

GENERAL SYNOD

**DRAFT AMENDING CANON NO.26
DRAFT CHURCH REPRESENTATION RULES (AMENDMENT)
RESOLUTION 200-
DRAFT CLERGY REPRESENTATION RULES (AMENDMENT)
RESOLUTION 200-
DRAFT RELIGIOUS COMMUNITIES (LAY
REPRESENTATION) RULES (AMENDMENT) RESOLUTION
200-**

**REPORT OF THE STEERING COMMITTEE OF MEMBERS IN
CHARGE**

Chairman: The Right Reverend Stephen Venner
(the Bishop of Dover) (Ex-officio)

Members: Canon Alan Cooper (Manchester)
Mr Stuart Emmason (Manchester)
Canon Sarah James (Gloucester)
The Reverend Simon Killwick (Manchester)
The Archdeacon of Norwich (the Venerable Clifford
Offer) (Norwich)

1. Draft Amending Canon No. 26, the draft Church Representation Rules (Amendment) Resolution 200-, the draft Clergy Representation Rules (Amendment) Resolution 200- and the draft Religious Communities (Lay Representation) Rules (Amendment) Resolution 200- (“the draft legislation”) all received First Consideration from the General Synod (“the Synod”) at the February 2003 Group of Sessions. The Business Committee determined in accordance with Standing Order 68(a) that the draft legislation should be considered in accordance with the provisions of the Standing Orders relating to Measures.
2. The draft legislation was committed to a Revision Committee. At the February 2004 Group of Sessions the Synod took note of the Report of that Committee (GS 1484-7Y) and completed the Revision Stage for the draft legislation. The draft legislation then

stood committed to the Steering Committee under Standing Order 59(a) in respect of its Final Drafting.

3. The Steering Committee has met once since and has conducted its remaining business by correspondence under Standing Order 59(f).
4. The Steering Committee may propose Drafting Amendments or Special Amendments. These are defined in SO 59(g) as follows –
 - (i) a Drafting Amendment means an amendment where only the wording of the Measure is altered and not its substance; and
 - (ii) a Special Amendment means an amendment considered necessary or desirable by the Steering Committee because the Measure is not sufficiently clear or because some criticism not considered by the Synod or any Revision Committee has been brought to the notice of the Steering Committee.

Drafting Amendments

5. The Steering Committee has agreed the following Drafting Amendments (shown in bold large type in the draft legislation GS 1484-87B):

Draft Amending Canon No. 26

Paragraph 2

Delete “and” at the end of sub-paragraph (dd); and **insert** a new sub-paragraph at the end -

“(f) the words “except the reference in sub-paragraph (c) of this paragraph” shall be omitted.”.

Paragraph 5

In sub-paragraph (1)(c) – **insert** the words “and the word “and” shall be inserted before the words “the university”” immediately after the word “omitted”.

Paragraph 6

In the new paragraph 4(b) **substitute** the words “holding office in the area” for the words “of the diocese”.

In the new paragraph 4(e) **insert** the words “in the area” immediately after the word “synod”.

New Paragraph 9

Insert a new paragraph 9 –

“9. In paragraph 8 –

- (a) in sub-paragraph (a) the references to paragraph 1(c) of the provisions relating to the Convocation of Canterbury and paragraph 1(b) of the provisions relating to the Convocation of York shall be omitted and for the reference to paragraph 1(d) of the provisions relating to Canterbury there shall be substituted a reference to paragraph 1(dd) of those provisions; and
- (b) in sub-paragraph (bb) for “1(d)” there shall be substituted “1(dd)” and for the words “one of the offices” there shall be substituted the words “the office”.

and re-number the remaining paragraphs accordingly.

Paragraph 10

Insert the words “so directs” immediately after the word “bishop” and **insert** the words “so direct” immediately after the word “committee”.

The draft Church Representation Rules (Amendment) Resolution 200-

New Rule 3

Insert a new rule 3 -

“Qualifications of persons to be chosen or elected by annual meetings

- 3. For rule 10(1)(c) there shall be substituted the following sub-paragraph –

“(c) he is of sixteen years or upwards.”.”

and re-number the remaining rules accordingly.

