



Australian Capital Territory

# Anglican Church of Australia Constitution Act 1961

A1961-16

**Republication No 1 (RI)**

**Effective: 31 August 1992 – 11 September 2001**

Republication date of printed version: 31 August 1992

Reissued electronically: 19 June 2017

(republiation for initial republiation since self-government)

## **About this republication**

### **The republished law**

This is a republication of the *Anglican Church of Australia Constitution Act 1961* effective 31 August 1992 to 11 September 2001.

### **Kinds of republications**

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.



Australian Capital Territory

## **ANGLICAN CHURCH OF AUSTRALIA CONSTITUTION ACT, 1961<sup>1</sup> (NEW SOUTH WALES)**

This consolidation has been prepared by the ACT Parliamentary Counsel's Office

Reprinted as at 31 August 1992

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### **Constitution, canons and rules to be binding for Church property purposes**

2. The several articles and provisions of the Constitution contained in the Schedule to this Act (hereinafter called the Constitution) and any canons and rules to be made under or by virtue or in pursuance thereof are and as provided in the Constitution shall be for all purposes connected with or in any way relating to the property of the Anglican Church of Australia binding on the Bishops, clergy and laity being members of the Anglican Church of Australia in the several Dioceses of the Anglican Church of Australia within the State of New South Wales.

**Effect of canons and rules**

3. Any canon or rule made under or by virtue or in pursuance of the said Constitution which contravenes any law or statute in force for the time being in the said State, shall to the extent of such contravention be incapable of having any force or effect.

**Administration of customary oaths**

8. It shall be lawful for any Bishop Commissary Administrator Chancellor Archdeacon or Registrar holding office in any Diocese of the Anglican Church of Australia to administer to any Bishop Clergyman or member of the said Church the oath or oaths customarily used heretofore at the ordaining of deacons or priests, consecration or enthronement of bishops institution of clergy to a cure of souls in a parish or other ecclesiastical district installation induction or collation to any office on the grant of any License in the said Church in the State of New South Wales and it shall be lawful for such persons to take or make such oath or oaths.

**Powers of tribunal under chapter 9 of Constitution**

9. For the purpose of securing the attendance of witnesses and the production of documents, and for the examination of witnesses on oath or otherwise, a tribunal mentioned in chapter nine of the Constitution shall be deemed to be an arbitrator within the meaning of the *Commercial Arbitration Act 1986* and shall have power to administer an oath to, or take an affirmation from, a witness, and for the same purpose any party to a proceeding before such a tribunal or any person permitted by any such tribunal to submit any evidence to it shall be deemed to be a party to a reference or submission to arbitration within the meaning of that Act.

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**NOTE**

1. The Act shown in this reprint comprises the Anglican Church of Australia Constitution Act, 1961, of the State of New South Wales (No. 16, 1961) as applied in the Australian Capital Territory by the *Anglican Church of Australia Trust Property Act 1928* as amended.

The *Anglican Church of Australia Trust Property Act 1928* is published separately, and contains a definition of "the Territory" to which reference should be made.

The amendments to sections 2, 8 and 9 made by Schedule 1 of the *Anglican Church of Australia Trust Property Act 1928* are incorporated in this reprint.

Citation of Laws—The *Self-Government (Citation of Laws) Act 1989* (No. 21, 1989) altered the citation of most Ordinances so that after Self-Government day they are to be cited as Acts. That Act also affects references in ACT laws to Commonwealth Acts.