

**Assessment Authorisation Amendment Ordinance 1984**

No. 33, 1984

**AN ORDINANCE to amend the Assessment Authorisation Ordinance 1975-1982**

WHEREAS by a resolution passed on 23rd February, 1978, the Standing Committee of the Synod of the Diocese of Sydney appointed a Committee to review the present parish assessment system and other matters relating to assessments AND WHEREAS Synod considers it desirable that certain amendments should be effected to the Assessment Authorisation Ordinance 1975-1982 (herein called "the Principal Ordinance")

NOW the Synod of the Diocese of Sydney HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows:

- 1 (1) This Ordinance may be cited as the "Assessment Authorisation Amendment Ordinance 1984".
- (2) The Principal Ordinance as amended by this Ordinance may be cited as the "Assessment Authorisation Ordinance 1975-1984" and in any reprint of that Ordinance clause 1 shall be amended accordingly.
- 2 (1) The following shall be added to the definition of "Incumbent" in paragraph (c) of clause 2 of the Principal Ordinance, namely --  
 "or resident minister in the case of a new housing district"
- (2) The definition of "Parochial unit" in paragraph (d) of clause 2 of the Principal Ordinance is amended by the deletion of the words "provisional district" and the substitution of the words "new housing district"
- 3 Paragraph (e) of clause 3 of the Principal Ordinance is deleted and the following words substituted, namely:  
 "(e) any surplus or net profit from trading activities,"
- 4 Paragraph (v) of the proviso to clause 3 of the Principal Ordinance is deleted and the subsequent paragraph (vi) renumbered as paragraph (v)
- 5 Clause 4 of the Principal Ordinance is amended by:
  - (1) the deletion of paragraph (a),
  - (2) the deletion of paragraph (b),
  - (3) the deletion of paragraphs (c), (d) and (e),
  - (4) the deletion of paragraphs (f) and (g) and the substitution of the following:  
 "(a) Any gift by one donor of the sum of at least \$7,000 or such other sum as the Standing Committee may by resolution have last determined for the purpose of expenditure on buildings, the purchase of land or reduc-

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tion of debt thereon or towards the cost of a specific article for use in any building (being church trust property) within the parochial unit or the grounds thereof:"

the insertion of the words "in Council" after the word "Archbishop" in paragraph (c)(c).

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- 5 (c) the deletion of the figures "\$30,000" from paragraph (h) and the substitution of the figures and words "\$50,000 or such greater amount as the Standing Committee may by resolution have approved in relation to a particular site or building";
- 10 (7) the deletion of paragraph (i) and the substitution of the following:
  - (c) (i) 80% of interest paid during the year 1985 on moneys borrowed;
  - (ii) 60% of interest paid during the year 1986 on moneys borrowed;
  - (iii) 40% of interest paid during the year 1987 on moneys borrowed;
  - (iv) 20% of interest paid during the year 1988 on moneys borrowed;
- 20 PROVIDED that such deductions for interest paid as aforesaid shall only apply to commitments entered prior to 1st January, 1985 PROVIDED FURTHER that there shall be no such deduction during the year commencing 1st January, 1989 and thereafter.
- 25 (8) the deletion of paragraph (j);
  - (9) the deletion of paragraph (k);
  - (10) the deletion of paragraph (l);
  - (11) the deletion of paragraph (m);
- 30 (12) (14) (i) the addition of the words "or donated specifically" to paragraph (s) after the words "Amounts received solely", and
  - (ii) the addition of the words "or such other sum as the Standing Committee may by resolution have last determined" after the figures "\$1,000" in the said paragraph (s).
- 35 (13) the addition of the words "other than pursuant to a policy of insurance," after the word "received" in paragraph (l), and
- 40 (14) the renumbering of paragraphs (h) as amended, (n), (o), (p), (q), (r), (s) as amended and (t) as amended as (b), (c), (e), (f), (g), (h), (i) and (j) respectively

6. The following heading and clauses shall be added immediately following clause 6 of the Principal Ordinance:

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"CALCULATION OF ASSESSMENTS

6A. Subject to Clause 6B, in the year commencing 1st January, 1987 and in each year thereafter each parochial unit shall pay an amount on its assessable receipts calculated in the manner set forth in the Schedule hereto. The Standing Committee in a draft ordinance by which an annual assessment is levied on parochial units for the ensuing year shall also propose to each ordinary annual session of Synod the rates or amounts in the said Schedule for adoption by Synod to apply in respect of the following respective year.

