

Thursday 13 February 2020  
9.30 a.m. to 1.30 p.m.

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ORDER PAPER VI

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**MORNING WORSHIP**

**SPECIAL AGENDA I**

**LEGISLATIVE BUSINESS**

**DRAFT CHANNEL ISLANDS MEASURE (GS 2152A)**

**Draft Measure for Final Approval**

*The Chair of the Steering Committee* (The Rt Revd Tim Thornton) (Bishop to the Armed Forces) to move:

- 504** ‘That the Measure entitled “Channel Islands Measure” be finally approved.’

**HOUSE OF LAITY ELECTION RULES 2020 (GS 2164)**

**Rules for approval**

*A member of the Business Committee* to move:

- 507A** ‘That the House of Laity Election Rules be considered.’

*If item 507A is carried:*

*Mr David Lamming* (St. Edmundsbury and Ipswich) to move the following amendment—

**Rule 36**

- 587** ‘In Rule 36(1), after sub-paragraph (c) *insert* “, and (d) in the case of an appeal under Rule 32(1) or (2), give a written notification to the person whose nomination is the subject of the appeal.”.’

*If item 587 is carried:*

*Mr David Lamming* (St. Edmundsbury and Ipswich) to move the following amendments—

- 588** ‘In Rule 36, after paragraph (1) *insert*—  
“(1A) A person to whom a notification is given under paragraph (1)(b) or (d) is entitled to make written representations to the relevant judge on a decision to which the appeal relates.  
(1B) The presiding officer is entitled to provide the relevant judge with a written explanation of the reasons for any decision made by the officer to which the appeal relates.  
(1C) A person to whom a notification is given under paragraph (1)(c) is entitled to provide the relevant judge with a written explanation of the reasons for the decision which that person made.  
(1D) Representations under paragraph (1A) or an explanation under paragraph (1B) or (1C) must be made within seven days of the referral of the notice of appeal.  
(1E) A notification under paragraph (1)(b), (c) or (d) must include an explanation of the entitlement to make representations or an explanation (as the case may be).”.’

### **After Rule 36**

- 589** ‘After Rule 36, *insert*—  
**“36A. Summary election appeal: parties**  
(1) On a summary election appeal, each of the following is a party to the appeal (in addition to the appellant)—  
(a) the presiding officer,  
(b) any person to whom a notification is given under Rule 36(1)(c), and  
(c) each relevant person.  
(2) Each of the following is a relevant person—  
(a) on an appeal under Rule 32(1) or (2), the person whose nomination is the subject of the appeal;  
(b) on an appeal under Rule 33(1)(a) or (b), the person whose election is the subject of the appeal;  
(c) on an appeal under Rule 33(5), any person to whom a notification is given under Rule 36(1)(b).”.’

### **Rule 37**

- 590** ‘In Rule 37(2), *leave out* sub-paragraph (b) and *insert*—

“(b) any representations or explanation made in accordance with Rule 36(1D).”.’

### **Rule 39**

**591** ‘In Rule 39(1), after paragraph (a) *insert*—

“(aa) if any decision to which the appeal relates was made by a person other than the presiding officer, give a written notification to that person,

(ab) in the case of an appeal under Rule 31(2), give a written notification to the person to whose inclusion on the list objection is made,”.’

**592** ‘In Rule 39(2), in sub-paragraph (a), *leave out* “candidate in the election” and *insert* “person referred to in paragraph (1)(a), (aa) and (ab)”.’

**593** ‘In Rule 39, after paragraph (3) *insert*—

“(3A) A person to whom a notification is given under paragraph (1)(a) or (ab) is entitled to make written representations to the panel appointed under Rule 40(1) on a decision to which the appeal relates.

(3B) The presiding officer is entitled to provide that panel with a written explanation of the reasons for any decision made by the officer to which the appeal relates.

(3C) A person to whom a notification is given under paragraph (1)(aa) is entitled to provide that panel with a written explanation of the reasons for the decision which that person made.

(3D) Representations under paragraph (3A) or an explanation under paragraph (3B) or (3C) must be made within 28 days of referral of the notice of appeal.

(3E) The presiding officer and any person to whom a notification is given under paragraph (2)(a) are each entitled to make written representations to the panel appointed under Rule 40(2) on the question of whether the panel should consider the appeal.

- (3F) Representations under paragraph (3E) must be made within seven days of the notification under paragraph (2)(a) being given.
- (3G) A notification under paragraph (1)(a), (aa) or (ab) or (2)(a) must include an explanation of the entitlement to make representations or an explanation (as the case may be).”.’