Rule 10 (as renumbered)

Insert the word “a” immediately before the words “lay person”.”.

Rule 12 (as renumbered)

In rule 12(a), **substitute** “141” for “140”.

Rule 14 (as renumbered)

In rule 14(a) **insert** the words “and for the words “ending on a date specified” there shall be substituted the words “ending on such date as may be specified”” immediately after the word “service”.

New Rule 15

Insert a new rule 15 -

“Term of office of members of the General Synod and other bodies

15. In rule 41 after the words “House of Laity” there shall be inserted the words “, of the members elected or chosen under rule 35(1)(d) above”.”

and re-number the remaining rules accordingly.

Rule 19 (as renumbered)

In sub-paragraph (4)(a) **substitute** “16” for “15”.

The draft Clergy Representation Rules (Amendment) Resolution 200-

New rule 5

Insert a new rule 5 –

“5. In the heading to Rules 1 to 5 the words “AND PROVOSTS” shall be omitted.”

and re-number the remaining rules accordingly.

Rule 10 (as renumbered)

Insert the words “and for the words “in the province” there shall be substituted the words “in either province”” immediately after the word “omitted”.

Rule 12 (as renumbered)

In the new rule 19A, **substitute** the word “the” for the word “their” and **insert** the words “of their community” immediately before the words “is situated”.

Rule 13 (as renumbered)

In sub-paragraph (a) **insert** the words “and for the words “on a date specified” there shall be substituted the words “on such date as may be specified” immediately after the word “service”.

In sub-paragraph (c) **insert** the words “, before the words “be delivered” the word “to” shall be omitted” immediately after the word “expense”” where it second appears.

New Rule 14

Insert a new rule 14 –

“RESIGNATION

14. In rule 22 after the word “elected” there shall be inserted the word “, appointed”.

and re-number the remaining rules accordingly.

Rule 15 (as renumbered)

In sub-paragraph (a) **substitute** the words “and for the words “the decision” there shall be substituted the words “and their decision”” for the word “; and” at the end.

Insert a new sub-paragraph (b) –

“(b) in paragraph (2) after the word “In” there shall be inserted the word “an” and for “4(a)” there shall be substituted “4”; and”

and re-letter the remaining sub-paragraph accordingly.

In sub-paragraph (c) **substitute** for the words after “provosts” the words “shall be omitted, for the words “religious communities constituencies” there shall be substituted the words “religious communities constituency” and for the words from ““the bishop”” to the end of the paragraph there shall be substituted the words ““the clerical members of the bishop’s council and standing committee acting in accordance with any directions of the diocesan synod otherwise direct and their decision” of the words “the archbishop of the province of the Archbishop of Canterbury as the case may be directs and his decision””.

The draft Religious Communities (Lay Representatives) Rules (Amendment) Resolution 200-

Rule 3

Add at the end “and for the words “in the Province” there shall be substituted the words “in either Province””.

Special Amendments

6. The Steering Committee gives notice of the following Special Amendments.

Reduction in the size of the House of Laity

The draft Church Representation Rules (Amendment) Resolution 200-

Rule 12

A member of the Steering Committee to move -

In sub-paragraph (a) **substitute** “136” for “141” and **substitute** “59” for “60”.

Increase in the size of the House of Clergy

If the Special Amendment above is **not carried** a member of the Steering Committee to move -

Draft Amending Canon No.26

Paragraph 5

In sub-paragraph (1)(a) **substitute** “141” for “136” and **substitute** “60” for “59”.

NOTE:

The joint effect of the amendments made by the Synod in February in relation to archdeacons (i.e. the removal of the proposed special constituencies) and the universities (i.e. the restoration of the present special constituencies) is that the total future membership of the House of Clergy will be 202, whilst that of the House of Laity will be 208 (see Appendix II).

