



## Diocesan Council Delegations Register

### Background

The Synod has many duties and obligations pursuant to its **Constitution**, and also by virtue of various Ordinances that it has passed. In most cases, these duties and obligations are expressed as duties of the Synod as a body. Given that the Synod typically meets once per year, and that it consists of more than 250 members, it is neither practical nor efficient for the Synod as a body to perform the many functions or to undertake the many activities that are required for the day to day administration of the Synod's responsibilities. The **Constitution** recognises this by creating and authorising an executive committee, the Diocesan Council, to perform many of its functions. In the interests of good governance and transparency, the Synod wishes to record the formal steps it has taken to delegate authority to make decisions, perform functions and undertake activities on behalf of the Synod.

### Basis of Authority

As the executive committee of the Synod, the Diocesan Council has *'power in the name and on behalf of the Synod to exercise or perform all or any of the rights authorities and powers of the Synod save and except the making altering or repealing of any Ordinance the altering or repealing of this Constitution and the exercise of any right authority or power to which the Synod shall by Ordinance declare that this Section shall not apply'*.

In addition, the Synod has power to delegate to *'delegate to any person persons or body any right authority or power conferred upon or exercisable by the Synod save and except the making altering or repealing of any Ordinance, the amendment of this Constitution and the exercise of any right authority or power to which the Synod shall by Ordinance declare that this paragraph shall not apply'*.

As a matter of best practice, the Synod acting through the Diocesan Council, delegates to a relevant committee or to the Secretary of Synod, which may then sub-delegate those powers and functions to relevant Diocesan Office staff.

Delegations made by the Diocesan Council to a committee or officeholder are recorded as Diocesan Council resolutions.

Sub-delegations by committees are recorded as resolutions of that committee.

Sub-delegations by the Secretary of Synod are recorded in writing and a copy of each such record of sub-delegation is reported to the body which conferred the authority.

### Principles of Delegation

By delegating powers and functions in this way to appropriate committees and officeholders, the Synod and the Diocesan Council are enabled to place greater emphasis on determining the overall directions and policies of the Synod, and on monitoring how well these are being achieved. These Principles are elaborated in the **Principles of Delegation Policy** which was adopted by the Diocesan Council on 28/11/2018.

The Synod and the Diocesan Council derive their general powers from three main sources: the Constitution, the Diocesan Council and Ministry Units Ordinance 2007 and from the Associations Incorporation Act 1985.

## The Constitution

### Powers of Synod

- 9.
- (1) Subject to the provisions of this Constitution the Synod shall have the following powers:-
- (a) to consider and if thought necessary to pass motions upon any matter concerning or affecting the Church of God or any part thereof and its members whether within or outside the Diocese;
  - (b) To consult with the Bishop on any matter on which the Bishop may agree to being consulted and to advise the Bishop;
  - (c) To make alter or repeal such Ordinances (not being repugnant to this Constitution) as shall in its opinion be necessary for or conducive to the order and good government of The Anglican Church of Australia within the Diocese;
  - (d) To purchase take on lease or in exchange, hire or otherwise acquire and hold any real or personal property, including any rights and privileges, for the purposes of the Synod, the general purposes of the Diocese, any special diocesan purpose, any purpose of or connected with The Anglican Church of Australia (whether within or outside the Diocese) or for any other religious purpose or purposes or for the advancement of religion (whether within or outside the Diocese);
  - (e) To erect buildings and to renovate repair reconstruct alter improve add to and demolish any buildings or structures now or hereafter vested in the Synod;
  - (f) To sell exchange lease let mortgage pledge hire dispose of turn to account or otherwise deal with all or any of the real and personal property of the Synod;
  - (g) To accept donations whether of real or personal estate and devises and bequests whether or not such donations devises or bequests are subject to any trusts;
  - (h) To raise or borrow money and secure the repayment thereof in such manner as the Synod shall think fit with power to issue debentures, grant mortgages, charges or securities upon or charging all or any of the property whether real or personal present or future of the Synod and to redeem or pay off either wholly or in part any existing or future security;
  - (i) To receive moneys on deposit, current account or otherwise with or without allowance of interest and to receive on deposit titles deeds leases and other securities of any description;
  - (j) To lend or advance money to any person or body either at interest or without interest and with or without security and in particular to persons parishes congregations and organisations within the Diocese and generally to receive hold invest and lay out moneys or securities for money upon and subject to such terms and conditions without any restriction whatever as the Synod may determine;
  - (k) To give any guarantee in relation to mortgages loans investments and securities whether made or effected or acquired through the agency of the Synod or otherwise and generally to guarantee or become surety for the performance of any contracts and obligations;
  - (l) To invest and deal with the moneys of the Synod not immediately required upon such securities and in such manner as may from time to time be determined by the Synod and for that purpose to acquire and hold shares, stocks, debentures, debenture stock bonds, obligations securities or notes issued or guaranteed by any company or corporation constituted or carrying on business in Australia or elsewhere and debentures debenture stock bonds obligations and securities issued or guaranteed by any government commission public body or authority, municipal, local or otherwise in Australia or elsewhere and to acquire any such

shares stock debentures debenture stock bonds obligations notes or securities by original subscription tender purchase exchange or otherwise and to subscribe for the same either conditionally or otherwise and to guarantee the subscription thereof and to exercise and enforce all rights and powers conferred by and incidental to the ownership thereof;

(m) To hold and administer any property on trust;

(n) To appoint regulate and dissolve such committees for such purposes as the Synod may from time to time determine;

(o) To delegate to any person persons or body any right authority or power conferred upon or exercisable by the Synod save and except the making altering or repealing of any Ordinance, the amendment of this Constitution and the exercise of any right authority or power to which the Synod shall by Ordinance declare that this paragraph shall not apply;

(p) To employ or dismiss such officers and employees as may from time to time be required;

(q) To do all such things as may be required by the provisions of any trust deed relating to Church property or the exercise of patronage;

(r) To do all such other acts matters or things as shall be or may appear to be incidental or conducive to the life and growth and the order and good government of The Anglican Church of Australia in the Diocese including the power to carry out exercise and accept the transfer of the powers functions and property of any other body or organisation within The Anglican Church of Australia in the Diocese;

(2) Nothing herein contained shall be deemed to restrict or in any way limit the powers conferred upon the Synod by virtue of the provisions of the Associations Incorporation Act 1956-1965 or any Act amending or replacing that Act or by any other law of the State of South Australia or the Commonwealth of Australia.

#### Powers of Diocesan Council

*The Diocesan Council has power to act in the name of the Synod.*

#### **Constitution**

22. The Diocesan Council shall be a council of advice to the Bishop and the executive committee of the Synod and subject to the provisions of the several Ordinances of the Synod and to any general or special direction of the Synod shall have power in the name and on behalf of the Synod to exercise or perform all or any of the rights authorities and powers of the Synod save and except the making altering or repealing of any Ordinance the altering or repealing of this Constitution and the exercise of any right authority or power to which the Synod shall by Ordinance declare that this Section shall not apply.

*The Diocesan Council has power to appoint committees to assist it.*

#### **Diocesan Council and Ministry Units Ordinance 2007**

##### Committees

7.

(1) The Diocesan Council may appoint such committees as the Diocesan Council thinks fit to assist the Diocesan Council in the performance of any function or to exercise any power of the Diocesan Council on behalf of the Diocesan Council.

- (2) A committee appointed under this section must have at least one member of the Diocesan Council as a member of the Committee.
- (3) If it is within the powers of a committee under this section to do so, the committee may appoint and dissolve other bodies to carry out specified functions or to advise it and other diocesan bodies on matters such as property and insurance, accounting and budgeting, investment policy, legal affairs and other matters as the committee may from time to time determine.
- (4) The Diocesan Council may at any time exercise the powers referred to in subsection (3) whether or not such powers have been conferred under subsection (1) or (3).

*The Diocesan Council has power to employ staff.*

#### **Constitution**

- (p) To employ or dismiss such officers and employees as may from time to time be required;

*The Diocesan Council has power to delegate to staff*

#### **Constitution**

- (o) To delegate to any person persons or body any right authority or power conferred upon or exercisable by the Synod save and except the making altering or repealing of any Ordinance, the amendment of this Constitution and the exercise of any right authority or power to which the Synod shall by Ordinance declare that this paragraph shall not apply;

#### **Elections and Appointments Ordinance 1980**

Obligation on Members

- 9B Any person appointed or elected to any committee or body exercising any delegated power of the Synod pursuant to any Ordinance shall in respect of that delegated power be subject to the same limitations, obligations and requirements at law as are imposed upon a member of the committee of an incorporated association, and nothing contained in this Ordinance shall limit the liability of any person for a contravention of any provisions of the *Associations Incorporation Act 1985*<sup>1</sup>.

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<sup>1</sup> The *Associations Incorporation Act 1985* does not contain specific provisions about an association's ability to delegate to others.