### **After Rule 39**

**594** ‘After Rule 39 *insert*—

#### **“39A. Full election appeal: parties**

- (1) On a full election appeal, each of the following is a party to the appeal (in addition to the appellant)—
- (a) the presiding officer,
  - (b) any person to whom a notification is given under Rule 39(1)(aa), and
  - (c) each relevant person
- (2) Each of the following is a relevant person—
- (a) on an appeal under Rule 31(2), any person to whom a notification is given under Rule 39(1)(ab);
  - (b) on an appeal under Rule 33(1)(c), the person whose election is the subject of the appeal;
  - (c) on an appeal under Rule 33(2), (3) or (4), any person to whom a notification is given under Rule 39(1)(a).”.’

### **Rule 41**

**595** ‘In Rule 41, *leave out* paragraph (2) and *insert*—

- “(2) A preliminary assessment of an appeal is an assessment as to whether there are arguable grounds of appeal; and, in conducting a preliminary assessment, the panel may consider only—
- (a) the notice of appeal and any accompanying written submissions, and
  - (b) any representations or explanation made in accordance with Rule 39(3D).”.’

**596** ‘In Rule 41(6), *leave out* “notify” and *insert* “give a written notification to”.

## **Rule 42**

- 597** ‘In Rule 42, leave out paragraph (1) and *insert*—  
“(1) A panel appointed under Rule 40(2) may decide to consider the appeal only if, having regard to all the circumstances, it is satisfied that there is a good reason to allow the appeal to proceed.  
(1A) The matters which the panel considers in making that decision must include—  
(a) the purported notice of appeal and any accompanying written submissions (whether on the question of why notice of appeal was not given within the required period or on any other point), and  
(b) any representations made in accordance with Rule 39(3F).”.’

- 598** ‘In Rule 42(2), leave out sub-paragraph (c) and *insert*—  
“(c) the panel must ensure that each notification required under Rule 39(1) is given to the person concerned (and, once that has been done, Rule 39(3A) to (3D) and (3G) applies in relation to the notification).”.’

- 599** ‘In Rule 42, after paragraph (2) *insert*—  
“(2A) Where the panel has decided to consider the appeal and the period for making representations in accordance with Rule 39(3D) has expired, the panel may proceed to conduct a preliminary assessment of the appeal under Rule 41.”.’

- 600** ‘In Rule 42(3), leave out “notify” and insert “give a written notification to”.’

## **Rule 45**

- 601** ‘In Rule 45(2), leave out “notify” and insert “give a written notification to”.’

*A member of the Business Committee to move:*

- 507B** ‘That the House of Laity Election Rules 2020 be approved.’

## CLERGY ELECTION RULES 2020 (GS 2165)

### Rules for approval

*A member of the Business Committee to move:*

**508A** ‘That the Clergy Election Rules 2020 be considered.’

*If item 508A is carried:*

*Mr David Lamming* (St. Edmundsbury and Ipswich) to move the following amendment—

#### **Rule 53**

**602** ‘In Rule 53(1), after sub-paragraph (c) *insert* “, and (d) in the case of an appeal under Rule 49(1) or (2), give a written notification to the person whose nomination is the subject of the appeal.”.’

*If item 602 is carried:*

*Mr David Lamming* (St. Edmundsbury and Ipswich) to move the following amendments—

**603** ‘In Rule 53, after paragraph (1) insert—

- “(1A) A person to whom a notification is given under paragraph (1)(b) or (d) is entitled to make written representations to the relevant judge on a decision to which the appeal relates.
- (1B) The presiding officer is entitled to provide the relevant judge with a written explanation of the reasons for any decision made by the officer to which the appeal relates.
- (1C) A person to whom a notification is given under paragraph (1)(c) is entitled to provide the relevant judge with a written explanation of the reasons for the decision which that person made.
- (1D) Representations under paragraph (1A) or an explanation under paragraph (1B) or (1C) must be made within seven days of the referral of the notice of appeal.
- (1E) A notification under paragraph (1)(b), (c) or (d) must include an explanation of the entitlement to make

representations or an explanation (as the case may be).”.’

### **After Rule 53**

**604** ‘After Rule 53, *insert*—

#### **“53A. Summary election appeal: parties**

- (1) On a summary election appeal, each of the following is a party to the appeal (in addition to the appellant)—
  - (a) the presiding officer,
  - (b) any person to whom a notification is given under Rule 53(1)(c), and
  - (c) each relevant person.
- (2) Each of the following is a relevant person—
  - (a) on an appeal under Rule 49(1) or (2), the person whose nomination is the subject of the appeal;
  - (b) on an appeal under Rule 50(1)(a) or (b), the person whose election is the subject of the appeal;
  - (c) on an appeal under Rule 50(5), any person to whom a notification is given under Rule 53(1)(b).”

