

THE CATHEDRAL ORDINANCE 2012

AN ORDINANCE to provide for a constitution for the governance and management of Christ Church Cathedral and for the Parish of Christ Church Newcastle.

PREAMBLE

When the See of Newcastle was established on the 25th June 1847, by Royal Letters Patent under the Great Seal of the United Kingdom of Great Britain and Ireland, Christ Church in the City of Newcastle constituted the Cathedral. In 1868, work commenced on building a new Cathedral to stand in place of the first Christ Church Cathedral. The second Cathedral has been extended refurbished, repaired and renovated to become the current iconic building. Throughout that time a congregation has worshipped in and ministered from the Cathedral. The life of the Cathedral and the work of the congregation have been governed by various ordinances.

VISION AND MISSION

Christ Church Cathedral will be a sustainable and vibrant centre of God's work and worship, welcoming and serving all people.

Within the context of prayer, worship and service, Christ Church Cathedral will seek to embody the five Marks of Mission of the Anglican Communion:

- To proclaim the Good News of the Kingdom
- To teach, baptise and nurture new believers
- To respond to human need by loving service
- To seek to transform unjust structures of society
- To strive to safeguard the integrity of creation and sustain and renew the life of the earth

BE IT ORDAINED by the Bishop, clergy and laity of the Diocese of Newcastle assembled in Synod as follows:

SHORT TITLE

1. This Ordinance may be cited as the Cathedral Ordinance 2012.

REPEAL

2. The Cathedral Ordinance 1995 is repealed.

DEFINITIONS

3. In this Ordinance unless the contrary the intention shall appear
Nett Income means the Nett Income calculated in accordance with Part Nine of the Administration of Parishes Ordinance 2010
Cathedral Foundation means the Cathedral Foundation established in accordance with an ordinance of Synod (if any);
Clergy Housing means the accommodation provided to clergy serving in the Cathedral parish;
Parish means the Parish of Christ Church Cathedral Newcastle

OVERRIDING DUTY

4. Every person or body having functions under the Ordinance shall, in exercising those functions, have due regard to the fact that the Cathedral is the seat of the Bishop and a centre of worship and mission.

THE BISHOP

5. The Bishop shall
 - a. be the Ordinary of the Cathedral;
 - b. take such part in Divine Service and shall likewise preach at such times as the Bishop shall see fit giving due notice to the Dean;
 - c. when holding ordinations, visitations or the like in the Cathedral and, at any other services of a Diocesan character, have the ordering and control of the service and shall appoint the preacher;
 - d. determine the order of procession at any service of a Diocesan character or when the Bishop or a representative of the Bishop is present;
 - e. hear and determine any question in relation to this Ordinance;
6. The Bishop shall settle and determine any doubt or dispute arising in reference to any matter subject to this Ordinance and may from time to time make directions for remedying any breach error or omission related to the administration of the Cathedral. Any determination or direction from the Bishop shall be final.

CATHEDRAL PARISH

7. Unless this Ordinance shall provide otherwise, the Parish shall be administered in accordance with the Administration of Parishes Ordinance 2010.
8. The Parish shall not be responsible for the
 - a. building and contents insurance of the Cathedral building which shall be the responsibility of the Cathedral Board; and
 - b. major maintenance on the Cathedral building which shall be the responsibility of the Cathedral Board.
9. The Parish shall pay to the Cathedral Board such amount as shall be determined by the Cathedral Board towards the costs of insuring, maintaining and managing the Cathedral building provided that such amount shall not exceed 10% of the Nett Income of the Parish.

THE DEAN

10. The Dean shall be the Incumbent of the Parish and subject to the rights belonging to the Bishop shall lead the mission and ministry of the Cathedral and shall
 - a. be the principle dignitary of the Cathedral;
 - b. have all the rights and responsibilities belonging to an Incumbent of a parish;
 - c. be the Executive Officer of the Cathedral Board;
 - d. serve as a senior religious leader to the City of Newcastle;