The following abbreviations are used in the Register:

Episcopal Standards Committee	ESC
Professional Standards Committee	PSC
Property Finance and Resources Committee	PFRC
Secretary of Synod	SoS

## The Constitution

Section	Item	Delegation
28	<p><b>Use of Seal</b></p> <p>28. Any deed instrument or document required to be made or executed under the seal of the Synod shall be deemed not to be duly made or executed unless two of the sealholders for the time being shall have signed the same and the Secretary of Synod or some other person authorised by the Diocesan Council to do so shall have countersigned the same.</p>	<i>Deputy Registrar</i>
29	<p><b>Authority</b></p> <p>The seal shall not be affixed to any deed instrument or document without the authority of the Diocesan Council or of a committee of the Diocesan Council if the Diocesan Council shall so determine<sup>2</sup>.</p>	<i>Separate paper being prepared</i>

Section	Item	Summary	Delegation	Limits
Diocesan Council and Ministry Units Ordinance 2007				

<sup>2</sup> Instrument of Delegation to be prepared: if DC has delegated authority to a committee or to a position holder, DC also grants that committee/ person authority to direct the seal be affixed to the relevant documentation.

Section	Item	Summary	Delegation	Limits
8(1)	<p><b>Records</b>            The Diocesan Council must—            (a) keep proper records of its proceedings; and            (b) furnish to the Synod an annual report of its activities and of the activities of its committees, and any other report required by the Synod from time to time.</p>		SoS	
15(3)	<p><b>Interim arrangements following repeal of MDC Ordinance</b>            The Diocesan Council may exercise such powers as may be conferred on it by the Rules of the Anglican Home Mission Society Inc.</p>			

Section	Item	Summary	Delegation	Limits
Parochial Administration Ordinance 1985				
86	<p><b>Exercise of Powers by Synod</b>  <i>(Authority to delegate)</i>            The several rights duties and powers conferred upon the Synod pursuant to Parts VI and IX of this Ordinance may be exercised by the Diocesan Council or by a committee appointed for that purpose in accordance with section 7 of the Diocesan Council Ordinance 1980.</p>			
Part III				

Section	Item	Summary	Delegation	Limits
31.	<p><b>Agent of the Synod</b>            Except as in this Ordinance expressly or impliedly otherwise provided the Parish Council shall be the agent of the Synod to execute carry out and perform all matters connected with the administration of Parish Trust Property held by the Synod for or on behalf of the parish, and shall fulfil and give effect to all the duties powers and trusts undertaken by entrusted to or conferred upon the Synod, provided that if and so often as the Parish Council shall neglect or refuse to carry out exercise and fulfil the duties powers and trusts undertaken by entrusted to or conferred upon the Synod, then the Synod may appoint some other person to be its agent to execute carry out or perform any or all of such duties powers and trusts.</p>	<p>Appoint an alternative person as Synod's agent to do things necessary for the administration of Parish trust property, where the Parish Council has refused to act.</p>	Not delegated	
Part VI				

Section	Item	Summary	Delegation	Limits
64.	<p><b>Licensed Buildings</b>  The Synod with the consent of the Parish Council shall be at liberty to set apart any portion of Parish Trust Property for a church mission hall or other building intended to be licensed by the Bishop for the purpose of worship and for such other purposes (not being inconsistent with the Declaration of Trust pursuant to which the said land is vested in the Synod) and with the like consent to revoke any such setting apart....</p>	<ol style="list-style-type: none"> <li>1. To set apart portions of Parish Trust Property (with Parish Council consent) for building to be licensed for worship.</li> <li>2. To revoke such setting apart.</li> </ol>	<ol style="list-style-type: none"> <li>1. PFRC</li> <li>2. PFRC</li> </ol>	
65.	<p><b>Rectory and Other Uses</b>  The Synod with the consent of the Parish Council shall be at liberty to set apart any other portion of Parish Trust Property for a rectory glebe school hall cemetery or for any other purpose and with the like consent shall be at liberty from time to time to revoke such setting apart or to vary the purpose...</p>	<ol style="list-style-type: none"> <li>1. To set apart portions of Parish Trust Property (with Parish Council consent) for use as rectory, school hall, cemetery or glebe.</li> <li>2. To revoke or vary such setting apart..</li> </ol>	<ol style="list-style-type: none"> <li>1. PFRC</li> <li>2. PFRC</li> </ol>	

Section	Item	Summary	Delegation	Limits
69. (2)	<p>Parochial Administration Ordinance (cont'd)</p> <p><b>Revocation of Licence</b></p> <p>The proposal (<i>to revoke a licence</i>) shall be considered by the Bishop who shall consult with the Diocesan Council and invite submissions from the Archdeacon of the area in which the parish is situated, the parish itself, members of the congregation who normally attend divine service in the building, the Parish Priest, the Parish Council, the Ministry Development Council and any other person or body the Bishop considers to be affected.</p>	To be consulted about the revocation of a licence for a church building.	PFRC	
Part VIII				
73.	<p><b>Rectory</b></p> <p>The Synod shall permit the Parish Priest to occupy the Rectory (if any) but may with the consent in writing of the Parish Priest from time to time let the rectory in accordance with the provisions of section 77 of this Ordinance.</p>	To rent out a rectory.	PFRC/SOS	

Section	Item	Summary	Delegation	Limits
75.	<b>Schools</b> Where a school is conducted on any portion of Parish Trust Property the regulations governing the conduct of such school shall be such as shall from time to time be approved by the Diocesan Council.	To approve the regulations of schools built on Parish Trust Property.	PFRC	
<b>Part IX</b>				
77.	<b>Leasing</b> The Synod with the consent of the Parish Council shall be at liberty to let any land not for the time being set apart for the purpose referred to in section 64 of this Ordinance and any other land whether set apart for any of the purposes referred to in section 65 of this Ordinance or otherwise not for the time being required to be used for the purpose (if any) for which the same shall have been set apart provided however that no Parish Trust Property shall be let for a period exceeding twenty one years without the consent of the Bishop also being in each instance first had and obtained.	With Parish Council's consent, enter a lease for Parish Trust Property for up to 21 years (other than licenced church buildings). [NB lease for more than 21 years needs Bishop's consent]	<b>1 SoS</b>  <b>2 PFRC</b>	<b>1 Annual lease value (excluding outgoings and GST) =&lt;\$100,000 &amp; Term =&lt;10 years.</b> <b>2 Term &lt; 21 years.</b>

Section	Item	Summary	Delegation	Limits
78.	<p>Parochial Administration Ordinance cont'd</p> <p><b>Mortgaging</b></p> <p>...the Synod may in its discretion mortgage any Parish Trust Property other than property for the time being set apart for use as a cemetery or upon which any consecrated church shall be erected for such amount and upon such terms and conditions as shall seem fit to the Synod and the amount so raised on mortgage shall be applied for such purposes (being purposes either expressly stated in the said resolution or if no such purposes shall have been so stated then purposes in connection with the extension or development of the work of The Anglican Church of Australia within the Diocese) as the Synod shall determine.</p>	<ol style="list-style-type: none"> <li>1. To mortgage Parish Trust Property.</li> <li>2. To decide how funds raised by mortgage are to be applied.</li> </ol>	<p>1. PFRC</p> <p>2. PFRC</p>	<p>1. Subject to financial limits to be fixed by DC.</p> <p>2.</p>

Section	Item	Summary	Delegation	Limits
79.	<p><b>Sale or Transfer: Parish Procedures</b>  Where it is desired to sell or transfer any Parish Trust Property the following provisions shall apply –  (aa) An amount-  (i) equal to 40% of the net proceeds of sale shall be retained by the Synod for the purposes of ministry development determined by the Synod; and  (ii) equal to an additional 5% shall be set aside for the support of ministry and mission in areas of need beyond the Diocese at the discretion of the Bishop of the diocese after consultation with the Parish Council,  unless the Synod determines either generally or in a particular case that a lesser or no amount shall be so retained.</p>	<ol style="list-style-type: none"> <li>1. To determine (generally or) in a specific case that less than 40% from sale of Parish Trust Property be retained by Synod.</li> <li>2. To determine (generally or) in a specific case that less than an additional 5% shall be set aside for the support of ministry and mission in areas of need beyond the Diocese.</li> </ol>	<p><b>1.PFRC</b></p> <p><i>2.PFRC</i></p>	

Section	Item	Summary	Delegation	Limits
80. (1)	<p><b>Sale or Transfer: Synod Procedures:</b>  Upon receiving from the Parish Council a resolution duly passed and confirmed pursuant to section 79 of this Ordinance and certified in manner hereinafter appearing together with copies of any objections to the resolution the Synod may in its discretion sell or transfer any Parish Trust Property for such amount and on such terms and conditions as shall seem fit to the Synod. Subject to paragraph (aa) of section 79, the purchase money shall be applied for the purpose or purposes stated in the resolution and approved by the Synod.</p>	<p>Subject to the provisions of s79 and s80(2) being satisfied, to sell or transfer any Parish Trust Property for such amount and on such terms and conditions as seem fit to PFRC.</p>	<p><b>a. SoS</b>  <b>b.PFRC</b></p>	<p><b>a.Sale price &lt;\$50k.</b> <b>b. No limit</b></p>

