

ST LUKE'S (SCONE) GRAMMAR SCHOOL COUNCIL ORDINANCE 1993

AN ORDINANCE to provide a Constitution for the management of St. Luke's (Scone) Grammar School and for other matters in connection therewith.

WHEREAS St. Luke's (Scone) Grammar School has been established in the Archdeaconry of the Upper Hunter to provide an education in content and environment to allow for full individual development in the spiritual, academic, physical and social domains based on a clear biblical perspective in accordance with the doctrines and principles of the Anglican Church of Australia in the Diocese of Newcastle **AND WHEREAS** the members of the Council of the said School have been constituted a body corporate pursuant to the Anglican Church of Australia (Bodies Corporate) Act 1938 **AND WHEREAS** it is expedient that provision be made for a constitution for the control and management of the said school:-

BE IT THEREFORE ordained and ruled by the Bishop, Clergy and Laity of the Diocese of Newcastle in Synod assembled as follows:

BE IT THEREFORE Ordained by the Diocesan Council of the Diocese of Newcastle as follows:

PART 1 – PRELIMINARY

Short Title

- This Ordinance may be cited for all purposes as the ***St Luke's (Scone) Grammar School Council Ordinance 1993.***

Definitions

- In this Ordinance unless the context otherwise requires or indicates

Board or School Board	means the Board of the Newcastle Anglican Schools Corporation acting as the Board of the School.
Bishop	means the Bishop of the Diocese and includes a person for the time being administering the Diocese.
Corporation	means the corporation established by the Newcastle Anglican Schools Corporation Ordinance 2007.
Corporation Ordinance	means the Ordinance of the Newcastle Anglican Schools Corporation 2007.
Council or School Council	means the School Council constituted in accordance with clause 4.
Designated Fund	means the fund established in accordance with the Anglican Savings and Development Fund Diocese of Newcastle Ordinance 1979.
Diocese	means the Diocese of Newcastle.
Diocesan Council	means the Diocesan Council established by the Diocesan Council Ordinance 1929.
School	means the St Luke's (Scone) Grammar School by whatever name that school is or becomes known.
Synod	means the Synod of the Diocese.

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Interpretation

3. The governance of the school shall, subject to the provisions of this Ordinance, be the responsibility of the School Board, and
4. The School Board may establish a School Council in a manner consistent with the Corporation Ordinance with the powers, responsibilities and indemnities of a School Council established under the Corporation Ordinance.

PART 2 – OPERATIVE PART

5. The Board shall remain and continue to be solely responsible for all liabilities incurred by it or on its behalf.
6. Should the School Board cease to act or upon the winding up and dissolution of the said Board there remains after satisfaction of all debts and liabilities of the school or the Board thereof any property, the same shall not be paid to or distributed amongst the members of the Board of the said School, but shall be given or transferred to the Anglican Church of Australia, Diocese of Newcastle or to some other organisation or organisations having objects similar to the objects of the said school and which shall prohibit the distribution of its or their income and property amongst its or their members.
7. **Administrator**
 - a. Where it appears to the Bishop, acting on the advice of the Diocesan Council, that
 - i. the School Board, after due warning in that regard, is acting contrary to law or to an ordinance or regulations to which it is subject; or
 - ii. the conduct of the School Board is such that the assets or creditworthiness of the Diocese or school are at risk; or
 - iii. the conduct of the School Board is prejudicial to the mission of the Church within the Diocese or of the school,the Bishop may, by instrument under his hand, appoint an Administrator to assume the governance of the school.
 - b. Upon the appointment of an Administrator the Board shall be dissolved and all powers and duties of the Board shall vest in the Administrator and all property under the control of the Board shall come under the control of the Administrator.
 - c. The Administrator shall be appointed upon such terms as shall appear appropriate to the Bishop acting on the advice of Diocesan Council.
 - d. The Administrator may delegate any power or function other than this power of delegation.
 - e. The Bishop may terminate the appointment of an Administrator at any time.

This Ordinance should be read in conjunction with the St Luke's (Scone) Grammar School Council Incorporation Ordinance 1993.

This document is current at the date of last review and is maintained electronically by the Anglican Diocese of Newcastle. Users should refer to the Newcastle Anglican website to confirm the currency of the instrument.

In Force Date: 20 May 2020

Last Review: 20 May 2020

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PART 3 – ORDINANCE ADMINISTRATION

Table of Amendments

Date	Current Section	Amending Instrument	Section Amended
2009	Repealed	<i>Amended by Scone Anglican Grammar School (Amendment) Ordinance 2009</i>	
2010	Repealed	<i>Amended by Schools (Quorum)(Amendment) Ordinance 2010</i>	
2015	Repealed	<i>Amended by Diocese of Newcastle Clarification of the Role of Body Corporate President Ordinance</i>	
2015	Repealed	<i>Amended by Designated Fund Ordinance 2015</i>	
2016	2	<i>Newcastle Anglican Schools Corporation Ordinance 2007</i>	2
	3 - 4	<i>Newcastle Anglican Schools Corporation Ordinance 2007</i>	New
	Repealed	<i>Newcastle Anglican Schools Corporation Ordinance 2007</i>	3 - 6, 8

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