- e. work to maintain and enhance the historic link between the Diocese, the Cathedral and Newcastle Grammar School;
 - f. ensure that Divine Service, which will include the Daily Office of Morning and Evening Prayer, is duly performed in the Cathedral;
 - g. ensure that good order and proper reverence is maintained in the Cathedral;
 - h. secure the pastoral care of all members of the Parish;
 - i. take all decisions necessary to deal with any emergency affecting the Cathedral, pending consideration of the matter by the Council or Cathedral Board;
 - j. have the ordering of Divine Service in the Cathedral;
 - k. direct and oversee the duties of the officers of the Cathedral;
 - l. have the control and superintendence of the fabric and furniture of the Cathedral subject to any direction by the Cathedral Board;
 - m. subject to any directions of the Bishop may approve the use of the Cathedral for ecumenical or secular purposes; and
 - n. allot and reserve seats within the Cathedral as required in connection with special services.
11. The Dean shall be elected in accordance with the Clerical Ministry Ordinance 2009.
12. In the case of a vacancy in the office of Dean the Bishop shall have the rights of Dean during such vacancy and until a Dean is appointed may appoint a Sub-Dean and may give the Sub-Dean such control and direction of the Services of the Cathedral and for so long a period as the Bishop may think fit.

CATHEDRAL CANONS

13. The Dean may create one or more offices of Residentiary Canon or Minor Canon and the appointment to such offices shall be in accordance with the Clerical Ministry Ordinance 2009.
14. There shall be eight Honorary Clerical Canons appointed in accordance with the Clerical Ministry Ordinance 2009 who shall
- a. provide a continuing link between the Parishes of the Diocese and the Cathedral,
 - b. be available to the Bishop and the Dean for consultation on matters relating to the Cathedral,
 - c. by arrangement with the Dean provide the equivalent of one week of ministry each calendar year to the Cathedral parish and
 - d. at the Dean's invitation and under the Dean's direction participate in the presentation of Divine Service and preach in the Cathedral.
15. Any vacancy in the office of Honorary Clerical Canon shall be filled in accordance with the Clerical Ministry Ordinance 2009.
16. There shall be eight lay Canons
- a. three of whom shall be the Churchwardens of the Cathedral,
 - b. two shall be appointed by the Bishop for such terms as the Bishop shall determine and
 - c. three elected at the first session of each Synod.
17. A lay Canon shall provide a continuing link between the wider Diocese and the Cathedral and shall in consultation with the Dean provide assistance to the Cathedral parish.

18. Any vacancy in the office of lay Canon elected by the Synod, however caused, shall be filled by the Diocesan Council.
19. Each Clerical Canon shall be assigned a stall in the Cathedral. It shall be the right of the Dean to install a Clerical Canon upon receiving a mandate from the Bishop.

CATHEDRAL CHAPTER

20. The Honorary Clerical Canons and the Lay Canons shall comprise the Cathedral Chapter
 - a. for liturgical purposes; and
 - b. to elect the Dean in accordance with the Clerical Ministry Ordinance 2009; and
 - c. to undertake the responsibilities of the Canons as spelt out in this Ordinance.

THE CATHEDRAL BOARD

21. The Cathedral Board shall comprise
 - a. The Bishop;
 - b. The Dean;
 - c. Two Honorary Clerical Canons elected by the Honorary Clerical Canons to hold office for the term of Synod;
 - d. Two Lay Canons (one of whom must have been elected in accordance with section 16(c)) elected by the Lay Canons to hold office for the term of Synod;
 - e. Two members elected at each Annual General Meeting of the Parish; and
 - f. Two members appointed by the Diocesan Council for such terms as the Diocesan Council might determine not exceeding three years.
22. The election of Clerical Canons and Lay Canons to be members of the Cathedral Board shall be conducted by the Diocesan Business Manager immediately following the first session of each Synod in such manner as the Diocesan Business Manager determines.
23. The office of member of the Cathedral Board shall become vacant in the event that the person
 - a. resigns by notice in writing to the Bishop;
 - b. dies;
 - c. becomes an insolvent under administration;
 - d. ceases to hold any qualification which was necessary for election to office;
 - e. is absent from 2 consecutive ordinary meetings of the Cathedral Board without the leave of the Cathedral Board and the Cathedral Board by resolution declares the office to be vacant;
 - f. becomes of unsound mind or a person whose person or estate is liable to be dealt with in any way under the laws relating to mental health or becomes otherwise incapable of acting;
 - g. ceases to reside within the Diocese;
 - h. is removed from office in accordance with any Ordinance of this Diocese; or
 - i. becomes or is a prohibited person within the meaning of the Child Protection (Prohibited Employment) Act 1998.