Section	Item	Summary	Delegation	Limits
81. (b)	<p>Parochial Administration Ordinance cont'd</p> <p><b>Extension of Time</b></p> <p>(b) Upon receiving from the Parish Council a resolution duly passed pursuant to paragraph (a) of this section and certified in the manner hereinafter appearing together with a statement of the reason or reasons for such application the Synod may in its discretion extend by not more than 12 calendar months the period determined pursuant to paragraph (e) of section 79 of this Ordinance.</p>	<p>Increase the time within which Parish Trust Property can be sold for up to 12 months, without having to recommence the internal parish approval process.</p>	PFRC	
82.	<p><b>Termination of Registration</b></p> <p>Notwithstanding anything hereinbefore contained if the Synod holds Parish Trust Property on behalf of a parish whose registration by the Synod has been terminated the Synod may upon the request of the Archdeacon of the district in which such Parish Trust Property is situated lease sell or transfer any such Parish Trust Property and may apply the proceeds of such leasing sale or transfer for such purpose or purposes of The Anglican Church of Australia within the Diocese of Adelaide as the Synod may determine.</p>	<ol style="list-style-type: none"> <li>1. To lease, sell or transfer Parish Trust Property where a parish has closed.</li> <li>2. To decide how to apply proceeds from such sale or lease.</li> </ol>	Not delegated	

Section	Item	Summary	Delegation	Limits
84. (1)	<p><b>Insurance</b>  Subject to subsection (3) all buildings, fences and other improvements for the time being erected on Parish Trust Property and all personal property and money held on behalf of the parish shall be insured and kept insured to the satisfaction of the Diocesan Council in such amounts as the Diocesan Council may from time to time prescribe and in the meantime as the Parish Council or the Vestry as the case may be shall consider appropriate against loss or damage by fire, storm, tempest, theft, and such other contingencies (if any) as the Diocesan Council may from time to time determine.</p>	<ol style="list-style-type: none"> <li>1. To arrange insurance for improvements on Parish Trust Property.</li> <li>2. To prescribe the amounts to be insured.</li> </ol>		As matter of practice, Insurance arranged by DC pursuant to <b>Insurance of Property Ordinance &amp; 84(3)</b>

Section	Item	Summary	Delegation	Limits
84. (3)	<p>The Diocesan Council in the name of the Synod and on behalf of and at the expense of the parish may effect such policies of insurance in respect of:</p> <p>(a) The property and risks mentioned in subsection (1) upon the conditions agreed to by the Diocesan Council;</p> <p>(b) The liability of the Synod or any officers of the Synod or of the parish for personal injury or damage to property; and</p> <p>(c) Personal injury by accident to voluntary workers.</p> <p>The amounts paid or payable by the Synod on behalf of the parish pursuant to this section shall be paid on demand by the Parish Council to the Synod or to such person or body as the Synod may from time to time direct.</p>	<ol style="list-style-type: none"> <li>1. To effect on behalf of parishes and at their expense, policies of insurance against property damage, public liability and personal injury.</li> <li>2. To direct the Parish Council to pay the cost of insurance to it or to a nominated third party.</li> </ol>	<p><b>1. PFRC</b></p> <p><b>2.PFRC</b></p>	

Section	Item	Summary	Delegation	Limits
84. (4)	Parochial Administration Ordinance cont'd ...In all other cases the settlement of any insurance claim and the application and expenditure of any proceeds received therefrom shall be determined by the Diocesan Council which shall have regard to any expressed wish of the Parish Council.	<ol style="list-style-type: none"> <li>1. To settle any insurance claim for an amount above the prescribed amount (currently \$15k)</li> <li>2. To decide on the application and expenditure of any proceeds received having regard to wishes expressed by Parish.</li> </ol>	PFRC	
85.	<p><b>Contracts by Parish</b></p> <p>The Parish Council shall not enter into any agreement contract or arrangement at any time for the maintenance of property for the time being subject to the provisions of this Ordinance or for the erection of any building on Parish Trust Property for an amount in excess of the amount fixed from time to time by the Diocesan Council without the prior written consent of the Diocesan Council.</p>	<ol style="list-style-type: none"> <li>1. To fix the maximum amount for which Parish Councils can enter into agreements contracts.</li> <li>2. To enter contracts for the maintenance of property or for the erection of buildings on Parish Trust Property.</li> </ol>	<p><b>1 Not delegated</b></p> <p><b>2a Parish Council</b></p> <p><b>2b SoS</b></p> <p><b>2c PFRC</b></p>	<p><b>2a &lt;\$15k</b></p> <p><b>2b &lt;\$50k</b></p> <p><b>2c no limit</b></p>

Section	Item	Summary	Delegation	Limits
85A (1)	<p><b>Parish Contracts and Synod Loans to Parishes Guaranteed by the Synod</b></p> <p>The Synod may</p> <p>(a) agree to act as Guarantor of the undischarged obligations of a Parish Council with respect to any agreement, contract or arrangement;</p> <p>(b) lend money to a Parish Council for any proper purpose upon such terms and conditions as the Synod shall think fit.</p> <p>The provisions of this section shall apply as between the Synod and the Parish Council to any agreement, guarantee or loan.</p>	<ol style="list-style-type: none"> <li>1. To decide that Synod will act as guarantor of obligations of a Parish Council with respect to any agreement, contract or arrangement.</li> <li>2. To lend money to a Parish Council on terms and conditions set by Synod.</li> </ol>	<p><i>1a SoS</i></p> <p><b>1b PFRC</b></p> <p><b>2a SoS</b></p> <p><b>2b</b></p>	<p><i>1a Contracts agreements etc &lt;\$50k and &lt;10 years</i></p> <p><i>1b No limit</i></p> <p><i>2a Loans &lt;\$50k and &lt;10 years.</i></p> <p><i>2b No limit</i></p>
85A. (2)(b)	<p>If the Parish Council shall default in the performance of a Parish Obligation under an agreement for a loan from the Synod, the Synod may give notice to the Parish Council demanding repayment of the outstanding principal and interest thereon.</p>	<p>To issue a demand for repayment of a loan, following Parish default.</p>	<p><b>SoS</b></p>	

Section	Item	Summary	Delegation	Limits
85A. (3)(b)	<p>If within one (1) month of the date of the posting of the notice the Parish Council shall have failed to discharge the unfulfilled obligation then:-</p> <p>...(b) the control and management of the applicable Parish Trust Property shall be vested in the Diocesan Council until the provisions of this sub-section cease to apply;</p>	<p>To exercise control and management of Parish Trust Property where the Parish Council no longer has Synod's authority to do so (where the provisions of 85A(3)(a)) are satisfied.</p>	<p>SoS PFRC</p>	

Section	Item	Summary	Delegation	Limits
85A. (4)	<p>Parochial Administration Ordinance cont'd</p> <p>For the purpose of discharging the unfulfilled Parish Obligation the Synod may with respect to any applicable Parish Trust Property:-</p> <p>(a) mortgage such applicable Parish Trust Property or any part thereof for such amount and upon such terms and conditions as shall seem fit to the Diocesan Council; or</p> <p>(b) sell any such applicable Parish Trust Property or any part thereof in its absolute discretion for such amount and on such terms and conditions as shall seem fit to the Diocesan Council .</p> <p>The Synod shall be entitled to receive the proceeds of any such mortgage or sale which it shall apply first towards the discharge of the unfulfilled Parish Obligation, secondly to pay any costs or expenses incurred by the Synod and thirdly to account to the Parish Council for and make payment of any surplus.</p>	<p>To mortgage or sell Parish Trust Property and to apply the proceeds first towards the discharge of the unfulfilled Parish Obligation, second to pay the costs or expenses incurred by Synod and then to account to the Parish Council for any surplus.</p>	PFRC	

Section	Item	Summary	Delegation	Limits
85A. (5)	Whilst the provisions of subsection (3) apply then none of the usual parish officers shall be entitled to transact upon any general Parish operating account opened pursuant to the provisions of Section 51(1)(h) save for the obligation to ensure that all Parish money received during such period is nevertheless paid into such account. The Diocesan Council shall appoint an operator for any such account to effect the disbursement of moneys on behalf of the Parish....	To appoint an operator of the Parish's operating (bank) account to effect the disbursement of moneys on behalf of the Parish.	PFRC	
85A. (6)	Whilst the provisions of subsection (3) apply (unless the Diocesan Council otherwise resolves) no person elected as a representative of the Parish or of any congregation thereof shall be entitled to attend or take part in the deliberations of any session of the Synod.	To lose entitlement to lay representation at Synod.	Not delegated	
85A. (7)	Once the breach of a Parish Obligation has been remedied and, if applicable, the Synod has no outstanding obligation as Guarantor, the Diocesan Council may resolve that the provisions of subsection (3) hereof shall cease to apply to the Parish Trust Property under its control...	(When stipulated conditions are satisfied) to resolve that the provisions of subsection (3) shall cease to apply.	PFRC	