The practice (in recent years at least) has been to have virtual equality between the membership of the Houses of Clergy and Laity; and since 1970 the difference in number between the two Houses has never been more than five¹. The Steering Committee assumes that the Synod will wish to maintain the principle of equality between the two Houses. If so, equality could be restored in either of two ways: by the House of Laity being reduced by six; or by the House of Clergy being increased by six (see Appendices III and IV respectively). As between these two possibilities, the Committee’s preference, on balance, would be for a reduction in the size of the House of Laity, primarily because it would seem to be more consistent with what it sees as the overriding objective of reducing the size of the Synod. However, it recognises that there will be other views on the matter and it therefore proposes the alternative special amendments described above so that the Synod has the opportunity to decide which course of action to adopt: those members who wish to secure equality as between the sizes of the Houses of Clergy and Laity by a reduction in the House of Laity by a further six should vote for the first; and those who wish to secure equality by an increase in the House of Clergy by six should vote for the second. If neither special amendment is passed then the Houses will remain of the different sizes indicated above.

¹ Excluding co-opted membership and those who could be in either House, the figures since 1970 are as follows: **1970:** 251 - 246; **1975:** 248 - 243; **1980:** 250 - 245; **1985:** 254 - 253; **1990:** 254 - 253; **1995:** 254 - 253; **2000:** 254 - 253

Election of archdeacons in dioceses operating electoral areas

Draft Amending Canon No.26

Paragraph 2

A member of the Steering Committee to move –

In paragraph 2(d), at the end after the word “diocese” **insert** the words “or, where a diocese is divided into electoral areas, for any such area”.

Paragraph 3

A member of the Steering Committee to move –

In paragraph 3(c), at the end after the word “diocese” **insert** the words “or, where a diocese is divided into electoral areas, for any such area”.

NOTE:

The result of Archdeacon Hawker’s successful amendment in February is that in future there will be no special constituencies for archdeacons, who will all now be eligible to stand in the diocesan proctorial elections, subject to the new proviso that “not more than one archdeacon shall be elected for any diocese”. The question arises (not having been addressed in the debate in February 2004 on the relevant amendments) of how this proviso would apply in the event of the relevant archbishop having agreed (in exercise of the power conferred on him by paragraph 2 of Canon H 2) that a diocese should be divided into electoral areas for the purpose of conducting proctorial elections.

The Committee noted that no reliance was placed on this provision in elections to the House of Clergy at the beginning of this quinquennium (although the corresponding power conferred by Rule 38(2) Church Representation Rules was invoked in relation to the lay elections in two dioceses). But it accepted that even in a reduced House of Clergy it could still be invoked in some of the larger dioceses at a future election.

Were that to happen and archdeacons to stand and meet the quota in more than one of the electoral areas, it would not be clear which one of them would be entitled to be declared elected. Whilst the Committee recognised that this possibility was a remote one, it nevertheless

considered that provision should be made for it and action was therefore needed to clarify the position.

As to what provision should be made, the Committee agreed that electoral areas had to remain distinct and independent from each other and had to be treated for electoral purposes as separate dioceses. The Committee therefore concluded that the simplest and most logical solution was that, where electoral areas were in operation, the requirement that not more than one archdeacon be elected in each diocese should be adapted so as to require that not more than one archdeacon be elected in each electoral area. The Committee believed that this solution was consistent with the decision taken by the Synod in February and the established principle of an electoral area being treated as a separate diocese for electoral purposes. The special amendments proposed above will accordingly give effect to this proposal.

On behalf of the Committee

+Stephen Dover

Chairman

8 June 2004

Appendix I - Destination Tables

Draft Amending Canon No. 26

GS 1484A (as amended by the Revision Committee)	GS 1484B (at Final Drafting, including drafting amendments)
1	1
2(a) – (c)	2(a) – (c)
-	2(d)
2(d)	2(e)
-	2(f)
3(a) – (b)	3(a) – (b)
-	3(c)
3(c)	3(d)
4	4
5(a) – (d)	5(1)(a) – (d)
-	5(2)
6	-
7	6
8	7
9	-
10	8
-	9
11 – 16	10 - 15

