

D IOCESE OF WAIKATO AND TARANAKI

BILL NO 1

THE MISCELLANEOUS STATUTES AMENDMENT BILL 2022

The Synod of the Diocese of Waikato and Taranaki enacts as follows –

1. **TITLE**

This statute is the Miscellaneous Statutes Amendments Statute 2022.

2. **PURPOSE**

The purpose of this statute is to make minor amendments to various statutes, to clarify or amend provisions or to correct errors.

3. **COMMENCEMENT**

This statute shall come into force at the close of the session of Synod at which it is enacted.

4. **THE STANDING COMMITTEE STATUTE 2014**

In clause 9 delete sub-clauses (f) and (g) and replace them with the following

“(f) From time to time establish and disestablish such sub-committees and task groups as it sees fit for its better administration and management of the Diocese including but not limited to

(i) A Finance and Audit Sub-Committee

(ii) A Bishop’s Staff Sub-Committee

(iii) A Statutes Revision Sub-Committee

provided that members of sub-committees or task groups need not be Synod Members.

(g) Make such regulations for the operations of such sub-committees and task groups as may be required.”

(1) Add a new sub-clause to clause 9 as follows –

“(h) Having regard to skills, gender balance, age and geographical location appoint persons to such sub-committees and task groups for a specified term provided that every member of a sub-committee or task group whether elected or appointed shall remain in office until his or her successor is elected or appointed.”

5. **THE STANDING ORDERS STATUTE 1972**

1. Insert a new clause 51 as follows with consequential renumbering –

“DIOCESAN NOMINATORS

- (51) (1) At its first meeting following Synod in each year Standing Committee shall on the recommendation of the Bishop appoint eight diocesan nominators as follows –
- (i) four ordained ministers holding the Bishop's licence and
 - (ii) four baptised parishioners resident in the Diocese
- (2) Appointees as diocesan nominators need not be members of Synod.
- (3) Suggested names for appointment by Standing Committee as diocesan nominators may be submitted to Standing Committee prior to its first meeting after the close of the first annual session of Synod.
- (4) Diocesan nominators hold office until their successors are appointed.
- (5) Casual vacancies in the office of nominator may be filled by Standing Committee”

6. THE STATUTE OF PASTORS 1993

1. Delete clauses (3) (4)(5) and (6) and replace with the following with consequential renumbering –

“APPOINTMENT OF CLERGY

“(3) In this part vicar includes co-vicar or a dean.

(4) Any appointment of a vicar of a Parish must be made by the Bishop on the recommendation of the Board of Nomination as set out in this statute.

(5) No proceedings for the appointment of a vicar may be commenced until the Bishop and the Board of Nomination are satisfied that there are sufficient means available for the stipend, allowances, housing provisions and pension and insurance arrangements for the vicar for the expected length of appointment.

- (6) There continues to be a Board of Nomination comprising the following-
- (i) The Bishop
 - (ii) The Vicar-General or Deputy Vicar General as the case may require
 - (iii) Diocesan Nominators appointed pursuant to the Standing Orders Statute 1972
 - (iv) Parish nominators for the Parish in which the vacancy has occurred elected in accordance with the Parishes Statute 2009

- (7) Responsibilities of the Diocesan Nominators
The responsibilities of the diocesan nominators are:

- (a) To work with the Bishop in any matter concerning the appointment of clergy in respect of which they may be consulted;
- (b) Where a vacancy is to be filled inform themselves of all persons who may be suitable to fill the vacancy having regard to the wishes and needs of the Parish;
- (c) To inform themselves of any possible implications of an appointment for the well-being of the Diocese as a whole.

(8) Responsibilities of the Parish Nominators

The responsibilities of the parish nominators if there is vacancy in the office of vicar are:

- (a) To participate in any consultation within the parish about its future ministry;
- (b) To meet with the diocesan nominators as members of the board of nomination to consider who may be a suitable person for appointment to the office;
- (c) To make enquiries that the Board of Nomination considers appropriate;
- (d) To continue to consult with the Bishop and the diocesan nominators until the Board of Nomination agrees to an appointment and an appointment is made.