Section	Item	Summary	Delegation	Limits
85B (I)	<p>Parochial Administration Ordinance cont'd</p> <p><b>Manager of Parish Property and Financial Affairs</b></p> <p>If-</p> <p>(a) A parish refuses to pay the whole or part of its synodal assessment, refuses to lodge a return in accordance with the Assessment Ordinance 1985 or refuses to comply with any other requirements under that Ordinance;</p> <p>(b) the Parish Council refuses to carry out any of its duties under section 29(a), (b), (c), (g) or (j) of this Ordinance; or</p> <p>(c) the churchwardens refuse or fail to carry out any of their duties under section 51(1) (e) or (h) of this Ordinance;</p> <p>Diocesan Council shall request the Archdeacon of the area to attempt to resolve the default either by conciliation or by a process of mediation before an independent mediator. The Archdeacon shall represent the Synod in any such process and shall report to Diocesan Council on the outcome of the process.</p>	<ol style="list-style-type: none"> <li>1. To request the Archdeacon of the area to attempt to resolve a parish default (as specified) either by conciliation or mediation before an independent mediator.</li> <li>2. To receive the Archdeacon's report on the outcome of the process.</li> </ol>	<p>1PFRC</p> <p>2PFRC</p>	

Section	Item	Summary	Delegation	Limits
85B (2)	If after conciliation or mediation the default remains unresolved the Diocesan Council may by written notice of default require the defaulting party to remedy the default within thirty days after service of the notice. A copy of the notice shall be sent to the Parish Priest and to each lay Synod representative of the Parish.	To require the defaulting party to remedy the default within 30 days service of written notice.	PFRC	

Section	Item	Summary	Delegation	Limits
85B (3)	<p>(3) (a) If the default is not rectified within the period of thirty days after service of notice upon the defaulting party the Diocesan Council may appoint a Manager to take control of and manage the property and financial affairs of the parish for such period as the Diocesan Council thinks fit. Before appointing a manager Diocesan Council, through the Archdeacon of the area, will consult with the vestry of the parish.</p> <p>(b) The Diocesan Council may extend or terminate the term of appointment of a Manager if in the opinion of the Diocesan Council the circumstances require it.</p> <p>(c) If the Manager dies, resigns or in the opinion of the Diocesan Council becomes physically or mentally incapable of performing his or her duties, the Diocesan Council may terminate the appointment of the Manager and appoint a new Manager for the balance of appointment.</p>	<p>1. (If stipulated conditions exist and after consultation with the parish vestry through the area Archdeacon,) to appoint a Manager to take control of and manage the property and financial affairs of the parish for such period as is deemed fit.</p> <p>2. To extend or terminate appointment of Parish Manager.</p> <p>3. To appoint a new Parish Manager for the balance of the appointment.</p>	<p>1 PFRC</p> <p>2 PFRC</p> <p>3 PFRC</p>	

Section	Item	Summary	Delegation	Limits
85B (4)	Parochial Administration Ordinance cont'd To be eligible for appointment as a Manager a person must be a communicant member of the Anglican Church of Australia and have, in the opinion of Diocesan Council, appropriate expertise and experience to act as a Manager.	Decide if the proposed Parish Manager has appropriate expertise and experience.	PFRC	
85B (8)	The Manager shall: (b) subject to any direction given in writing by or on behalf of the Diocesan Council, ...	To give directions to the Manager.	PFRC	
85B (8)	(f) within three months after his or her appointment report in writing to the Diocesan Council or to its nominated committee on the property and financial affairs of the parish in such form as may be directed by the Diocesan Council or its nominated committee and thereafter submit further reports to the Diocesan Council or its nominated committee at intervals of no less than six months during the period of management;	1. To receive reports from the Manager (within 3 months of appointment and thereafter at intervals of not less than 6 months intervals). 2. To direct the form the Manager's report is to take.	PFRC	

Section	Item	Summary	Delegation	Limits
85B (9)	<p>The Manager shall have ... the following further powers:</p> <p>(f) with the prior approval of the Diocesan Council to seek advice and assistance from a solicitor, accountant or other qualified professional person to assist him or her in his or her duties;</p> <p>(g) to refer any matter to Diocesan Council for advice or direction;</p>	<p>1. To approve a Parish Manager's request for authority to seek advice or assistance from external advisor.</p> <p>2. To receive and respond to requests for advice from Parish Manager.</p>	<p>1 PFRC</p> <p>2 PFRC</p>	
85B (9)	<p>Parochial Administration Ordinance cont'd</p> <p>The Manager shall have ... the following further powers:</p> <p>(k) subject to any agreement made with Diocesan Council to recover his or her professional management fees from the income and financial investments of the parish.</p>	<p>To make an agreement with the Manager concerning recovery of the Manager's professional management fees</p>	<p>PFRC</p>	

Section	Item	Summary	Delegation	Limits
85B (11)	When the term of appointment of the Manager or extension thereof has expired the Diocesan Council shall notify the Parish Council and the churchwardens by notice in writing that the management of the property and financial affairs of the parish under this section has been completed.	To notify the Parish Council and churchwardens that the management of the property and financial affairs of the parish has been completed.	PFRC	

Section	Item	Summary	Delegation	Limits
<b>Assessment Ordinance 1985</b>				
3(1)	On or before the 1st day of April in each year every parish shall furnish to the secretary of Synod a complete financial return in the form required by Diocesan Council of the receipts and payments of such parish and every congregation which forms part of that parish for the previous parish financial year.	To stipulate the form and content required for the parish financial return.	PFRC	
3(2)	If required by Diocesan Council each parish shall provide to the secretary of Synod such books of account and documents as the Diocesan Council may consider necessary in order to determine the parish income.	To determine if it is necessary for each parish to provide books of account to the Secretary of Synod.	PFRC	
3(6)	The Diocesan Council may grant an extension of time for the calculation of assessment should this be necessary.	Application by parish to pay assessment by instalments or for extension of time to furnish completed assessment.	PFRC	
4(6)	<b>Initial Assessment</b> The Diocesan Council may, on such conditions as the Diocesan Council may determine, allow a parish or parishes to pay any initial determination of assessment under subsection (4) or any amount payable under subsection (5) at a time or in instalments specified by the Diocesan Council rather than in monthly instalments.	To allow a parish or parishes to pay any initial determination of assessment under subsection (4) or any amount payable under subsection (5) at a time or in instalments specified and on such conditions as may be specified.	PFRC	

Section	Item	Summary	Delegation	Limits
5	<p><b>Default in Furnishing Returns</b>            If the return required by section 3 of this Ordinance is not furnished to the Diocesan Council in compliance with section 3 of this Ordinance the assessable income of the parish shall be such amount as the Diocesan Council shall determine.</p>	<p>To determine a parish's assessable income where the parish has defaulted in its obligation to furnish a parish financial return.</p>	<p><i>PFRC</i></p>	
17	<p><b>Default in Payment of Assessment</b>            Should a parish neglect or refuse to pay the assessment by the 31st day of December in any year, the lay members of the Synod representing that parish shall be excluded from sessions of the Synod from that date until the assessment is paid unless the Diocesan Council otherwise determines.</p>	<p>To lose entitlement to lay representation at Synod.</p>	<p>Not delegated</p>	

Section	Item	Summary	Delegation	Limits
17A(1)	<p><b>Remission of assessment</b>  The Diocesan Council may, after receiving a report thereon from the Finance Committee, and if it is satisfied that there is no reasonable prospect of the parish being able to pay its assessment or a previous assessment and that it is in the best interests of the parish to take action under this section, remit the whole or any part of the assessment or of any previous assessment, and thereupon the parish shall only be required to pay the balance (if any) of such assessment and at the time or times determined by the Diocesan Council.</p>	To remit the whole or a portion of unpaid parish assessment.	Not delegated	
18. (1)	"Assessable income" of a parish means the parish income of the parish less expenses of such nature as the Diocesan Council shall from time to time determine;	To determine what expenses can be deducted from assessable income.	PFRC	

Section	Item	Summary	Delegation	Limits
The Auditors Ordinance 1986				
3. (1)	<p><b>Appointment of Auditors</b> At the first meeting of the Diocesan Council following the annual session of the Synod held in an election year referred to in section 14 of the Constitution the Diocesan Council shall appoint an auditor who subject to subsection (2) shall be responsible for the continuous auditing of all funds under and within the control of the Synod.</p>	To appoint Synod auditor.	Not delegated.	
3. (2)	<p><b>Appointment of Auditors</b> The Diocesan Council may appoint a separate auditor for particular funds under and within the control of the Synod who shall be responsible for the continuous auditing of such funds.</p>	To appoint a separate auditor for particular funds.	Not delegated.	