**The draft Church Representation Rules (Amendment) Resolution
200-**

GS 1485A (as amended by the Revision Committee)	GS 1485B (at Final Drafting, including drafting amendments)
1 – 2	1 - 2
-	3
3 – 13	4 - 14
-	15
14 – 17	16 - 19

**The draft Clergy Representation Rules (Amendment) Resolution
200-**

GS 1486A (as amended by the Revision Committee)	GS 1486B (at Final Drafting, including drafting amendments)
1 – 4	1 - 4
-	5
5 – 6	6 - 7
7 – 8	-
9 – 14	8 - 13
-	14
15(a)	15(a)
-	15(b)
15(b)	15(c)
16	16

**The draft Religious Communities (Lay Representation) Rules
(Amendment) Resolution 200-**

GS 1487A (as amended by the Revision Committee)	GS 1487B (at Final Drafting, including drafting amendments)
1 – 6	1 - 6

Appendix II - Composition of the General Synod under the draft legislation as it currently stands after revision in full Synod

Note: the figures given in appendices II – IV are based on the numbers of clergy and laity used in 1999 to determine the distribution of seats in the Synod elected in 2000. New figures will be used to calculate the distribution of seats for the Synod to be elected in 2005. These appendices are therefore only a guide to the likely composition of the next Synod.

Table 1 – Total membership

House of Bishops		
Diocesan Bishops	44	
Suffragan Bishops	7	
Bishop of Dover	1	
		52
House of Clergy		
Elected from Dioceses	<u>184</u>	
Deans	5	
University Proctors	6	
Religious Clergy	2	
Armed Services Clergy	3	
Chaplain-General of Prisons	1	
Dean of Guernsey/ Jersey	1	
		202
House of Laity		
Elected from Dioceses	<u>199</u>	
Channel Islands Lay Representatives	2	
Armed Services Lay	3	
1st & 2nd Church Estates	2	
Commissioners		
Religious Laity	2	
		208
House not specific		
7th Representative of Armed Services	1	
Dean of the Arches	1	
Vicars-General	2	
3rd Church Estate Commissioner	1	
Chairman, Pensions Board	1	
Appointed members: Archbishops' Council	6	
		12
		474

Co-opted and ecumenical representatives not included.

Table 2 – Diocesan Proctors and Lay Members

Province of Canterbury			Province of York		
Diocese	Proctorial Seats	Lay Seats	Diocese	Proctorial Seats	Lay Seats
Bath & Wells	4	6	Blackburn	5	6
Birmingham	3	3	Bradford	3	3
Bristol	3	3	Carlisle	3	4
Canterbury	3	3	Chester	5	8
Chelmsford	7	8	Durham	5	4
Chichester	6	8	Liverpool	5	5
Coventry	3	3	Manchester	6	6
Derby	3	3	Newcastle	3	3
Ely	4	3	Ripon & Leeds	3	3
Europe	2	2	Sheffield	4	4
Exeter	4	5	Sodor & Man	1	1
Gloucester	3	4	Southwell	4	3
Guildford	4	4	Wakefield	3	4
Hereford	3	3	York	5	6
Leicester	3	3			
Lichfield	6	7	Total	55	60
Lincoln	4	4			
London	10	8			
Norwich	4	4			
Oxford	9	8			
Peterborough	3	3			
Portsmouth	3	3			
Rochester	4	5			
St Albans	6	7			
St Eds & Ips	3	4			
Salisbury	5	7			
Southwark	7	7			
Truro	3	3			
Winchester	4	5			
Worcester	3	3			
Total	129	139			

Appendix III - Composition of the General Synod under the draft legislation if the first Special Amendment to reduce the size of the House of Laity were carried

Table 1 – Total membership

House of Bishops		Change
Diocesan Bishops	44	
Suffragan Bishops	7	
Bishop of Dover	1	
		52
House of Clergy		
Elected from Dioceses	<u>184</u>	
Deans	5	
University Proctors	6	
Religious Clergy	2	
Armed Services Clergy	3	
Chaplain-General of Prisons	1	
Dean of Guernsey/ Jersey	1	
		202
House of Laity		
Elected from Dioceses	<u>193</u>	-6
Channel Islands Lay Representatives	2	
Armed Services Lay	3	
1st & 2nd Church Estates Commissioners	2	
Religious Laity	2	
		202 -6
House not specific		
7th Representative of Armed Services	1	
Dean of the Arches	1	
Vicars-General	2	
3rd Church Estate Commissioner	1	
Chairman, Pensions Board	1	
Appointed members: Archbishops' Council	6	
		12
TOTAL MEMBERSHIP		468 -6

Co-opted and ecumenical representatives not included.

