
Diocesan Retirements Amendment Ordinance 1979

No. 40, 1979

AN ORDINANCE to provide for the retirement of certain persons.

WHEREAS the Sydney Diocesan Retirements Ordinance 1969-1979 provides that most of the clergy licensed to a Parish, Provisional Parish, Provisional District, or New Housing District shall retire from that office on or after attaining the age of 65 years AND WHEREAS it is appropriate that the provisions of the said Ordinance be extended NOW the Synod of the Diocese of Sydney HEREBY ORDAINS DIRECTS DECLARES AND RULES as follows:—

1. (1) This Ordinance may be cited as "Diocesan Retirements Amendment Ordinance 1979."

(2) The Sydney Diocesan Retirements Ordinance 1969-1979 is hereinafter referred to as the "Principal Ordinance".

(3) The Principal Ordinance as amended by this Ordinance and by the Diocesan Retirements (Validation) Amendment Ordinance 1979 may be cited as "Sydney Diocesan Retirements Ordinance 1969-1979" and clause 18 of the Principal Ordinance is amended accordingly.

2. (1) The Principal Ordinance shall apply to Clergy licensed before the 16th day of October 1969 but only to the extent and in the manner provided by the amendments to the Principal Ordinance made by sub-clause (2) of this clause.

(2) The Principal Ordinance is amended:—

(a) (i) By omitting from clause 2(iv) the words "In the case of any Parochial Clergyman licensed after this Ordinance comes into force such clergyman" and by inserting instead the words "Every Clergyman, whether licensed before or after the date of commencement of the Diocesan Retirements Amendment Ordinance 1979,".

(ii) By omitting from clause 2(iv) the words "which shall consider and make its recommendation thereon pursuant to" and by inserting instead the words "in accordance with".

(b) (i) By substituting "Except where herein provided to the contrary, the" for the word "The" at the commencement of clause 5.

(ii) By inserting in clause 5, after the figure "5", the matter "(1)";

(iii) By inserting at the end of clause 5 the following sub-clause:—

"(2) In relation to a Clergyman who was licensed before the 16th of October 1969, under a licence which at the date on which assent is given to the Diocesan Retirements Amendment Ordinance 1979, is in force:—

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- (a) clause 17 shall apply if the Board is satisfied that the superannuation benefits and other property and accommodation available for such Clergyman on his retirement, and for his wife, are adequate for his and her needs and as if the following appeared therein instead of subparagraph (i) of paragraph (a):—
'(i) has attained the age of 70 years on or prior to the 30th of April 1980 or has attained that age after the 30th of April 1980'; and
- (b) the proviso to clause 12 shall not apply."

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

E. D. CAMERON,
Chairman of Committees.

We certify that this Ordinance was passed by the Synod of the Diocese of Sydney on the fourth day of October 1979.

R. J. BOMFORD,
W. G. S. GOTLEY,
Secretaries.

I assent to this Ordinance.

M. L. LOANE,
Archbishop of Sydney.

4/10/1979.