

Anglican Church of Australia - Diocese of Brisbane

CHURCH INSTITUTIONS CANON

A Canon to regulate the use of names and descriptions relating to the Anglican Church of Australia by Church Institutions.

Short Title

1. This Canon may be cited as the *Church Institutions Canon*.

Interpretation

2. In this Canon or in any regulation made pursuant to this Canon unless the context or subject matter otherwise requires or indicates -

Church Institution means a Society authorised pursuant to the provisions of this *Canon* to use the Church name;

Church Name means -

- [a] each of the names or descriptions "Church of England", Church of England in Australia", "Anglican Church of Australia" or "Anglican"; and
- [b] any name, initials, word, title, addition, symbol or description which, either alone or in conjunction with other matter:
 - i] refers to this Church or an instrumentality of this Church; or
 - ii] implies or tends to the belief, or indicates, or is capable of being understood to indicate, or is calculated to lead persons to infer, that it is a reference to this Church or an instrumentality of this Church;

Committee means the persons entrusted with the management of a Society;

Society means and includes any group of people society company or organisation, whether incorporated or not.

Archbishop-in-Council may grant authorisation

3. The Archbishop-in-Council may in accordance with this *Canon* authorise a Society to use the Church Name, and in so doing may apply conditions to such use, and until such authorisation is revoked in accordance with this *Canon* or is relinquished by the Society such Society shall be a Church Institution.

Aims and objects of a Church Institution

4. 1] The aims and objects of a Church Institution shall be compatible with the aims, objects or welfare of this Church.

- 2] The means of carrying out the aims and objects of a Church Institution shall be compatible with the aims, objects or welfare of this Church.

Constitution of a Church Institution

5. There shall be provision in the constitution of a Church Institution for one or more persons to be elected or appointed by the Synod or the Archbishop or the Archbishop-in-Council to the Committee of the Society, or for the Archbishop to be the visitor of the Society and to exercise in connection therewith the ordinary and recognised powers of a visitor and [without limiting the generality of the foregoing] especially -
 - a] the right to hold inquiries into the conduct of the Society;
 - b] the right to call for the production and inspection of all accounts and other necessary papers;
 - c] the right to arbitrate and decide in any differences that may have arisen or may at any time arise between the officers or members of the Society.

Information required

6.
 - 1] A Society shall make application through its Committee to the Archbishop-in-Council for authorisation to use the Church Name, and such application shall set forth and include -
 - a] a copy of the constitution rules and by-laws of the Society certified as correct by the principal officer and the secretary;
 - b] the names of the persons constituting the Committee;
 - c] the manner and style in which it is desired to use the Church name.
 - 2] The Archbishop-in-Council may require the Committee to provide such further and other information and particulars as it may deem necessary.

Alteration of constitution

7. After an application by a Society has been granted in pursuance of the provisions of this *Canon*, no alteration shall be made in the constitution thereof without the consent of the Archbishop-in-Council first obtained.

No liability incurred by the Corporation

8. The Archbishop-in-Council shall not by the grant of any authority under this *Canon* be deemed to have undertaken on behalf of the Corporation any liability incurred by the Society to which the authorisation is granted.

Report to Synod

9. Each Society authorised under the provisions of this *Canon* to use the Church Name shall report to each annual session of Synod in such time as the Registrar may from time to time determine so that the report may be printed and circulated to members of Synod.

Other Societies authorised

10. Any Society is deemed to be a Church Institution and to be authorised to use the Church Name while it is wholly or partly supported by grants from the funds of the Corporation made or authorised by the Synod, the Archbishop-in-Council or the Property and Finance Board, and while it presents a report and statement of accounts to the annual session of Synod.

Regulations

11. The Archbishop-in-Council may from time to time make, amend or repeal such regulations not inconsistent with this *Canon* as may be considered necessary or expedient to give effect to this *Canon*.

Savings

12. Any Society which was granted the authority to be a Church Institution pursuant to the provisions of the *Canons* heretofore in force is deemed to be a Society authorised by the Archbishop-in-Council under the provisions of this *Canon* to use the Church Name, and shall henceforth be subject to the provisions of this *Canon*.

Revocation of authority

13. The Archbishop-in-Council may at any time call upon the Committee of any Church Institution to show cause why the authority granted to it to use the Church Name should not be revoked and unless due cause is shown the Archbishop-in-Council may revoke such authority.