6B The provisions of clause 6A shall apply except where an ordinance of the Synod which levies assessments or deals with the method by which such assessments shall be calculated otherwise provides.

7 The following clause shall be added immediately after clause 7 of the Principal Ordinance

"7A. If a parochial unit has failed for any reason to pay any instalment of an assessment for a period of three (3) months after the due date then the following procedure shall apply:

*sub*  
*sub*

The Archdeacon of the area in which the parochial unit is situated will confer with the minister and churchwardens with a view to finding a solution to the situation in which assessments have not been paid and shall report the result of such consultation to the Standing Committee.

unit that he requires consultation with them or him and upon receipt of the notification the minister and churchwardens or resident minister as the case may be shall attend a meeting with the said Archdeacon at such date, time and place as the Archdeacon may reasonably determine.

(c) The minister and churchwardens or resident minister shall carry out any recommendations which the Archdeacon may make or propose or otherwise show cause to the Archdeacon within 28 days as to why recommendations should not be implemented.

(d) If the instalment of assessment is unpaid for a further period of three (3) months the Archdeacon shall bring the matter to the attention of the Standing Committee which may thereupon take such action as it deems necessary.

(e) Notwithstanding any of the preceding provisions of this clause, if a parochial unit shall be in arrears in respect of more than one assessment at any one time then the Arch-

*sub*

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~~Where~~ ~~may~~ ~~in~~ ~~his~~ ~~absolute~~ ~~discretion~~ ~~in~~ ~~each~~ ~~case~~ ~~waive~~ any of those provisions provided that in such instance he shall take such action in regard to the matter as he shall consider appropriate in the circumstances." (a)

5 8. Clause 8 of the Principal Ordinance shall be amended by the insertion of the words "In the years up to and including the year 1986," immediately prior to the word "Except" which shall be amended so as to read "except"; and

*wh*

(b) the deletion of the words "provisional district" where they occur and the substitution of the words "new housing district".

*wh*

9. The following Schedule shall be added to the Principal Ordinance immediately following clause 12 thereof.

"SCHEDULE

15 A. In respect of each year there shall be payable by each parish a basic assessment being a percentage rate determined by ordinance of Synod in each year of its assessable receipts (herein to be known as 'the assessment rate') PROVIDED THAT a rebate in a sum determined by ordinance of Synod in each year shall be deducted therefrom (herein to be known as 'a parish rebate') PROVIDED FURTHER that there shall be a minimum assessment payable by all parishes in a sum determined by ordinance of Synod in each year (herein to be known as 'the minimum assessment').

20 B. In respect of each provisional parish the aforesaid provisions shall apply except that in substitution for the parish rebate there shall be deducted from the assessment rate a rebate to be determined by ordinance of Synod in each year (herein to be known as 'the provisional parish rebate').

25 C. In respect of each new housing district the aforesaid provisions shall apply except that in substitution for the parish rebate there shall be deducted from the assessment rate a rebate to be determined by ordinance of Synod in each year (herein to be known as "the new housing district rebate").

30 D. Such assessment rate, parish rebate, provisional parish rebate and new housing district rebate and minimum assessment shall be so determined by ordinance at each ordinary session of Synod immediately preceding the respective year in which the assessment shall be payable."

35 10. The amendments to the Principal Ordinance effected by clauses 2 to 9 hereof inclusive shall come into effect upon and from 1st January, 1985 but otherwise shall not affect any act, matter or thing done or omitted to be done by or pursuant to the Principal Ordinance.

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

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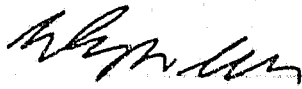
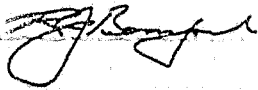
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*Deputy* Chairman of Committees  
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**WE CERTIFY that this Ordinance was passed by the Synod of the Diocese of Sydney on this 5th day of October 1984.**



**Secretaries of Synod**

**I ASSENT to this Ordinance.**



**Arch:bishop of Sydney 5**

**6/10/1984**

