

APPENDIX L

Legislation Awaiting Second Reading in 2019

Note: In order to make a change to the Declaration of Principles or any Canon dealing with doctrine, worship or discipline, each of the three Orders has to pass the resolution, and it has to be passed at two successive General Synods: S.11 a) i) and ii) of the Declaration of Principles.

The following resolutions were given first reading at the 2016 General Synod and will be referred to the Dioceses and Provinces prior to the second reading in 2019.

Resolution Number A030-R1a

Housekeeping Amendments

Be it resolved that this General Synod:

Give first reading to the following housekeeping amendments to the Declaration of Principles and specified Canons:

1. Changing section 11 c) ii) of the Declaration of Principles to read as follows:

All other Canons may be approved or amended by a two-thirds majority of each Order voting separately.

2. Adding the following to Canon XVIII:

6 iii) The National Indigenous Anglican Bishop,

3. Amending Canon XX as follows:

A. in section 3 i), adding the words shown in bold:

If any member of the court dies, or declines to act or becomes incapable of doing so, or develops an interest in the case, **or changes Order due to ordination or relinquishment or abandonment of ordained ministry**, or if a bishop ceases to hold episcopal office as aforesaid, before the hearing is commenced, the vacancy shall be filled in the same way. If the vacancy occurs after the hearing has commenced the remaining members of the court may continue the hearing and give judgment or in their discretion direct that a new court be appointed and the hearing recommenced.

B. in section 4 a), adding the words shown in bold:

The other assessors shall be provincial or diocesan chancellors, **or persons learned in Canon Law**, appointed in the same manner as members of the court.

C. in section 10 a), changing the words shown in bold:

Before delivering judgment on a question of doctrine, the Supreme Court shall refer the question to the **members of the Order of Bishops** and ask for the individual written opinion of each such bishop on the question and shall consider the opinions of the bishops who reply to the request within two months after the making of the reference in reaching its decision

Resolution Number A051-R2

Amendment to Canon XXI (On Marriage in the Church)

Be it resolved that this General Synod:

1. Declare that Canon XXI (On Marriage in the Church) applies to all persons who are duly qualified by civil law to enter into marriage.
2. Make the following consequential amendments to Canon XXI:
 - (a) in paragraph 2 of the Preface, delete the words “of the union of man and woman in”;
 - (b) in paragraph 4 of the Preface, substitute the words “the parties to the marriage” for the “husband and wife”;
 - (c) in section 16 a) of the Regulations, substitute “the parties to the marriage” for “a man and a woman”;
 - (d) in section 17 b) of the Regulations, substitute “the parties to the marriage” for “husband and wife”.
3. Add the following to section 11 of the Regulations
 - e) A minister may only solemnize a marriage between persons of the same sex if authorized by the diocesan bishop.
4. Declare that this resolution shall come into effect on the first day of January after being passed by General Synod at Second Reading.

A Note on the Procedure Used to Adopt Resolution Number A052

Resolution A052 was passed by two-thirds of the Order of Bishops and two-thirds of the Orders of Clergy and Laity voting together (the general requirement then in force for amending canons). However, paragraph 4 and some applications of paragraph 2 of Resolution A052 would make changes to provisions in the Constitution or in canons dealing with doctrine, discipline or worship, which can only be amended by two-thirds of each Order at two successive General Synods. Accordingly, those particular changes will need to be brought back to General Synod 2019 for first reading, and have not been incorporated into the Handbook at this time. Paragraphs 1, 3, 5 and appropriate applications of paragraph 2 have been incorporated into the Handbook.

Resolution Number A052 reads as follows:

Canon XXIII (Anglican Military Ordinariate)

Be it resolved that this General Synod:

1. amend or add the following definitions to the Glossary section of the Handbook:
 - a) Anglican Military Ordinariate. The Anglican Military Ordinariate is composed of all of the Anglican clergy and lay service personnel in the Canadian Armed Forces and their families.
 - b) Bishop Ordinary to the Canadian Armed Forces A bishop elected with the concurrence of the Primate and the Metropolitans who has episcopal jurisdiction over the chaplains of The Anglican Church of Canada serving with the Canadian Armed Forces.
 - c) Chancellor of the Anglican Military Ordinariate A judge or barrister who is appointed to advise the Bishop Ordinary to the Canadian Armed Forces.
2. amend all of the references in the Handbook to “Canadian Forces” to “Canadian Armed Forces”.
3. amend section 5 b) of Canon III (The Primate) to read as follows:

Subject to the provision of financial requirements, the Primate and the four Provincial Metropolitans may concur in the election by the Anglican Military Ordinariate of the Bishop Ordinary who shall have episcopal jurisdiction over the members of the Anglican Military Ordinariate in accordance with any applicable Canon.
4. amend section 1 a) of Canon XVII (The Licensing of Clergy) to read as follows:

“chaplain” means full and part-time priests commissioned as officers in the Canadian Armed Forces, and mandated by the Chaplain General.
5. amend explanatory Note 1 at the end of Canon XXIII to read:

...if the Bishop Ordinary-elect is a serving member of the Regular Force or Primary Reserve, that person must forthwith submit a formal request for release from the Canadian Armed Forces, may be consecrated as bishop upon proof of acceptance of that request, but may not commence his or her duties as Bishop Ordinary until the effective date of release from the Canadian Armed Forces.