Table 2 – Diocesan Lay Members (Proctors unchanged from appendix II)

Province of Canterbury			Province of York		
Diocese	Lay Seats	Change	Diocese	Lay Seats	Change
Bath & Wells	6		Blackburn	6	
Birmingham	3		Bradford	3	
Bristol	3		Carlisle	4	
Canterbury	3		Chester	7	-1
Chelmsford	7	-1	Durham	4	
Chichester	8		Liverpool	5	
Coventry	3		Manchester	6	
Derby	3		Newcastle	3	
Ely	3		Ripon & Leeds	3	
Europe	2		Sheffield	3	-1
Exeter	5		Sodor & Man	1	
Gloucester	4		Southwell	3	
Guildford	4		Wakefield	4	
Hereford	3		York	6	
Leicester	3				
Lichfield	7		Total	58	-2
Lincoln	4				
London	8				
Norwich	4				
Oxford	8				
Peterborough	3				
Portsmouth	3				
Rochester	4	-1			
St Albans	6	-1			
St Eds & Ips	4				
Salisbury	6	-1			
Southwark	7				
Truro	3				
Winchester	5				
Worcester	3				
Total	135	-4			

Appendix IV - Composition of the General Synod under the draft legislation if the second Special Amendment to increase the size of the House of Clergy were carried

Table 1 – Total membership

House of Bishops		Change
Diocesan Bishops	44	
Suffragan Bishops	7	
Bishop of Dover	1	
		52
House of Clergy		
Elected from Dioceses	<u>190</u>	+6
Deans	5	
University Proctors	6	
Religious Clergy	2	
Armed Services Clergy	3	
Chaplain-General of Prisons	1	
Dean of Guernsey/ Jersey	1	
		208 +6
House of Laity		
Elected from Dioceses	<u>199</u>	
Channel Islands Lay Representatives	2	
Armed Services Lay	3	
1st & 2nd Church Estates	2	
Commissioners		
Religious Laity	2	
		208
House not specific		
7th Representative of Armed Services	1	
Dean of the Arches	1	
Vicars-General	2	
3rd Church Estate Commissioner	1	
Chairman, Pensions Board	1	
Appointed members: Archbishops' Council	6	
		12
TOTAL MEMBERSHIP		480 +6

Co-opted and ecumenical representatives not included.

Table 2 – Diocesan Proctors (Lay Members unchanged from appendix II)

Province of Canterbury			Province of York		
Diocese	Proctorial Seats	Change	Diocese	Proctorial Seats	Change
Bath & Wells	4		Blackburn	5	
Birmingham	3		Bradford	3	
Bristol	3		Carlisle	3	
Canterbury	4	+1	Chester	5	
Chelmsford	7		Durham	5	
Chichester	6		Liverpool	5	
Coventry	3		Manchester	7	+1
Derby	3		Newcastle	3	
Ely	4		Ripon & Leeds	3	
Europe	2		Sheffield	4	
Exeter	5	+1	Sodor & Man	1	
Gloucester	3		Southwell	4	
Guildford	4		Wakefield	4	+1
Hereford	3		York	5	
Leicester	3				
Lichfield	7	+1	Total	57	+2
Lincoln	4				
London	10				
Norwich	4				
Oxford	9				
Peterborough	3				
Portsmouth	3				
Rochester	4				
St Albans	6				
St Eds & Ips	3				
Salisbury	5				
Southwark	8	+1			
Truro	3				
Winchester	4				
Worcester	3				
Total	133	+4			