Section	Item	Summary	Delegation	Limits
The Cathedral Ordinance 2013				
31.	<b>Leasing<sup>3</sup></b> The Synod with the consent of the Cathedral Council shall be at liberty to let any land comprised in the Cathedral property other than land on which the Cathedral is erected and not for the time being required for use in connection with the functions of the Cathedral provided however that no such land shall be let for a period exceeding twenty-one years without the consent of the Bishop also being in each instance first had and obtained.	With Cathedral Council's consent, enter a lease for Cathedral property for up to 21 years (other than the Cathedral). [NB lease for more than 21 years needs Bishop's approval.]	Not delegated	

<sup>3</sup> s34. Cathedral Ordinance 2013. The several rights, duties and powers conferred upon the Synod pursuant to sections 31, 32 and 33 of this Ordinance may be exercised by the Diocesan Council in accordance with the provisions of section 22 of the Constitution only if passed by a majority of two-thirds of the Diocesan Council.

Section	Item	Summary	Delegation	Limits
32.	<p><b>Mortgaging<sup>4</sup></b>  The Synod with the consent of the Cathedral Council shall be at liberty to mortgage any land comprised in the Cathedral property other than the land on which the Cathedral is built upon such terms and conditions as shall seem fit to the Synod and the amount so raised on mortgage shall be applied for such purposes (being purposes either expressly stated in the resolution of the Synod or if no such purposes shall have been stated then purposes in connection with the extension or development of the work of The Anglican Church of Australia within the Diocese) as the Synod shall determine. Monies so raised on mortgage and applied not for any purpose expressly stated in the said resolution but for purposes in connection with the extension or development of the work of The Anglican Church of Australia within the Diocese selected by the Synod shall not be deemed to be "amounts borrowed by the Parish" within the meaning of section 29 of the Parochial Administration Ordinance 1985.</p>	<ol style="list-style-type: none"> <li>1. To mortgage Cathedral Property.</li> <li>2. To decide how funds raised by mortgage are to be applied.</li> </ol>	Not delegated	

<sup>4</sup> 34. The several rights, duties and powers conferred upon the Synod pursuant to sections 31, 32 and 33 of this Ordinance may be exercised by the Diocesan Council in accordance with the provisions of section 22 of the Constitution only if passed by a majority of two-thirds of the Diocesan Council.

Section	Item	Summary	Delegation	Limits
33.	<p><b>Sale or transfer<sup>5</sup></b>  The Synod with the consent of the Cathedral Council and the Chapter shall be at liberty to sell or transfer any land comprising part of the Cathedral property other than land on which the Cathedral is built, for such amounts and on such terms and conditions as shall seem fit to the Synod. The purchase monies shall be applied for the purposes of the life and ministry of the Cathedral in such manner as the Cathedral Council shall determine.</p>	<p>To sell Cathedral property for amc and on terms set by Synod.</p>	<p>Not delegated</p>	

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<sup>5</sup> 34. The several rights, duties and powers conferred upon the Synod pursuant to sections 31, 32 and 33 of this Ordinance may be exercised by the Diocesan Council in accordance with the provisions of section 22 of the Constitution only if passed by a majority of two-thirds of the Diocesan Council.

Section	Item	Summary	Delegation	Limits
35.	<p><b>Contracts by Cathedral Council</b>            The Cathedral Council shall not enter into any agreement contract or arrangement at any time for the maintenance of the Cathedral property or for the erection of any building on Cathedral property for an amount in excess of the amount fixed from time to time by the Diocesan Council without the prior written consent of the Diocesan Council. Unless the Diocesan Council shall otherwise determine, the amount referred to in this section shall be the amount fixed from time to time for the purposes of section 85 of the Parochial Administration Ordinance 1985.</p>	<ol style="list-style-type: none"> <li>1. To consent to contracts for maintenance or building on Cathedral property for amounts in excess of prescribed amount.</li> <li>2. To prescribe the amount referred to above.</li> </ol>	1a Cathedral Council 1b Not delegated 2. Not delegated	Cathedral Council <\$15k
37.	<p><b>Diocesan Grant</b>            In recognition of the Cathedral's place in the life and ministry of the Diocese the Synod shall in each year make a grant to the Cathedral. Such grant shall be payable in such amount or amounts and at such time or times as the Diocesan Council may determine and shall be reported to the Synod.</p>	To make a grant to the Cathedral.	Not delegated	

Section	Item	Summary	Delegation	Limits
38. (1)	<p><b>Designated Services</b>  For the purposes of this Ordinance and the Assessment Ordinance 1985, a "designated service" is a service conducted in the Cathedral and after consultation with the Dean designated as such by the Diocesan Council or the Bishop and at which service the collection is to be for the benefit of a particular Church body. There shall be a maximum of three such services in any one calendar year. Prior to the holding of any such service the Diocesan Secretary or the Bishop shall give written notice to the Dean that the service is a designated service.</p>	<p>To designate a Cathedral service at which the collection shall be for the benefit of a particular ministry.</p>	<p>Not delegated</p>	

Section	Item	Summary	Delegation	Limits
Clergy Discipline Ordinance 1983				
8A(3)	<p><b>Charge arising from secular proceedings</b></p> <p>Whilst a charge to which this section relates is pending before the Diocesan Tribunal then the Bishop may, with the concurrence of the Diocesan Council, suspend the member of the clergy from his or her duties and office in accordance with the provisions of section 61 of the Constitution of the Anglican Church of Australia until the determination of the charge. In that event, the Bishop shall make such other arrangements for the performance of those duties and office as the Bishop shall see fit. The suspension of duties and office shall continue until such time as there is an order otherwise made by the Diocesan Tribunal.</p>	To concur with Bishop's intention to suspend a clergy person.	Not delegated	

Section	Item	Summary	Delegation	Limits
8A(4)	The Bishop in consultation with the Diocesan Council shall determine whether the suspension shall be with or without payment of stipend. If a stipend is to be paid to the member of the clergy during the period of suspension then the cost shall (unless otherwise determined) be met by the Parish or agency of the Synod for the period of up to three (3) months and thereafter shall be paid by the Synod. The decision as to whether or not a stipend is to be paid during the period of suspension may be reviewed from time to time by the Bishop in consultation with the Diocesan Council.	To confer with the Bishop as to whether stipend to be paid to the clergy person during suspension from duties.	Not delegated	

Section	Item	Summary	Delegation	Limits
Election of a Bishop Ordinance 2002				
9 b	If the Synod shall fail on three successive occasions to elect a Bishop then the Synod may, either absolutely or subject to any conditions it may think fit to impose, delegate its power and authority to elect a Bishop to the members of the House of Bishops for the time being of the General Synod of the Anglican Church of Australia, and the election shall be made by them in such manner as they shall determine.	To delegate Synod's power and authority to elect a Bishop to House of Bishops of General Synod.	Not delegated	

Section	Item	Summary	Delegation	Limits
<b>Elections and Appointments Ordinance 1980</b>				
5.	<p><b>Nominations</b> Nominations for such elections shall - (c) be accompanied by such details in writing of the person nominated as may be prescribed by the Diocesan Council and as may assist members of the Synod to vote effectively, and ...</p>	To prescribe details to be provided about nominees standing for election.	SoS	
7(4)	<p><b>Election</b> If the number of persons nominated is less than the number of persons required to be elected then the Diocesan Council shall appoint such persons as are required to fill the vacancy.</p>	To appoint persons to fill vacancies not filled by election.	Not delegated	
9(1)	<p><b>Casual Vacancies</b> Casual vacancies in any office to which this Part applies shall be filled by the Diocesan Council.</p>	To fill casual vacancies.	Not delegated	

Section	Item	Summary	Delegation	Limits
11	<p><b>General Synod - Time of Election of Candidates</b></p> <p>At any time before a session of the Synod is convened the Bishop, in consultation with the Diocesan Council, may determine that such session shall be an election session of the Synod for the purposes of this Part and an election of clerical and lay candidates for appointment as clerical and lay representatives of the Diocese to the General Synod shall be held at such session.</p>	<p>To consult with the Bishop about designating an annual session of Synod to be one at which the Diocese's General Synod representatives will be elected.</p>	<p>Not delegated</p>	

Section	Item	Summary	Delegation	Limits
19. (1)	<p><b>Election by Diocesan Council</b>            If, when the Bishop in accordance with the Constitution of The Anglican Church of Australia is required to convene the prescribed number of clerical and lay representatives of the Diocese at an ordinary or a special session of the General Synod, there has been no election of candidates pursuant to this Part within one year preceding such date and if there will be no session of the Synod at which, in the opinion of the Bishop, an election of candidates pursuant to this Part can conveniently be held the candidates for appointment as clerical and lay representatives to the General Synod shall be elected by the Diocesan Council voting as a whole, and the provisions of section 15 of this Ordinance shall apply to such election.</p>	<p>In prescribed circumstances, to elect the Diocese’s General Synod representatives</p>	<p>Not delegated</p>	