### **Rule 54**

**605** ‘In Rule 54(2), *leave out* sub-paragraph (b) and *insert*—

“(b) any representations or explanation made in accordance with Rule 53(1D).”.’

### **Rule 56**

**606** ‘In Rule 56(1), after paragraph (a) *insert*—

- “(aa) if any decision to which the appeal relates was made by a person other than the presiding officer, give a written notification to that person,
- (ab) in the case of an appeal under Rule 48(2), (4), (6) or (8), give a written notification to the person in respect of whom the objection is made.”.’

**607** ‘In Rule 56(2), in sub-paragraph (a), *leave out* “candidate in the election” and *insert* “person referred to in paragraph (1)(a), (aa) and (ab)”.’

- 608** ‘In Rule 56, after paragraph (3) *insert*—
- “(3A) A person to whom a notification is given under paragraph (1)(a) or (ab) is entitled to make written representations to the panel appointed under Rule 57(1) on a decision to which the appeal relates.
- (3B) The presiding officer is entitled to provide that panel with a written explanation of the reasons for any decision made by the officer to which the appeal relates.
- (3C) A person to whom a notification is given under paragraph (1)(aa) is entitled to provide that panel with a written explanation of the reasons for the decision which that person made.
- (3D) Representations under paragraph (3A) or an explanation under paragraph (3B) or (3C) must be made within 28 days of referral of the notice of appeal.
- (3E) The presiding officer and any person to whom a notification is given under paragraph (2)(a) are each entitled to make written representations to the panel appointed under Rule 57(2) on the question of whether the panel should consider the appeal.
- (3F) Representations under paragraph (3E) must be made within seven days of the notification under paragraph (2)(a) being given.
- (3G) A notification under paragraph (1)(a), (aa) or (ab) or (2)(a) must include an explanation of the entitlement to make representations or an explanation (as the case may be).”.

### **After Rule 56**

- 609** ‘After Rule 56 *insert*—
- “56A. Full election appeal: parties**
- (1) On a full election appeal, each of the following is a party to the appeal (in addition to the appellant)—
- (a) the presiding officer,
  - (b) any person to whom a notification is given under Rule 56(1)(aa), and
  - (c) each relevant person.
- (2) Each of the following is a relevant person—

- (a) on an appeal under Rule 48(2), (4), (6) or (8), any person to whom a notification is given under Rule 56(1)(ab);
- (b) on an appeal under Rule 50(1)(c), the person whose election is the subject of the appeal;
- (c) on an appeal under Rule 50(2), (3) or (4), any person to whom a notification is given under 56(1)(a).”

## **Rule 58**

- 610** ‘In Rule 58, *leave out* paragraph (2) and *insert*—  
“(2) A preliminary assessment of an appeal is an assessment as to whether there are arguable grounds of appeal; and, in conducting a preliminary assessment, the panel may consider only—  
(a) the notice of appeal and any accompanying written submissions, and  
(b) any representations or explanation made in accordance with Rule 56(3D).”.’
- 611** ‘In Rule 58(6), *leave out* “notify” and *insert* “give a written notification to”.’

## **Rule 59**

- 612** ‘In Rule 59, *leave out* paragraph (1) and *insert*—  
“(1) A panel appointed under Rule 57(2) may decide to consider the appeal only if, having regard to all the circumstances, it is satisfied that there is a good reason to allow the appeal to proceed.  
(1A) The matters which the panel considers in making that decision must include—  
(a) the purported notice of appeal and any accompanying written submissions (whether on the question of why notice of appeal was not given within the required period or on any other point), and  
(b) any representations made in accordance with Rule 56(3F).”.’

- 613** ‘In Rule 59(2), *leave out* sub-paragraph (c) and *insert*—  
“(c) the panel must ensure that each notification required under Rule 56(1) is given to the person concerned (and, once that has been done, Rule 56(3A) to (3D) and (3G) applies in relation to the notification).”.’
- 614** ‘In Rule 59, after paragraph (2) *insert*—  
“(2A)Where the panel has decided to consider the appeal and the period for making representations in accordance with Rule 56(3D) has expired, the panel may proceed to conduct a preliminary assessment of the appeal under Rule 58.”.’
- 615** ‘In Rule 59(3), *leave out* “notify” and *insert* “give a written notification to”.’

