

Church Administration Ordinance 1990 Amendment Ordinance (No. 2) 1994

Explanatory Statement

Introduction

1. The Church Administration Ordinance 1990 Amendment Ordinance 1994 had the effect, among other things, of abolishing church committees from the next annual vestry meeting of each church held after 15 April 1994. Certain of the functions of church committees were given to the parish council and others to the churchwardens.

2. In debate on the 1994 Amendment Ordinance it was suggested that parish councils could establish committees to exercise certain of the functions of parish councils. But there is no express power of delegation in the Church Administration Ordinance 1990.

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3. This Bill is to give a parish council an express power to create a committee for a church and to delegate to that committee certain rights, functions and powers which the parish council has in relation to that church.

4. Clause 1 of the Bill cites the name of the Bill and clause 2 sets out the amendments to the Church Administration Ordinance 1990.

5. It is proposed that the rights and powers of the parish council which presently appear in clause 20(2) of the Bill be incorporated into a new clause 29. It is hoped that this will highlight a provision which, to the present time, has been somewhat obscure.

6. New clause 29A will allow a parish council to create a committee for a church and to delegate to it the functions, rights and powers which the parish council has in relation to that church under clauses 28(1)(b), (d), (e), (g), (h) and (i) and clause 29 of the Church Administration Ordinance 1990.

7. A committee may comprise or include persons who are not members of the parish council. The parish council may, at any time, revoke a delegation made to any committee.

Recommendation

8. The Standing Committee recommends that the Bill be passed by Synod.

For and on behalf of the Standing Committee

MARK PAYNE
Legal Officer

March 1994