Section	Item	Summary	Delegation	Limits
20.	<p><b>Representatives to Report to Synod</b>  Prior to every session of the General Synod the Diocesan Council shall appoint two of the representatives of the Diocese to the General Synod to prepare a report on the proceedings of such session which report shall be presented as soon as practicable to the Synod.</p>	<p>To appoint two representatives to report to Synod on the proceedings at General Synod.</p>	<p>Not delegated</p>	
23.	<p><b>Synod Solicitor and Advocate</b>  The Synod Solicitor or Solicitors and the Church Advocate (if any) shall be appointed by the Diocesan Council and shall each hold office until the Diocesan Council shall declare such office vacant.</p>	<p>To appoint the Synod Solicitor and the Church Advocate.</p>	<p>Not delegated</p>	

Section	Item	Summary	Delegation	Limits
Episcopal Standards Ordinance 2015				
6.	<p><b>Approval of code of conduct</b> The Synod or the Diocesan Council may from time to time by resolution approve a code of conduct for observance by the Diocesan bishop, which does not make provision for any matter concerning faith, ritual or ceremonial.</p>	To approve a code of conduct.	Not delegated	
7.	<p><b>Promotion of code of conduct</b> The Diocesan Council through the ESC and by such other means as may be considered appropriate must take such steps as may be necessary or desirable to promote the knowledge, understanding and observance in the Church of the code of conduct.</p>	To take steps to promote knowledge etc of the code of conduct.	Not delegated	
11. (1)	<p><b>Making and content of protocol</b> The Diocesan Council must from time to time consider and approve a protocol or protocols not inconsistent with this Ordinance for implementation in relation to complaints.</p>	To consider and approve a protocol for the handling of complaints.	Not delegated	

Section	Item	Summary	Delegation	Limits
12.	<p><b>Promoting knowledge and understanding of any protocol</b>  The Diocesan Council through the Director and the ESC and by such other means as they may consider appropriate must take such steps as may be necessary or desirable to promote throughout the community knowledge and understanding of any protocol.</p>	To take steps to promote knowledge and understanding of the protocol.	Not delegated	
13. (1)	<p><b>Establishment of ESC</b>  There shall be an Episcopal Standards Committee constituted in accordance with the provisions of this Part.  (2) The members of the ESC including its chair shall be appointed by the Diocesan Council, meeting when the Diocesan bishop is not present.  (3) The members of the ESC shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council, meeting when the Diocesan bishop is not present</p>	<ol style="list-style-type: none"> <li>1. To appoint members of the</li> <li>2. To determine the terms and conditions upon which ESC members hold office.</li> </ol>	Not delegated	
16(h)	<p><b>Functions of ESC</b>  Subject to any limit imposed by the Diocesan Council to authorise such expenditure as may be necessary or appropriate to implement, in a particular case, a protocol and the provisions of this Ordinance;</p>	To impose limit on how much ESC expend on implementation of pro	Not delegated	

Section	Item	Summary	Delegation	Limits
18	<p><b>Appointment of Director</b>            (1) There shall be a Director of Episcopal Standards.            (2) The Director shall be appointed by the Diocesan Council meeting when the Diocesan bishop is not present.            (3) The Director shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council meeting when the Diocesan bishop is not present.</p>	<ol style="list-style-type: none"> <li>1. To appoint a Director of Episcopal Standards.</li> <li>2. To determine the terms and conditions upon which Director of Episcopal Standards holds office.</li> </ol>	Not delegated	
34. (1)	<p><b>Appointment of members of panel</b>            The members of the panel shall be appointed by the Diocesan Council, meeting when the Diocesan bishop is not present.            (2) The members of the panel shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council, meeting when the Diocesan bishop is not present.            (3) Any vacancy in the membership of the panel shall be filled by the Diocesan Council, meeting when the Diocesan bishop is not present.</p>	<ol style="list-style-type: none"> <li>1. To appoint members of the Episcopal Standards panel.</li> <li>2. To determine the terms and conditions upon which members of the Episcopal Standards panel hold office.</li> <li>3. To fill any vacancy in the panel.</li> </ol>	Not delegated	

Section	Item	Summary	Delegation	Limits
46.	<p><b>Matters to be considered by ESC or Board before recommending</b>            Before making a recommendation under this Part, the ESC or the Board (as the case may be) must take into account:(e) after consultation with the Diocesan Council, the effect on the Diocesan bishop, and on the Church and its reputation of acting and of not acting under this Part;</p>	To be consulted about the effect a proposed recommendation would have on the Bishop and on the Church.	Not delegated	
64. (1)	<p><b>Appointment of members of Review Board Panel</b>            The members of the panel shall be appointed by the Diocesan Council, meeting when the Diocesan bishop is not present.            (2) The members of the panel shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council, meeting when the Diocesan bishop is not present.            (3) The members of the panel may constitute or include the members of an equivalent body either generally or for a particular complaint or matter.            (4) Any vacancy in the membership of the panel shall be filled by the Diocesan Council, meeting when the Diocesan bishop is not present.</p>	<ol style="list-style-type: none"> <li>1. To appoint members of the Review Board Panel.</li> <li>2. To determine the terms and conditions upon which members of the Review Board Panel hold office.</li> <li>3. To fill any vacancy in the panel.</li> </ol>	Not delegated	

Section	Item	Summary	Delegation	Limits
107.	<p><b>Indemnification of those with functions under the Act</b>  The Diocesan Council must and is hereby authorised, out of church funds under the control of the Diocesan Council, to indemnify – <i>members of ESC functionaries named in Ordinance</i></p>	To indemnify ESC functionaries specified in the Ordinance.	SoS	
108.	<p><b>Making amending or repealing regulations</b>  The Diocesan Council may from time to time make amend or repeal regulations, not inconsistent with the provisions of this Ordinance, providing for records arising out of or incidental to the operation of this Ordinance, and for all or any of the purposes whether general or to meet particular cases, which may be convenient for the administration of this Ordinance or which may be necessary or expedient to carry out the objects and purposes of this Ordinance.</p>	To make or repeal regulations about records arising from this Ordinance.	Not delegated	

Section	Item	Summary	Delegation	Limits
The Insurance for Members of The Clergy Ordinance 1980				
2.	<p><b>Sickness and Accident Insurance</b>  The Synod on behalf of and at the expense of each parish may effect a policy or policies of insurance in respect of the personal sickness of or accident to the member of the clergy responsible for or assisting in the pastoral care in that parish. Such policy or policies shall be effected with such insurance company or companies and in such amounts and upon such conditions as the Diocesan Council shall from time to time determine.</p>	<p>To effect personal sickness and accident insurance for parish clergy and to determine which insurance company and the amount of cover to be provided.</p>	PFRC	
3.	<p><b>Payment of premiums</b>  ...in the case of a parish comprising two or more congregations such amount if not paid by the parish shall be payable by the congregation determined by the Diocesan Council to be the principal congregation of that parish and the other congregation or congregations comprising such parish shall pay to the principal congregation such proportion of the amount as they shall agree between them or in default of agreement as determined by the Diocesan Council.</p>	<p>In case of dispute, to apportion cost of insurance between congregations within a parish.</p>	PFRC	

Section	Item	Summary	Delegation	Limits
4.	<p><b>Default in Payment</b> Should a parish or congregation as the case may be neglect or refuse to pay to the Synod within three calendar months any sum demanded pursuant to section 3 of this Ordinance the lay members of the Synod representing the congregations comprising that parish shall be excluded from sessions of the Synod until the full amount has been paid or until the Diocesan Council shall otherwise determine.</p>	<p>To determine whether defaulting parish should not be excluded from lay representation at Synod.</p>	<p>Not delegated</p>	
6.	<p><b>Other Persons Eligible</b> The Diocesan Council may permit members of the clergy whose ordinary stipend is paid by an institution or organisation other than a parish to be included in any policy or policies effected pursuant to this Ordinance provided that the Diocesan Council is satisfied as to the arrangements made for the institution or organisation to pay to the Synod the appropriate premium.</p>	<p>To include non-parish based clergy in insurance effected by Synod, subject to suitable cost recovery arrangements being in place.</p>	<p>PFRC</p>	

Section	Item	Summary	Delegation	Limits
The Insurance of Property Ordinance 1984				
2.	<p><b>The Synod may Insure</b></p> <p>The Synod on behalf of and at the expense of each person or body on whose behalf it holds any real property may insure all buildings, fences and other improvements for the time being erected thereon and all personal property and money held on behalf of such person or body and shall keep the same insured in such amounts as the Diocesan Council may from time to time prescribe against loss or damage by fire, storm, tempest, theft and such other contingencies (if any) as the Diocesan Council may from time to time determine.</p>	<ol style="list-style-type: none"> <li>1. To arrange property and contents insurance for property that it holds on behalf of others.</li> <li>2. To determine the amounts insured and what additional risks to be insured against (must cover against fire, storm, tempest, theft).</li> </ol>	PFRC	