## **Rule 62**

- 616** ‘In Rule 62(2), *leave out* “notify” and *insert* “give a written notification to”.’

*A member of the Business Committee to move:*

- 508B** ‘That the Clergy Election Rules 2020 be approved.’

## **CONVOICATIONS (ELECTIONS TO UPPER HOUSE) RULES 2020 (GS 2166) Rules for approval**

*A member of the Business Committee to move:*

- 509A** ‘That the Convocations (Elections to Upper House) Rules 2020 be considered.’

*If item 509A is carried:*

*Mr David Lamming (St. Edmundsbury and Ipswich) to move the following amendment—*

## **Rule 28**

- 617** ‘In Rule 28(1), after sub-paragraph (c) *insert* “, and

- (d) in the case of an appeal under Rule 24(1) or (2), give a notification by email to the person whose nomination is the subject of the appeal.”.’

*If item 617 is carried:*

*Mr David Lamming* (St. Edmundsbury and Ipswich) to move the following amendments—

**618** ‘In Rule 28, after paragraph (1) *insert*—

“(1A) A person to whom a notification is given under paragraph (1)(b) or (d) is entitled to make written representations to the relevant judge on a decision to which the appeal relates.

(1B) A person to whom a notification is given under paragraph (1)(c) is entitled to provide the relevant judge with a written explanation of the reasons for the decision which that person made.

(1C) Representations under paragraph (1A) or an explanation under paragraph (1B) must be made within seven days of the referral of the notice of appeal.

(1D) A notification under paragraph (1)(b), (c) or (d) must include an explanation of the entitlement to make representations or an explanation (as the case may be).”

### **After Rule 28**

**619** ‘After Rule 28, *insert*—

#### **“28A. Summary election appeal: parties**

(1) On a summary election appeal, each of the following is a party to the appeal (in addition to the appellant)—

- (a) any person to whom a notification is given under Rule 28(1)(c), and  
(b) each relevant person.

(2) Each of the following is a relevant person—

- (a) on an appeal under Rule 24(1) or (2), the person whose nomination is the subject of the appeal;  
(b) on an appeal under Rule 25(1)(a) or (b), the person whose election is the subject of the appeal  
(c) on an appeal under Rule 25(3), any person to whom a notification is given under Rule 28(1)(b).”.’

## **Rule 29**

- 620** ‘In Rule 29(2), leave out sub-paragraph (b) and *insert*—  
“(b) any representations or explanation made in accordance with Rule 28(1C).”.’

## **Rule 30**

- 621** ‘In Rule 30, *leave out* sub-paragraph (5) and *insert*—  
“(5) Where notice of a full election appeal is given, the archbishop must without delay (and in any event within 48 hours of receiving it unless in the meantime written notice is given to withdraw the appeal)—  
(a) give a notification by email to each candidate in the election,  
(b) give a notification by email to any person who made a decision to which the appeal relates, and  
(c) in the case of an appeal under Rule 23(2), give a notification by email to the person in respect of whom the objection is made.”  
(6) Where a purported notice of a full election appeal is given out of time, the archbishop must without delay (and in any event within 48 hours of receiving it unless in the meantime written notice is given to withdraw the appeal) give a notification by email to each person referred to in paragraph (5)(a), (b) and (c).  
(7) A person to whom a notification is given under paragraph (5)(a) or (c) is entitled to make written representations to the panel appointed under Rule 31(1) on a decision to which the appeal relates.  
(8) A person to whom a notification is given under paragraph (5)(b) is entitled to provide that panel with a written explanation of the reasons for the decision which that person made.  
(9) Representations under paragraph (7) or an explanation under paragraph (8) must be made within 28 days of referral of the notice of appeal.  
(10) A person to whom a notification is given under paragraph (6) is entitled to make written representations to the panel appointed under Rule 31(2) on the question of whether the panel should consider the appeal.

- (11) A notification under paragraph (5) or (6) must include an explanation of the entitlement to make representations or an explanation (as the case may be).”

### **After Rule 30**

**622** ‘After Rule 30 *insert*—

#### **“30A. Full election appeal: parties**

- (1) On a full election appeal, each of the following is a party to the appeal (in addition to the appellant)—
- (a) any person to whom a notification is given under Rule 30(5)(b), and
  - (b) each relevant person.
- (2) Each of the following is a relevant person—
- (a) on an appeal under Rule 23(2), any person to whom a notification is given under Rule 30(5)(c);
  - (b) on an appeal under Rule 25(1)(c), the person whose election is the subject of the appeal;
  - (c) on an appeal under Rule 25(2), any person to whom a notification is given under 30(5)(a).”.’