(9) Proceedings of the Board

(1) The bishop shall be the convenor of the Board of Nomination and shall prescribe the minimum number of Board members to constitute a quorum and shall chair each meeting of the Board.

(2) In the course of its deliberations the Board may consult

- (i) The Archdeacon of the parish in which the vacancy has occurred
- (ii) The Bishop's Chaplain for Ministry
- (iii) The vicar of the parish in which the vacancy has occurred

(3) If the Board wishes to interview applicants or nominees for appointment as vicar of a parish the board shall appoint from amongst its members an interview panel consisting of the Bishop or his or her nominee as chair together with two diocesan nominators and two parish nominators.

- (a) That interview panel shall conduct any interviews of applicants or nominees on behalf of the Board and shall report the outcome of such interviews to the Board either orally or in writing as it may determine.

(10) After the Board of Nomination has met and considered the appointment the Bishop may:

- (a) Proceed to make an offer of appointment not inconsistent with the recommendation of the Board;
- (b) Defer the matter for further consideration;
- (c) Decline to make an appointment.

(11) No appointment shall be made unless there is consensus between the diocesan nominators and the parish nominators in their recommendation to the Bishop.

- (1) Prior to issuing a Letter of Offer the Bishop shall be satisfied that the nominee is an appropriate person to undertake the office for which appointment is to be made by examination of the nominee's Letters of Orders, Letters Testimonial, and any other evidence including at the Bishop's discretion by examination of the nominee.
- (2) If the Bishop is not satisfied about the suitability of the nominee for appointment the Bishop shall report back to the Board and any information not previously known to the Board must be considered.

(12) All clergy other than the dean and any vicar or co-vicar may be appointed

- (a) by the Bishop or
- (b) by any Diocesan institution empowered to do so

subject to

- (i) prior consultation with the Bishop
- (ii) the appointee obtaining and retaining the appropriate licence from the Bishop
- (iii) the appointment being in accordance with the relevant provisions of this statute and with Diocesan policies from time to time determined in respect of that class of appointment.

7 THE PARISHES STATUTE 2009

Delete sub-clause (4) of clause 20 and replace with the following-

- “(4) (a) At every second annual general meeting from and including 2011 the Parish will elect four baptised parishioners of or over the age of 16 years to be Parish Nominators.
- (b) Any casual vacancy of the Parish Nominators shall be filled by the Vestry.
- (c) If any the parish fails to elect parish nominators as prescribed in this clause Standing Committee shall appoint the parish nominators or so many of them as shall be required for that two year term to make up the full number if fewer than the full number shall have been elected.
- (d) The duties and responsibilities of the parish nominators are as set out in the Statute of Pastors

8 THE USE OF CAPITAL AMENDMENT STATUTE 2018

8.1 Add to Clause 2 Purpose, the following “subject always to the provisions of the Anglican Church Trusts Act 1981, (N.Z. Parliament) and its

Amendments, and the Declaration of Trust Boards' Powers Statute 1994 (Waikato).

In Clause 4 (i) between the words "the" and "capital", add the word "nett".

8.2 Re number clause 5 as 5.1 and add a new clause as follows –

8.3 The Standing Committee shall have the discretion to permit a parish to use capital where the parish concerned makes application to the Standing Committee for such permission stating clearly why it is necessary to use capital in the way submitted.

9 STATUTE OF PASTORS AMENDMENT STATUTE 2022

5.1 Add to the list of Licences in Clause 10 of the Statute of Pastors the following, "(n) Cathedral Precentor who, in consultation with the Dean, shall be responsible for the preparation of worship services and other liturgical celebrations.

5.2 In Clause 13 (3) after the word "Officiate" add the following "including permission to Officiate Emeritus",