Section	Item	Summary	Delegation	Limits
4.	<p><b>Risks the Subject of Insurance</b></p> <p>The power to effect insurance pursuant to this Ordinance shall include the effecting of policies of insurance in respect of:</p> <p>(a) The property and risks mentioned in section 2 hereof upon the conditions determined from time to time by the Diocesan Council;</p> <p>(b) The liability of the Synod or any officers of the Synod or of the person or body on whose behalf property is held for personal injury or damage to property arising out of the use of such property; and</p> <p>(c) Personal injury by accident to voluntary workers.</p>	<p>To effect insurance in respect of:</p> <p>(a) the property and risks mentioned in section 2 hereof upon the conditions determined from time to time by the Diocesan Council;</p> <p>(b) The liability of the Synod or any officers of the Synod or of the person or body on whose behalf property is held for personal injury or damage to property arising out of the use of such property; and</p> <p>(c) Personal injury by accident to voluntary workers.</p>	PFRC	

Section	Item	Summary	Delegation	Limits
Long Service Leave Ordinance 1992				
3	<p><b>Payment of Contributions</b></p> <p>(1) The amount payable to the proper officer of the diocese pursuant to section 33 of the Canon shall be paid to the Synod by such periodic instalments as the Diocesan Council shall from time to time determine.</p> <p>(2) In the case of a parish comprising two or more congregations, if any instalment is not paid by the parish such instalment shall be payable by the congregation determined by the Diocesan Council to be the principal congregation of that parish and any other congregation or congregations comprising such parish shall pay to the principal congregation such proportion of the instalment as they shall agree between them or in default of agreement as determined by the Diocesan Council.</p>	To determine amount of parishes' periodic payments to Synod, and if there's a dispute to apportion contributions between congregations in a parish.	PFRC	

Section	Item	Summary	Delegation	Limits
<b>Professional Standards Ordinance 2015</b>				
3.	<p><b>Membership of equivalent bodies</b></p> <p>2) The Diocesan Council may enter into such agreements or arrangements as it sees fit with the relevant authority of another diocese as to the terms on which the powers and functions of the equivalent bodies or persons of that diocese are to be exercised by the persons holding office in or as delegates of the PSC, or by the members or the secretary of the Board or of the Review Board.</p>	To enter agreements with authorities of other dioceses concerning the exercise by Adelaide's PSO officeholders of similar functions for other Dioceses.	Not delegated	
6.	<p><b>Approval of Code of Conduct</b></p> <p>The Synod or the Diocesan Council shall from time to time by resolution approve a Code of Conduct for observance by Church workers in the diocese.</p>	To approve a Code of Conduct for Church workers.	Not delegated	
7.	<p><b>Promotion of Code of Conduct</b></p> <p>The Diocesan Council through the PSC and by such other means as may be considered appropriate shall take such steps as may be necessary or desirable to promote the knowledge, understanding and observance in this Church of any code of conduct applicable in the diocese.</p>	Through the PSC, to take steps to promote knowledge etc of the Code of Conduct.	Not delegated	

Section	Item	Summary	Delegation	Limits
8. (1)	<b>Making and content of protocols</b> The Diocesan Council must from time to time consider and approve a protocol or protocols not inconsistent with this Ordinance for implementation in relation to information and complaints.	To consider and approve protocol(s) for handling of information and complaints.	Not delegated	
10. (1)	<b>Functions of the PSC</b> (j) subject to any limit imposed by the Diocesan Council to authorise such expenditure as may be necessary or appropriate to implement, in a particular case, a protocol and the provisions of this Ordinance;	To impose limit on how much PSC expend on implementation of pro	Not delegated	
11. (1)	<b>Membership of the PSC</b> The members of the PSC shall be appointed by the Diocesan Council. (2) The members of the PSC shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council. (6) The chair of the PSC must be appointed by the Diocesan Council.	1. To appoint members of the PSC 2. To determine terms and conditions upon which PSC members hold office. 3. To appoint the Chair of the PSC.	Not delegated	

Section	Item	Summary	Delegation	Limits
15.	<p><b>Appointment</b></p> <p>(1) There shall be a Director of Professional Standards.</p> <p>(2) The Director shall be appointed by the Diocesan Council.</p> <p>(3) The Director shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council.</p>	<p>1. To appoint the Director of Professional Standards.</p> <p>2. To determine terms and conditions upon which PSD holds office.</p>	Not delegated	

Section	Item	Summary	Delegation	Limits
49.	<p><b>Professional Standards Board Panel</b></p> <p>(1) The members of the Board in a particular case shall be appointed from a panel comprising:</p> <p>(a) a President and a Deputy President, both of whom shall be or shall have been either a judicial officer or a practising barrister or solicitor of at least 10 years' standing of the Supreme Court of a State or Territory and who are members of the Church;</p> <p>(b) three members of the clergy of at least seven years' standing; and</p> <p>(c) three laypersons who may or may not be members of the Church and at least two of whom are persons who are considered by the Diocesan Council as having professional experience, training or skills in a field that is relevant to addressing the needs of persons who are subjected to misconduct.</p>	<p>To approve the professional experience, training or skills of proposed layperson appointments to the Professional Standards panel as being relevant to the needs of persons who are subjected to misconduct.</p>	Not delegated	

Section	Item	Summary	Delegation	Limits
50.	<p><b>Appointment of the panel</b>            (1) The members of the panel shall be appointed by the Diocesan Council and shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council.            (2) Any vacancy in the membership of the panel shall be filled by the Diocesan Council.</p>	<p>1. To appoint members of the Professional Standards Board Panel and to determine the terms upon which they hold office.            2. To fill vacancies in the Professional Standards Board Panel membership.</p>	Not delegated	
67.	<p><b>Appointment of Review Board Panel</b>            (1) The members of the panel shall be appointed by the Diocesan Council.            (2) The members of the panel shall hold office on such terms and conditions as may be determined from time to time by the Diocesan Council.            (4) Any vacancy on the membership of the panel shall be filled by the Diocesan Council.</p>	<p>1. To appoint members of the Professional Standards Review Board Panel and to determine the terms upon which they hold office.            2. To fill vacancies in the Professional Standards Review Board Panel membership.</p>	Not delegated	
70.	<p><b>Secretary</b>            There shall be a secretary to the Review Board who shall be appointed on such terms and conditions as may be determined from time to time by the Diocesan Council.</p>	<p>To determine the terms and conditions on which the secretary to the Review Board is appointed.</p>	SoS	

Section	Item	Summary	Delegation	Limits
97.	<p><b>Costs</b></p> <p>(2) A Church worker who is a respondent to a complaint to the Board or a party to proceedings before the Review Board may apply to the Diocesan Council for the provision of legal assistance.</p> <p>(3) The Diocesan Council may grant legal assistance to a Church worker on such terms and subject to such conditions as it shall determine.</p>	<p>1. To receive applications for legal assistance.</p> <p>2. To grant legal assistance to a Church worker and to determine what terms and conditions apply.</p>	Not delegated	
111.	<p><b>Obligation to indemnify</b></p> <p>The Diocesan Council must and is hereby authorized out of church funds under the control of the Synod to indemnify – <i>various officeholders appointed to perform functions under Ordinance</i></p>	To indemnify specified officeholders appointed under the Ordinance.	SoS	

Section	Item	Summary	Delegation	Limits
112.	<p><b>Regulation making power</b>  The Diocesan Council may from time to time make, amend or repeal regulations not inconsistent with the provisions of this Ordinance providing for records arising out of or incidental to the operation of this Ordinance and for all or any of the purposes, whether general or to meet particular cases, which may be convenient for the administration of this Ordinance or which may be necessary or expedient to carry out the objects and purposes of this Ordinance.</p>	<p>To make etc regulations about records arising out of the operation of this Ordinance.</p>	<p>Not delegated</p>	

Section	Item	Summary	Delegation	Limits
<b>Registration of Congregations and Parishes Ordinance 2011</b>				
4. (2)	<p><b>Congregation- Registration Proposal</b></p> <p>A registration proposal under this section may be submitted to Diocesan Council by - ...</p>	To receive proposals for registration of a congregation.	SoS	
4. (4)	The Diocesan Council must, on receiving a registration proposal under this section, invite submissions from such other registered congregations and parishes as the Diocesan Council considers would be affected by the proposal (and may undertake such other consultations as the Diocesan Council thinks fit).	To invite submissions from congregations and parishes that DC considers would be affected by the proposal.	SoS	
4. (5)	The Diocesan Council may then, if it thinks it appropriate to do so and after taking into account the requirements of subsection (1), approve the registration proposal with or without such amendments as the Diocesan Council think fit.	To approve a registration proposal, with or without amendments.	Not delegated	