### **Rule 32**

**623** ‘In Rule 32, *leave out* paragraph (2) and *insert*—

- “(2) A preliminary assessment of an appeal is an assessment as to whether there are arguable grounds of appeal; and, in conducting a preliminary assessment, the panel may consider only—
- (a) the notice of appeal and any accompanying written submissions, and
  - (b) any representations or explanation made in accordance with Rule 30(9).”.’

**624** ‘In Rule 32(6), after “notify” insert “by email”.’

### **Rule 33**

**625** ‘In Rule 33, *leave out* paragraph (1) and *insert*—

- “(1) A panel appointed under Rule 31(2) may decide to consider the appeal only if, having regard to all the circumstances, it is satisfied that there is a good reason to allow the appeal to proceed.

- (1A) The matters which the panel considers in making that decision must include—
- (a) the purported notice of appeal and any accompanying written submissions (whether on the question of why notice of appeal was not given within the required period or on any other point), and
  - (b) any representations made in accordance with Rule 30(10).”

**626** ‘In Rule 33(2), *leave out* sub-paragraph (c) and *insert*—  
“(c) the panel must ensure that each notification required under Rule 30(5) is given to the person concerned (and, once that has been done, Rule 30(7) to (9) and (11) applies in relation to the notification).”.’

**627** ‘In Rule 33, after paragraph (2) *insert*—  
“(2A)Where the panel has decided to consider the appeal and the period for making representations in accordance with Rule 30(9) has expired, the panel may proceed to conduct a preliminary assessment of the appeal under Rule 32.”.’

**628** ‘In Rule 33(3), after “notify” insert “by email”.’

### **Rule 36**

**629** ‘In Rule 36(2), after “notify” insert “by email”.’

*A member of the Business Committee to move:*

**509B** ‘That the Convocations (Elections to Upper House) Rules 2020 be approved.’

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## **SPECIAL AGENDA IV**

### **DIOCESAN SYNOD MOTIONS**

### **THROUGH HIS POVERTY (GS 2149A and GS 2149B)**

*The Revd Canon Kathryn Fitzsimons* (Leeds) to move on behalf of the Leeds Diocesan Synod:

- 14** 'That this Synod, call on the Archbishops' Council to commission a study that explores:
- (a) the reasons why, in contrast to Jesus, the Church of England is generally less effective in communicating with, and attracting people from, more disadvantaged communities; and
  - (b) ways of addressing and reversing this situation.'

*The Revd Dr Jason Roach* (London) to move the following amendments:

- 64** 'In paragraph (a) *leave out* “, in contrast to Jesus,” and after “disadvantaged communities” *insert* “despite the gospel being good news for the poor”.'
- 65** 'In paragraph (b) after “situation” *insert* “, such as:
- (i) actively seeking to select and train more people from disadvantaged communities
  - (ii) deploying more resources into reaching people from disadvantaged communities
  - (iii) gathering and disseminating stories of good practice from churches working in disadvantaged communities”.'

*The Revd Catherine Pickford* (Newcastle) to move the following amendments:

- 66** 'In the opening words *leave out* “explores”;
- In paragraph (a) and in paragraph (b), at the beginning *insert* “explores”;

After paragraph (b) insert—

- “( ) builds upon the work of the GRA:CE project in exploring the links between social action, discipleship, and church growth”.'

## **SPECIAL AGENDA III**

### **PRIVATE MEMBERS' MOTIONS**

#### **LEGAL AID REFORM (GS 2163A and GS 2163B)**

*Mr Carl Fender* (Lincoln) to move:

- 15** 'That this Synod, mindful that a justice system should be open and free from barriers of any kind, and also provide easy access to enable the most vulnerable and disadvantaged people in our society to seek professional help in bringing their claims before our courts and tribunals;
- (a) recognise our legal aid system as an essential public service and fully endorse its preservation for the benefit of the nation;
  - (b) welcome the reports by Amnesty International and the Bach Commission about the impact of the Legal Aid, Sentencing and Punishment of Offenders Act 2012 and note both their findings about its impact on the most vulnerable and disadvantaged groups in our society and their recommendations for reform of the current system; and
  - (c) call on Her Majesty's Government to respond positively to these reports and explore ways of alleviating the impact that the 2012 Act has had on these groups.'

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**Not later than 12.45 pm**

**16 FAREWELLS**

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**Not later than 1.30 pm**

**17 PROROGATION**

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