

ANGLICAN CHURCH OF AUSTRALIA
DIOCESE OF RIVERINA
THE CATHEDRAL ORDINANCE 2019

No. 2 of 2019

AN ORDINANCE to provide for the use and governance of the Cathedral Church of St Alban the Martyr, Griffith and the Cathedral Parish of St Alban the Martyr, Griffith.

Preamble

WHEREAS:

- A. the Synod of the Diocese of Riverina, under *The Cathedral Ordinance 1983* constituted the Church of St Alban the Martyr in the ecclesiastical Parish of Griffith to be the Cathedral Church of the Diocese;
- B. the Synod acknowledges the dual role of the of the Cathedral Church of St Alban the Martyr as the Mother Church of the Diocese and as the focus of diocesan life, and as the parish church of the Cathedral Parish of St Alban the Martyr, Griffith;
- C. the Synod seeks that the Cathedral Church should be:
 - 1. a resource of spirituality and a place of gathering for the whole of the Diocese; and
 - 2. a centre of Christian witness in the City of Griffith and a place where Church and City may meet together to share in the things of God; and
 - 3. a house of worship to strengthen the spiritual life of the Cathedral Parish and where individuals may find the power of the Holy Spirit.
- D. The Synod intends to revise the governance of the Cathedral Church and the constitution and functions of its Chapter.
- E. The Synod intends that the structure of governance of the Cathedral Church and Chapter established by this Ordinance in concert with the structure and governance of the Cathedral Parish of St Alban the Martyr, Griffith, as established by the *Parochial Administration Ordinance 1924* is to operate in such a way as will best achieve these objectives.

NOW THEREFORE BE IT ENACTED the Bishop, Clergy, and Laity of the Diocese of Riverina in Synod assembled hereby Ordains Directs and Rules as follows:

PART 1 - PRELIMINARY

1. Short Title

This Ordinance may be cited as “The Cathedral Ordinance 2019”.

2. Repeal

The Cathedral Ordinance 1983-2007 is repealed.

3. Commencement

This Ordinance shall commence immediately upon assent by the Bishop.

4. Constitution of Cathedral Church

The Church of St Alban the Martyr in the ecclesiastical Parish of Griffith is and shall be the Cathedral Church of the Diocese.

5. Dictionary

In this Ordinance, words have the meanings set out in Schedule One.

6. Overriding Duty

Every person or body having function under this ordinance shall, in exercising those functions have due regard to the fact that the Cathedral Church is the seat of the Bishop, a centre of worship and mission and the Mother Church of the Diocese.

PART 2 – RIGHTS OF THE BISHOP

7. The Bishop

- (1) The Bishop shall have and retain his or her rights and privileges as Ordinary and Visitor to the Cathedral Church.
- (2) The Bishop may, after due notice to the Dean:
 - (a) take such part in any service of worship held in the Cathedral Church as the Bishop specifies; and
 - (b) preach, or appoint a preacher to preach at any such service.
- (3) The Bishop may arrange, at such times as the Bishop considers appropriate and after due notice to the Dean, to use the Cathedral Church for holding Diocesan Services in the Cathedral Church including but not limited to:
 - (a) holding ordinations,
 - (b) services during meetings of Synod; and
 - (c) other services especially connected with episcopal and diocesan functions.
- (4) In holding Diocesan Services, the Bishop shall:
 - (a) have the ordering and control of the service and shall appoint the preacher; and
 - (b) determine the order of procession at any service.
- (5) For the avoidance of doubt, due notice under this Clause is eight (8) days notice.

PART 3 – THE CHAPTER

8. Cathedral Chapter

- (1) There shall be a Chapter which shall consist of: -
 - (a) the Bishop (*ex officio*); and
 - (b) the Dean (*ex officio*); and
 - (c) Archdeacon (*ex officio*) and if more than one Archdeacon in the Diocese, the senior Archdeacon by date of Collation); and
 - (d) the Diocesan Registrar (*ex officio*); and
 - (e) the Churchwardens of the Cathedral Parish (*ex officio*); and
 - (f) three Clerical Canons; and
 - (g) three Lay Canons.

9. Function of the Chapter

- (1) The functions of the Chapter shall be:-
 - (a) To be available to the Bishop for consultation and advice;
 - (b) to foster the development of the Cathedral Church as the Mother Church of the Diocese and to facilitate the role of the Cathedral Church as a place of gathering for the parishes and people of the Diocese;
 - (c) to promote and safeguard the function of the Cathedral Church as the parish church of the Cathedral Parish;
 - (d) to provide advice and consent to the Bishop on the filling of any vacancy in the incumbency of the Cathedral Parish;
 - (e) to approve any alteration or additions to the fabric of the Cathedral Church or the furnishings thereof proposed by the Parish Council; and
 - (f) to make recommendations to the Diocesan Council or the Parish Council on any matters concerning the well-being of the Cathedral Church;

10. Chair of the Chapter

- (1) The Dean is the chair of the Chapter.
- (2) When the Dean is absent from a meeting of the Chapter the Bishop shall chair the meeting.
- (3) If both the Dean and the Bishop are absent from a meeting of the Chapter, a member of the Chapter appointed by the Bishop shall chair the meeting.
- (4) The Chair has a deliberative vote only.

