after election*

8. When a person shall have been so declared to be elected as aforesaid the President of the Synod shall transmit the name of such person together with a Certificate of his election to the Senior Bishop of the Province then within the Province for consideration by the Bishops of the Province and if the Bishops of the Province or a majority of them shall be satisfied with the canonical fitness of the person so elected and shall give notification thereof to the President of the Synod of the Diocese the election of such person shall be deemed to have been duly confirmed by the Bishops of the Province.

### *If election confirmed*

9. If the election shall be confirmed as aforesaid the person so elected shall become Archbishop of the See of Sydney upon acceptance by him and consecration if not then consecrated.

### *If confirmation refused*

10. If the Bishops of the Province or a majority of them shall not be satisfied with the canonical fitness of the person so elected and shall give notification thereof to the President of the Synod of the Diocese the said election shall be null and void and proceedings shall be taken under this Ordinance as if the vacancy in the See had occurred at the time of such notification.

### *Provision in case of delay*

11. If no notification shall have been given as aforesaid within three months from the receipt by the said Senior Bishop

---

## *Archbishop of Sydney Appointment Ordinance 1931*

---

of such certificate of election as aforesaid the said election shall be null and void and proceedings shall be taken under this Ordinance as if the vacancy in the See had occurred at the time of such election becoming null and void.

### *Provision against deadlock*

12. If any person canonically fit shall have been elected under this Ordinance and his election shall have become null and void under any of the preceding provisions of this Ordinance and the same person shall again be elected under the provisions of this Ordinance such person shall become Archbishop of the See of Sydney upon acceptance and consecration as aforesaid.

13. If any person so elected as aforesaid shall not have accepted such election or be consecrated within a reasonable time then upon a resolution in that behalf being made by the Synod of the Diocese or if the Synod be not in Session by the Standing Committee of the Synod the said election shall be null and void and proceedings shall be taken under this Ordinance as if the vacancy in the See had occurred at the time of such election becoming null and void.

14. In case a failure in filling a vacancy in the said See shall occur from any cause not hereinbefore provided for the proceedings hereinbefore directed shall be repeated until such vacancy shall be filled up as if the vacancy had occurred immediately before a resolution of the Standing Committee of the Synod declaring such failure.

### *Declaration of election*

15. When the vacancy in the said See has been filled up as aforesaid the President of the Synod shall cause a declaration thereof to be publicly made in the Cathedral Church of the Diocese during the time of Divine Service on the next Sunday the terms of such declaration being as follows:—

(Title and name of the person elected.)

of

has been duly elected Archbishop of this Diocese and as such Archbishop he is also Metropolitan of the Province of New South Wales.

### *Proceedings after declaration of election*

16. So soon as any person shall have been publicly declared to be elected Archbishop as aforesaid the President of the Synod or if the Synod be not in Session the Standing Committee of the Synod shall take such steps to give effect to such election as the Synod may direct.

17. This Ordinance may be cited as "Archbishop of Sydney Appointment Ordinance 1931."