

SAMARITANS FOUNDATION DIOCESE OF NEWCASTLE AMENDMENT ORDINANCE 2014

An ordinance to provide for the restructuring of the Board of the Samaritans Foundation and other purposes

BE IT ORDAINED BY THE DIOCESAN COUNCIL exercising the powers conferred by the ANGLICAN CHURCH OF AUSTRALIA [BODIES CORPORATE] CONSTITUTION AND ADMINISTRATION ORDINANCE 1994 as follows

1. The Samaritans Foundation Diocese of Newcastle Ordinance 1984 is the principal ordinance.
2. The Principal Ordinance is amended by the repeal of sub-section 6(a) and the insertion of a new sub-section 6(a) to read –
 6. The Board shall consist of:
 - (a)
 - (i) The Bishop who shall be President of the Board.
 - (ii) A Chairperson who shall be appointed by the Bishop for such term not exceeding three years as the Bishop shall determine.
 - (iii) Three communicant members of this Church appointed by Diocesan Council of which at least one must be a member of the clergy and on the basis that one member shall be appointed no later than October each year for a three year term commencing on 1 November that year.
 - (iv) Three members appointed by Diocesan Council on the basis that one member shall be appointed no later than October each year for a three year term commencing on 1 November that year.
 - (v) Three members appointed by the Board on the basis that one member shall be appointed no later than October each year for a three year term commencing on 1 November that year.
3. The Principal Ordinance is amended by the repeal of section 7 and the insertion of a new section to read
 7. A casual vacancy of the Board shall be filled for the balance of the term in the case of a Diocesan Council appointee by the Diocesan Council, in the case of chairperson by the Bishop, and in the case of a Board appointee by the Board.
4. The Principal Ordinance is amended by the repeal of section 8 and the insertion of a new section to read
 8. The Office of any member of the Board shall become vacant if
 - a. term of office of the Board member expires, or
 - b. that person –
 - a) dies,
 - b) resigns in writing under hand addressed to the Chairperson,
 - c) in the case of a person appointed by the Diocesan Council in accordance with section 6(iii) ceases to be a communicant member of this Church,
 - d) become bankrupt,
 - e) is convicted of any offence punishable by imprisonment for five years or more,
 - f) be absent from three consecutive ordinary meetings of the Board without leave of absence, or
 - g) is removed from office by a resolution of the Diocesan Council consented to by the Bishop.

5. The Principal Ordinance is amended by the insertion of a new section 8A to read
8A Where the term of member of the Board expires that member shall be eligible for further appointment.
6. The Principal Ordinance is amended by the insertion of a new section 8B to read
8B The Board shall provide to the Diocesan Council prior to any election by the Council an outline of the skills of existing board members and the skills needed in forthcoming appointments.
7. The term of office for the members Board in place at the commencement of this Ordinance shall conclude on 31 October 2014 except as provided in Section 8.
8. The following terms shall apply to members of the Board other than the Chairperson
 - a. For members of the Board appointed by the Diocesan Council
The term of office for Mr John Kilpatrick and the Reverend Ruth Brand will expire on 1 November 2015.
The term of office for Professor Trevor Waring and Ms Wendy Cross will expire on 1 November 2016.
The term of office for Professor John Hamilton and Ms Virginia Newell will expire on 1 November 2017.
 - b. For members of the Board appointed by the Board
The term of office of Professor Brian English will expire on 1 November 2016
The term of office of Ms Jennifer Cappellaci will expire on 1 November 2017.

There is one vacancy in a Board appointment expiring on 1 November 2015.

Passed by the Diocesan Council on the 24th day of July 2014

**John Cleary
Secretary**

The Assent of the Bishop of the Diocese was given to the Ordinance on the 24th day of July 2014 in the 8th year of our Consecration and in the 1st year of our Translation to this See.

**The Right Reverend Gregory Thompson
President**