11. Meeting of the Chapter

- (1) The Dean convenes meetings of the Chapter in consultation with the Bishop.
- (2) The Dean must convene a meeting of the Chapter at least twice every year.

12. Quorum

A quorum for a meeting of the chapter shall be seven (7) members of the Chapter.

13. Decisions

A decision of the majority of the members of the Chapter at which a quorum is present is a decision of the Chapter.

14. Regulations

- (1) The Chapter may make regulations, not inconsistent with this Ordinance, for or with respect to any matter relating to the use and governance of the Cathedral Church.
- (2) The Chapter may amend or repeal any such regulation.

PART 4 – THE DEAN

15. The Dean

- (1) The Rector for the time being of the Cathedral Parish shall during his or her incumbency be designated Dean of St Alban's Cathedral.
- (2) The Dean, subject to the rights belonging to the Bishop shall lead the mission and ministry of the Cathedral Church and shall:
 - (a) be, in the Cathedral Church, next in seniority to the Bishop;
 - (b) have all the rights and responsibilities belonging to an Incumbent of a parish;
 - (c) ensure that Divine Services, which will include the Daily Offices are duly performed in the Cathedral Church;
 - (d) ensure that good order and proper reverence is maintained in the Cathedral Church;
 - (e) secure the pastoral care of all members of the Cathedral Parish;
 - (f) make all decisions necessary to deal with any emergency affecting the Cathedral Church, pending consideration of the matter by the Chapter and Parish Council;
 - (g) have the ordering of Divine Service in the Cathedral Church;
 - (h) subject to any direction by the Bishop may approve the use of the Cathedral Church for ecumenical or secular purposes.
- (3) The Bishop shall with the advice and consent of the Chapter appoint the Dean.
- (4) The Bishop may, with the advice and consent of the Chapter, appoint a priest as Acting Dean on such terms and conditions as may be determined by resolution of the Chapter during any period when –
 - (a) the office is vacant; or
 - (b) the holder of the office is:
 - (i) absent from the Cathedral Parish; or
 - (ii) otherwise unable to carry out the function of the office.
- (5) An Acting Dean, when acting in that capacity is taken to have all the powers and functions of the Dean.
- (6) If an Acting Dean is not appointed under Subclause 15(4) during the period referred to in that subsection:

- (a) the Bishop may appoint a priest to perform the functions of the Incumbent of the Cathedral Parish; and
 - (b) the Bishop otherwise has all the powers and function of the Dean.
- (7) The office of Dean becomes vacant if the Dean:
- (a) submits a written resignation to the Bishop; or
 - (b) ceases to hold a licence from the Bishop to perform the functions of the office; or
 - (c) ceases to be the Incumbent of the Cathedral Parish; or
 - (d) dies.

PART 4 – THE CANONS

16. Clerical Canons

- (1) A priest is not eligible to be appointed or elected as a Clerical Canon unless he or she:
- (a) has been in priest's orders for not less than five years; and
 - (b) is resident within the Diocese; and
 - (c) is licensed by the Bishop to an appointment in the Diocese.
- (2) An Archdeacon, other than the Archdeacon who is an *ex officio* member of the Chapter, is eligible for this office provided he or she satisfies the requirements in Subclause 16(1).

17. Lay Canons

- (1) A lay person is not eligible to be appointed or elected as a Lay Canon unless he or she:
- (a) is a practicing, and communicant member of the Anglican Church of Australia; and
 - (b) is resident within the Diocese; and
 - (c) is not in holy orders.

18. Appointment of Canons by the Bishop

- (1) The Bishop shall appoint one Clerical Canon and one Lay Canon.
- (2) When the See of Riverina is vacant, the Administrator of the Diocese may exercise the power of appointment under Subclause 18(1).

19. Election Canons by Synod

- (1) The Synod will elect, in accordance with this Clause:
- (a) two Clerical Canons; and
 - (b) two Lay Canons.
- (2) Election of the Canons under Subclause 19(1) will take place at the First Ordinary Session of the Diocesan Synod.
- (3) Election of Canons by Synod will be conducted in accordance with Clause 31 of the *Diocesan Administration Ordinance 1926-2011*.

