



Sydney Church of England Finance and Loans Board Ordinance 1957 Amendment Ordinance 1999

No 19, 1999

Long Title

An Ordinance to amend the Sydney Church of England Finance and Loans Board Ordinance 1957.

Preamble

A. The Sydney Church of England Finance and Loans Board (the "Board") is an authority constituted under the Sydney Church of England Finance and Loans Board Ordinance 1957 (the "Principal Ordinance").

B. It is expedient to amend the powers and authorities of the Board and other provisions of the Principal Ordinance.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows -

1. Name

This Ordinance is the Sydney Church of England Finance and Loans Board Ordinance 1957 Amendment Ordinance 1999.

2. Amendments to the Principal Ordinance

The Principal Ordinance is amended as follows -

(a) the Preamble is deleted and the following is inserted instead -

"Preamble

A. It is expedient to provide a method of financing the activities of the Anglican Church of Australia in the Diocese of Sydney without the necessity of executing formal securities.

B. It is expedient to constitute an authority to investigate certain applications for loans and administer the provisions of this Ordinance.";

(b) immediately after the matter "1." in clause 1 the heading "Name of the Board" is inserted, and the remaining matter in that clause shall commence on the next line;

(c) immediately after the matter "2." in clause 2 the heading "Functions of the Board" is inserted, and the remaining matter in that clause shall commence on the next line;

(d) in clause 2(ii) the matter "parishes, parochial districts and provisional districts" is deleted and the matter "parochial units" is inserted instead;

(e) clause 2(iii) is deleted;

(f) immediately after the matter "3." in clause 3, the heading "Membership of the Board" is inserted, and the remaining matter in that clause shall commence on the next line.

(g) in clause 3 the matter "shall act through a Council which" is deleted;

(h) immediately after the matter "4." in clause 4, the heading "Retirement of the Board Members" is inserted and the remaining matter in that clause shall commence on the next line.

(i) in clauses 4, 5, 6, 7, 8, and 9 the word "Council" where-ever it appears is deleted and the word "Board" is inserted instead;

(j) immediately after the matter "5." in clause 5, the heading "Chairman and Other Officers" is inserted, and the remaining matter in that clause shall commence on the next line;

(k) immediately after the matter "6." in clause 6, the heading "Quorum at Board Meetings" is inserted, and the remaining matter in that clause shall commence on the next line;

(l) immediately after the matter "7." in clause 7, the heading "Casual Vacancies on the Board" is inserted, and the remaining matter in that clause shall commence on the next line;

(m) immediately after the matter "8." in clause 8, the heading "Filling of Casual Vacancies etc" is inserted, and the remaining matter in that clause shall commence on the next line;

(n) immediately after the matter "9." in clause 9 the heading "Duties and Powers of the Board" is inserted, and the remaining matter in that clause shall commence on the next line;

(o) in clause 9(ii) the matter "parishes, parochial districts, provisional districts" is deleted and the matter "parochial units" is inserted instead;

(p) in clause 9(v) the matter "parish, parochial district, provisional district" is deleted and the matter "parochial unit" is inserted instead;

(q) clause 9(iv) is deleted and the following is inserted instead -

"(iv) To report quarterly to the Standing Committee, or any committee designated by the Standing Committee, on -

(A) all loans authorised by the Board;

(B) the purposes of such loans; and

(C) the uncommitted funds of the Board.";

(r) clause 9(iii) is deleted;

(s) in clause 9(vi) the matter "1944" is deleted and "1990" is inserted instead;

(t) clause 9(vii) is deleted;

(u) in clause 9(viii) the matter "To employ such stipendiary and other staff as may be necessary for the conduct of its business and to determine their duties and remuneration" is deleted and the matter "To appoint and remove officers, servants, agents and fix their remuneration, if any" is inserted instead;

(v) after clause 9(ix) the following new paragraphs are inserted -

"(x) To delegate any of its duties and powers (except those contained in this paragraph) to any person or committee of persons nominated by the Board, and revoke any such delegation.

(xi) To authorise any person or persons on its behalf to sign and execute any contract or security and to sue for and recover any moneys due to it under any contract or security."

(w) clause 9A is deleted and the following inserted instead -

"9A. Borrowing by the Board

For the purpose of performing or exercising its duties and powers the Board may borrow an amount or amounts which in total do not exceed \$2 million or such greater amount as the Standing Committee may determine from time to time by resolution.”;

(x) clause 10 is deleted;

(y) immediately after the matter “10A.” in clause 10A the heading “Review of Proposals for Mortgaging Resolutions” is inserted, and the remaining matter in that clause shall commence on the next line;

(z) immediately after the matter “11.” in clause 11 the heading “Action on Loans in Default” is inserted, and the matter in that clause shall commence on the next line;

(aa) immediately after the matter “12.” in clause 12 the heading “Notice of an Application for a Loan” is inserted, and the remaining matter in that clause shall commence on the next line;

(bb) in clause 12(i) -

(i) the matter “parish” is deleted and the matter “parochial unit” is inserted instead; and

(ii) the matter “or in the case of a provisional district or parochial district in all the churches thereof” is deleted;

(ab) in clause 12(ii) the matter “and church committee” is deleted;

(ac) immediately after the matter “13.” in clause 13 the heading “When the provisions of this Ordinance do not apply” is inserted, and the remaining matter in that clause shall commence on the next line;

(ad) clause 14 is deleted and the following is inserted instead -

“14. Compliance with the Accounts, Audits and Annual Reports Ordinance 1995

The Board shall comply with the Accounts, Audits and Annual Reports Ordinance 1995.”;

(ae) clauses 15, 16, 17 and 18 are deleted.

(af) immediately after the matter “19.” in clause 19 the heading “Definitions” is inserted, and the remaining matter in that clause shall commence on the next line;

(ag) immediately after the matter “20.” in clause 20 the heading “Commencement of this Ordinance” is inserted, and the remaining matter in that clause shall commence on the next line;

(ah) clause 21 is deleted and the following is inserted instead -

“21. Name of Ordinance

This Ordinance is the Sydney Church of England Finance and Loans Board Ordinance 1957.”.

I Certify that the Ordinance as printed is in accordance with the Ordinance as reported.

P KELL

Deputy Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 26 July 1999.

M A PAYNE

Secretary

I Assent to this Ordinance.

R H GOODHEW

Archbishop of Sydney
26/7/1999

