

## **The Anglican Church of Australia – Diocese of Newcastle**

### **CLERGY DISCIPLINE ORDINANCE 2019 AMENDMENT ORDINANCE 2019**

Be it ordained by the Synod of the Diocese of Newcastle of the Anglican Church of Australia as follows –

1. This Ordinance may be cited as the Clergy Discipline Ordinance 2019 Amendment Ordinance 2019.
2. The principal ordinance is the Clergy Discipline Ordinance of 2019.
3. The principal ordinance is amended by the addition of subclause 7(3) in Part II to read:  
(3) Notwithstanding the provisions of clause 7 and clause 16 and 17 no charge shall be referred to the Diocesan Tribunal and it shall not be proper for a Diocesan Tribunal to hear a charge which alleges an offence, breach or misconduct by a member of the clergy because that member of the clergy
  - (a) has participated in a service, whether or not in a church building, in which they have pronounced the blessing of a marriage solemnised in accordance with the Marriage Act 1961 or similar Act in another jurisdiction in which the persons being married are of the same sex;
  - (b) has declined to participate in a service, whether or not in a church building, or declined to pronounce a blessing of a marriage solemnised in accordance with the Marriage Act 1961 or similar act in another jurisdiction in which the persons being married are of the same sex;
  - (c) is married to a person of the same sex where such marriage has been solemnised in accordance with the Marriage Act 1961 or similar Act in another jurisdiction;and further the conduct and matters referred to in subclauses (a), (b) and (c) of this clause shall not be considered an “offence” within the meaning set out in clause 4(1) of this Ordinance.
4. This Ordinance shall come into effect at such time as the Synod passes a resolution declaring that this Ordinance shall come into effect and the Bishop indicates in writing his/her decision for the Ordinance coming into effect. The Bishop shall indicate his/her support within 30 days of the conclusion of an ordinary or special session of the Synod in which the resolution is considered.
5. No resolution declaring that this Ordinance shall come into effect may be considered by this Synod prior to the Fifty Third Synod being summoned by the Bishop.
6. The Synod may consider a resolution that this Ordinance comes into effect on more than one occasion.
7. This Synod confirms that any assent by the Bishop to this ordinance expresses nothing more than that the Bishop assenting to the Synod’s wish that it have a process for further deliberation.

Passed by Synod on 26 October 2019

**The Bishop of Newcastle reserved assent on the Ordinance.**

***The Clergy Discipline Ordinance 2019 Amendment Ordinance 2019 is not in effect in the Diocese of Newcastle at this time.***