20. Term of Office

- (1) Subject to Subclause 21(1), the office of a Clerical Canon or Lay Canon will be for a term commencing on their election or appointment and ending at the commencement of the first day of the First Ordinary Session of the Diocesan Synod following his or her appointment or election.
- (2) At the commencement of the first day of the First Session of a Diocesan Synod all canonries shall be declared vacant.
- (3) A member of the Chapter, if qualified under Clauses 16 or 17, is eligible for re-election or re-appointment.

21. Casual vacancies

- (1) A Canon ceases to hold office if the Canon:
 - (a) tenders a written resignation to the Bishop; or
 - (b) dies; or
 - (c) is appointed to another office in the Diocese by virtue of which he or she is a member of the Chapter; or
 - (d) in the case of a Clerical Canon, is absent from the Diocese for more than 3 consecutive months without permission of the Bishop; or
 - (e) in the case of a Clerical Canon, ceases to be eligible to be appointed or elected as a Clerical Canon under Clause 16; or
 - (f) in the case of a Lay Canon, ceases to be eligible to be appointed or elected as a Clerical Canon under Clause 17; or
 - (g) is declared by resolution of the Synod or Diocesan Council to be unfit by reason of the person's conduct to be a member of the Chapter, on proper cause being shown, and after the person has been given reasonable opportunity by the Synod or Diocesan Council to explain in writing why the resolution should not be passed; or
 - (h) becomes insolvent under any law relating to the administration of the affairs of insolvent persons.
- (2) A casual vacancy of a canonry ordinarily filled under Clause 18 shall be filled by the Bishop or if the See of Riverina is vacant, the Diocesan Administrator.
- (3) A casual vacancy of a canonry ordinarily filled under Clause 19 shall be filled by the Diocesan Council.
- (4) A person who fills a casual vacancy holds office for a term commencing on their election or appointment and ending at the commencement of the first day of the First Ordinary Session of the Diocesan Synod following his or her appointment or election.

22. Honorary Canons

- (1) The Bishop shall have the right to appoint licensed clergy of the Anglican Communion, to be honorary Canons of the Cathedral.
- (2) Honorary Canons are not members of the Chapter.

- (3) The Bishop may not appoint more than three (3) Honorary Canons in any one calendar year.
- (4) The title of Honorary Canon may be used by those whom the Bishop appoints until such time as the Bishop, in writing, withdraws the right to use such title. An Honorary Canon may resign the title in writing at any time.

23. Canons Emeritus

- (1) Nothing herein contained shall prevent the Bishop from conferring the title of Canon Emeritus upon a priest who immediately prior to his or her retirement has been a Canon.
- (2) Canons Emeritus shall retain the title and precedence but not the powers or functions of a Canon and shall not form part of the Chapter.
- (3) The title of Canon Emeritus may be used by those upon whom the Bishop confers the title until such time as the Bishop, in writing, withdraws the right to use such title. A Canon Emeritus may resign the title in writing at any time.
- (4) The Bishop may not confer the title upon more than three (3) persons in any one calendar year.

24. Honorary Lay Canons of the Cathedral

- (1) The Title of Honorary Lay Canon of the Cathedral is an honour to be conferred on lay persons in the Diocese in recognition of outstanding service to the Church in the Diocese.
- (2) The Bishop may confer the title of Honorary Lay Canon of the Cathedral on such lay persons as the Bishop thinks fit.
- (3) The Bishop may not confer the title upon more than three (3) persons in any one calendar year.
- (4) An Honorary Lay Canon is entitled to such privileges as are determined by the Bishop in consultation with the Dean but is not a member of the Chapter.
- (5) The title of Honorary Lay Canon may be used by those upon whom the Bishop confers the title until such time as the Bishop, in writing, withdraws the right to use such title. An Honorary Lay Canon may resign the title in writing at any time.

PART SIX – THE CATHEDRAL PARISH OF ST ALBAN THE MARTYR GRIFFITH

25. Cathedral Parish of St Alban the Martyr, Griffith

- (1) The Rector, Churchwardens, Councillors and Parishioners of the Cathedral Parish for the time being shall retain all their respective rights and privileges in respect of that Cathedral Parish and Cathedral Church save where hereby expressly limited and except where otherwise herein provided and the Cathedral Parish shall be regulated by the *Parochial Administration Ordinance 1924-2010*.

PART 7 – THE CATHEDRAL CHURCH

26. Cathedral Church

- (1) The Cathedral Parish shall be responsible for the maintenance, cleansing and servicing of the Cathedral Church.
- (2) No variation of the structure or furnishings of the Cathedral Church or the locations of furnishings shall be affected without the approval of the Chapter and the sanction of the Bishop given by Faculty.
- (3) The use of the Cathedral Church by the Bishop or the Dean shall include the use of the furnishings thereof and of all things appertaining to the celebration of Divine Service or the administration of the Sacraments
- (4) No new tablets, brasses or other memorials of a like nature shall be erected or placed in the Cathedral Church save with the consent of both the Cathedral Parish Council and the Chapter, and the sanction of the Bishop given by Faculty.
- (5) The Churchwardens with the consent of the Bishop and the Dean may from time to time allot official seats in the Cathedral for special services to persons or corporate bodies and may with like consent revoke such allotments at pleasure.