24. Where a vacancy occurs in the office of member of the Cathedral Board the persons or bodies responsible for appointing the member shall appoint a person to hold office for the remainder of the existing term.
25. The Cathedral Board shall
- a. following consultation with the Cathedral Parish Council recommend to the Diocesan Council and the Trustees the acquisition, sale, lease, or other disposal of property vested in the Cathedral parish;
 - b. following consultation with the Cathedral Parish Council authorise any development of land or buildings held for the purposes of the Cathedral parish;
 - c. secure from the Diocese and Foundation support for the costs of operating and maintaining the Cathedral land and buildings;
 - d. meet from the funds within its management the costs of insuring and maintaining the Cathedral building;
 - e. following consultation with the Cathedral Parish Council determine the contribution that the Parish shall make to assist in defraying the costs of insuring and maintaining the Cathedral provided that such amount shall not exceed 10% of the Nett Income of the Parish;
 - f. manage all property vested in the Cathedral and the income accruing from it and, in particular, ensure that necessary repairs and maintenance in respect of the Cathedral and its contents and other buildings and monuments are carried out;
 - g. advise the Bishop on any application to introduce, alter, change or remove any ornament, memorial or article of furniture in the Cathedral;
 - h. liaise with the Cathedral Foundation;
 - i. appoint such officers as it determines who need not be members of the Board and determine the duties of those officers;
 - j. may make regulations relating to the use of the Cathedral or for the management of Cathedral fabric or fittings;
 - k. undertake such other functions as necessary to discharge its responsibilities.
26. The Cathedral Board shall meet at least once each two months. All regular meetings of the Cathedral Board shall be convened by the Bishop. Special meetings of the Cathedral Board may be convened at the discretion of the Bishop or may be convened at the request of the Dean or of a majority of the members of the Cathedral Board.
27. The Bishop if present shall preside at all meetings of the Cathedral Board and in the absence of the Bishop the Dean shall preside. In the absence of both the Bishop and the Dean the Bishop shall appoint a member of the Cathedral Board to preside.
28. A quorum of the Cathedral Board shall be formed by the presence of the President together with not less than three members of the Cathedral Board. The President shall have a deliberative as well as casting vote.
29. For the purposes of any Ordinance of Synod any reference to the Cathedral Chapter shall be construed as a reference to the Cathedral Board.

DIOCESAN ASSISTANCE

30. The Diocesan Council shall meet 100 per cent of the cost of the building and contents insurance premiums for the Cathedral Building in each calendar year.

REPORTING

31. The Dean and the Cathedral Board shall submit a report on the life and work of the Cathedral together with a financial report for the Cathedral Board
 - a. to the Diocesan Council in July each year and at such other times as the Diocesan Council may determine
 - b. to each ordinary session of Synod.

INTEGRATION WITH INSTRUMENTS

32. For the purposes of the Clerical Ministry Ordinance 2009
 - a. All references to the Chapter in Part 7 shall be references to the Cathedral Chapter
 - b. All references to Deploying Body shall in relation to the Dean mean the Cathedral Board and in relation to all other clergy shall mean the Parish Council of the Cathedral Parish.
33. Any reference to the Parish Council in any Ordinance of Synod shall in relation to the Cathedral Parish be construed as a reference to the Parish Council of the Cathedral Parish except where this Ordinance determines that the relevant function is to be undertaken by the Cathedral Board.
34. Where any bequest, testamentary disposition or gift is made for the purposes of the Cathedral Parish any function normally undertaken by a Parish Council or by the Cathedral Chapter is delegated to and conferred on the Cathedral Board.

TRANSITIONAL

35. The obligations on the Diocese in accordance with section 30 shall come into effect on 1 January 2013.
36. The existing Cathedral Council shall serve as the Cathedral Council until the next Annual Meeting of Cathedral Parish.
37. Section 88 of the Administration of Parishes Ordinance 2010 is repealed.

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



Mr WK (Keith) Allen
Chairman of Committees

Passed by Synod on the **Twenty-Eighth** day of **October 2012**.



The Reverend Ruth Brand
Clerical Secretary of Synod



Mr Kevin Short
Lay Secretary of Synod

THE ASSENT of the Lord Bishop of the Diocese was given to the above Ordinance on the **Twenty-Eighth** day of **October 2012** in the Twenty-First year of our Consecration and of our Translation to this See of the Eighth.



PRESIDENT