Section	Item	Summary	Delegation	Limits
6.	<p><b>Congregation - Termination of Registration</b></p> <p>(2) The proposal must be submitted to the Diocesan Council and the Diocesan Council must then -</p> <p>(a) consult with the Bishop; and</p> <p>(b) invite submissions on the proposal from the Area Archdeacon, the congregation itself, the parish priest (if relevant), and any other person or body that the Diocesan Council considers would be affected by the proposal and should be consulted in the circumstances of the particular case</p>	<p>To receive proposals for termination of registration of a congregation.</p> <p>To consult with the Bishop.</p> <p>To invite submissions from affected persons and bodies.</p>	SoS	
6.(4)	<p>The Diocesan Council may then, if it thinks it appropriate to do so and after taking into account the requirements of section 5 and the outcome of the consultation required under subsections (2) and (3), terminate the registration of the congregation.</p>	<p>To terminate the registration of the congregation.</p>	Not delegated	
7	<p><b>Report to Synod</b></p> <p>If the Diocesan Council terminates the registration of a congregation under this Division, the Diocesan Council must include a report on the matter in its next annual report to Synod.</p>	<p>To report to Synod on the termination of the registration of a congregation.</p>	SoS	

Section	Item	Summary	Delegation	Limits
9. (3)	<b>Parishes - Registration Proposal</b> A registration proposal under this section may be submitted to the Diocesan Council by— ...	To receive proposals for registration parish.	SoS	
9. (4)	The Diocesan Council must, on receiving a registration proposal under this section, invite submissions from such parishes and parish priests as the Diocesan Council considers would be affected by the proposal (and may undertake such other consultations as the Diocesan Council thinks fit).	To invite submissions from congregations and parishes that DC considers would be affected by the proposal.	SoS	
9.(5)	The Diocesan Council may then, if it thinks it appropriate to do so and after taking into account the requirements of subsection (1), approve the registration proposal with or without such amendments as the Diocesan Council think fit.	To approve a parish registration proposal, with or without amendments.	Not delegated	
11. (1)	<b>Other Registration proposals</b> A registration proposal under this Division may be submitted to the Diocesan Council by—...	To receive other proposals for registration, namely for a change in the composition of a parish (but not so as to create a new parish), or a change in the name of a parish .	SoS	

Section	Item	Summary	Delegation	Limits
11. (3)	The Diocesan Council must, on receiving a registration proposal under this Division, invite submissions from the parish that the Diocesan Council considers will be affected by the proposal (and may undertake such other consultations as the Diocesan Council thinks fit).	To invite submissions from congregations and parishes that DC considers would be affected by the proposal.	SoS	
11.(4)	The Diocesan Council may then, if it thinks it appropriate to do so, approve the registration proposal with or without such amendments as the Diocesan Council thinks fit.	To approve the registration proposal, with or without amendments.		

Section	Item	Summary	Delegation	Limits
13. (2)	<p><b>Termination of Registration - Parish</b></p> <p>The proposal must be submitted to the Diocesan Council and the Diocesan Council must then -</p> <p>(a) consult with the Bishop; and</p> <p>(b) invite submissions on the proposal from the Area Archdeacon, the parish itself, the parish priest (if relevant), and any other person or body that the Diocesan Council considers would be affected by the proposal and should be consulted in the circumstances of the particular case; and</p> <p>(c) cause at least two public consultations to be held at which members of the parish and other persons who, in the opinion of the Diocesan Council have an interest in the matter, are invited to attend.</p>	<p>To receive proposals for termination of registration of a parish.</p> <p>To consult with the Bishop.</p> <p>To invite submissions from affected persons and bodies.</p> <p>To cause 2 public consultations to be held and to invite people who have an interest to attend.</p>	SoS	
13.(4)	<p>The Diocesan Council may then, if it thinks it appropriate to do so and after taking into account the requirements of section 10 and the outcome of any consultation required under subsections (2) and (3), terminate the registration of the parish.</p>	<p>To terminate the registration of a</p>	Not delegated	

Section	Item	Summary	Delegation	Limits
14	<b>Report to Synod</b> If the Diocesan Council terminates the registration of a parish under this Division, the Diocesan Council must include a report on the matter in its next annual report to Synod.	To include a report on the termination of the registration of the parish in its annual report to Synod.	SoS	
15	<b>Registers</b> (2) A register under this Part must be maintained by the Secretary of Synod in such form as the Diocesan Council may from time to time determine or approve.	To determine or approve the form of register maintained by the Secretary of Synod.	Not delegated	

Section	Item	Summary	Delegation	Limits
The Superannuation (Contributions) Ordinance 1990				
4	<p><b>Requirement for Membership of a Superannuation Fund</b>            Every member of the clergy engaged in a full-time ministry, not being in the service of a prescribed employer, and every part-time member of the clergy, not being in the service of a prescribed employer, shall be a member of a complying fund, unless Diocesan Council determines otherwise. With the consent of the Diocesan Council and the Bishop (and upon such terms as the Diocesan Council with the consent of the Bishop may from time to time determine) a member of the clergy may remain or become a member of a complying fund other than or in addition to the CSF.</p>	To make decisions about complying super funds.	PFRC	
5. (1)	<p><b>Contributions by Synod</b>            There shall be paid by the Synod towards the superannuation of each member of the clergy engaged in a full time ministry other than a member of the clergy in the service of a prescribed employer an annual amount equal to 11.90% of the notional stipend or at such higher amount or rate as the Diocesan Council may from time to time determine.</p>	To determine the amount to be paid towards full time clergy (must be an amount over 11.9% of notional stipend.)	Not delegated	

Section	Item	Summary	Delegation	Limits
5. (4)	In respect of a member of the clergy who is a member of two or more funds such amount shall be paid to such funds and in such proportion as the Diocesan Council and the member of the clergy have agreed or in default of any such agreement as the Diocesan Council may from time to time determine.	To agree with individual clergy how split super contributions between funds or in the absence of agreement make a determination.	PFRC	
6.	<p><b>Part-Time Members of the Clergy</b></p> <p>There shall be paid by the Synod towards the superannuation of each part-time member of the clergy not in the service of a prescribed employer an amount to be determined from time to time by the Diocesan Council after taking into account the actual stipend received from time to time by such member of the clergy in respect of his or her duties as a member of the clergy.</p>	To decide on pro-rata contribution made to part time clergy.	PFRC	

Section	Item	Summary	Delegation	Limits
7.	<p><b>Special Provisions</b>  Notwithstanding any other provisions of this Ordinance, if the Diocesan Council is of the opinion that special provision should be made in respect of a particular member of the clergy, the Diocesan Council may in such case determine from time to time the annual amount (if any) to be paid by the Synod in respect of such member of the clergy.</p>	To make special provision for a particular member of clergy.	PFRC	

<p>8(1), (2) and (3)</p>	<p><b>Parishes to Bear Proportion of Synod Contribution</b></p> <p>(1) ... with respect to each member of the clergy responsible for or assisting in the pastoral care of a parish, the Diocesan Council may determine that the whole or a proportion of the annual amount to be paid by the Synod towards the superannuation of that member of the clergy shall be borne by the parish. The Diocesan Council may also determine that any such amount shall be payable by instalments or part-payments and the times when any such instalments or part-payments are to be payable. The Diocesan Council at any time and from time to time may vary any such determination.</p> <p>(2) Unless the Diocesan Council forms the opinion that special circumstances exist in the case of a particular parish the proportion which any one parish is required to pay towards the superannuation of a member of the clergy who is responsible for or is assisting in the pastoral care of that parish full-time shall be the same as all other parishes.</p> <p>(3) In the case of a parish comprising two or more congregations, if any instalment or part-payment is not paid by</p>	<ol style="list-style-type: none"> <li>1. To determine that the whole or a proportion of the annual amount to be paid by the Synod towards the superannuation of a member of the clergy shall be borne by the parish.</li> <li>2. To determine that any such amount shall be payable by instalments or part-payments and the times when any such instalments or part-payments are to be payable.</li> <li>3. To vary any such determination at any time and from time to time.</li> <li>4. To determine whether special circumstances exist in the case of a particular parish – warranting a different allocation of superannuation expenses.</li> <li>5. To determine which congregation in a parish is the principal congregation of that parish and in default of agreement between individual congregations as to the amount to be paid by each, to determine the amounts to be paid by other congregations comprising to the principal congregation</li> </ol>	<p>PFRC</p>	
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Section	Item	Summary	Delegation	Limits
	<p>the parish such instalment or part-payment shall be payable by the congregation determined by the Diocesan Council to be the principal congregation of that parish and any other congregation or congregations comprising such parish shall pay to the principal congregation such proportion of the instalment or part-payment as they shall agree between them or in default of agreement as determined by the Diocesan Council.</p>			
8(4)	<p>Should a parish or congregation as the case may be neglect or refuse to pay to the Synod within two calendar months of the due day for payment of any instalments or part-payments due members of the synod representing the congregation comprising that parish shall be excluded from sessions of the Synod until such instalments or part-payments have been paid or the Diocesan Council shall otherwise determine.</p>	<p>To determine that defaulting parish should not be excluded from lay representation at Synod.</p>	Not delegated	
10.	<p><b>Interpretation</b>  “prescribed employer” means –  (b) any other person or body declared by the Diocesan Council to be a prescribed employer for the purposes of this Ordinance.</p>	<p>To declare a person or body to be a prescribed employer (and one for which the Synod will arrange super payments).</p>	PFRC	