27. Finances

- (1) The Diocesan Council shall provide out of Diocesan funds for any special outlay connected with the use of the Cathedral for Diocesan Services.
- (2) The collections at all Diocesan Services shall, except when the same shall be held at or take the place of any ordinary Sunday service in the Cathedral Church, be applied to such purposes as the Bishop shall from time to time direct.

PART 8 – TRANSITIONAL PROVISIONS

28. The Dean

The person holding the office of Dean immediately before the commencement of this Ordinance continues to hold that office as if he has been appointed under this Ordinance.

29. Election and Appointment of Canons upon commencement of this Ordinance

- (1) Upon repeal of *The Cathedral Ordinance 1983-2007* the all offices of Clerical Canon and Lay Canon shall be vacant.
- (2) On commencement of this Ordinance
 - (a) the office of Clerical Canon and Lay Canon under Clause 18 will be filled by the Bishop; and
 - (b) all offices Clerical Canon and Lay Canon under Clause 19, shall be elected, during the same session as the passing of this Ordinance, by the Synod in accordance with Subclauses 19 (a) and 19(c).
- (3) A former Canon who, immediately prior to the commencement of this ordinance, held the title of Canon Emeritus continues to retain the tile and precedence as if he or she has been conferred the title under Clause 23.

SCHEDULE ONE

Dictionary

“**Acting Dean**” means a priest appointed by the Bishop under Clause 15(4);

“**Administrator**” means the Administrator of the Diocese appointed under Part 2 of the *Diocesan Administration Ordinance 1926-2011*;

“**Archdeacon**” means a clerk appointed under Part 3 of the *Diocesan Administration Ordinance 1926-2011*;

“**Bishop**” means the Bishop of Riverina;

“**Canon**” means a priest or lay person, as the case may be, who is elected or appointed as a Canon under this ordinance, but does not include an Honorary Lay Canon or a Canon Emeritus;

“**Canon Emeritus**” means a Priest upon whom the Bishop has conferred that title under Clause 23(1);

“**Cathedral Church**” means the Church of St Alban the Martyr, Griffith;

“**Cathedral Parish**” means the Parish of St Alban the Martyr Griffith, constituted under the *Parochial Administration Ordinance 1924-2010*;

“**Chair**” means the person presiding over and chairing a meeting of the Chapter

“**Chapter**” means the Chapter constituted in accordance with Clause 8.

“**Church**” means the building of which the whole or some part is set apart or intended to be set apart exclusively for the worship of Almighty God.

“**Churchwarden**” means a churchwarden appointed under the *Parochial Administration Ordinance 1924-2010*;

“**Clerical Canon**” means a Canon appointed or elected under Clauses 18 or 19;

“**Collation**” means the appointment as Archdeacon by the Bishop;

“**Daily Offices**” means the services of Morning and Evening Prayer as Contained in the Book of Common Prayer or such form as may have been authorised in the Diocese.

“**Dean**” means the Person appointed as Dean under Clause 15 and includes a priest appointed as Acting Dean;

“**Diocese**” means the Diocese of Riverina;

“**Diocesan Council**” means the Standing Committee of the Synod under Part 5 of the *Diocesan Administration Ordinance 1926-2011*;

“**Diocesan Services**” means those services under Subclause 7(3) being services of an episcopal or diocesan nature;

“**Divine Services**” means a service of Christian worship;

“**Faculty**” means a licence or authorization from the Bishop.

“First Ordinary Session of the Diocesan Synod” means the first Ordinary Session of the Synod following the issuing of a mandate by the Bishop;

“Incumbent” means the Priest holding the office of Rector or Priest-in-Charge of a parish;

“Lay Canon” means a Canon appointed or elected under Clauses 18 or 19;

“Ordinance” means *The Cathedral Ordinance 2019*;

“Ordinary and Visitor” means the Diocesan Bishop;

“Parish Council” means the Parish Council of the Parish of St Alban the Martyr Griffith, constituted under the *Parochial Administration Ordinance 1924-2010*;

“Rector” means the clerk duly instituted and inducted to the cure of souls in the Cathedral Parish;

“Registrar” means the Registrar appointed under Clause 40 of the *Diocesan Administration Ordinance 1926-2011*;

“Sacraments” means the two Sacraments ordained in the Gospel, being Baptism, and the Eucharist, as set out in Article 25 in the Articles of Religion.

“See of Riverina” means the Episcopal See of the Diocese of Riverina;

“Synod” means the Synod of the Diocese of Riverina duly assembled;