



**36<sup>TH</sup> SESSION OF PROVINCIAL SYNOD OF THE ANGLICAN CHURCH OF  
SOUTHERN AFRICA  
SCHEDULES FROM 21-23 September 2021  
Minutes of the 1<sup>st</sup> Day of Synod  
21 SEPTEMBER 2021**

The necessary summons and notice had been issued for this session of Synod. On-line registration was opened from 14:00

**1. 15:30 OPENING EUCHARIST**

The President welcomed all members to the 36<sup>th</sup> session of Provincial Synod and especially to those who were attending Synod for the first time. This was also the first time that Provincial Synod was being held virtually during the COVID-19 pandemic. The Opening Eucharist was held on zoom so that anyone could participate in the live streaming.

**2. DECLARATION OF A QUORUM**

The opening Eucharist was held and following the Creed, the Provincial Registrar, Mr. Lloyd Fortuin, confirmed that a quorum was virtually present. The President then presented his Charge.

The President's Charge is attached to the minutes as **Annexure 1.**

### 3. PRESENTATION OF AWARDS

#### Honorary Canonry

The following members who inducted as Honorary Provincial Canons.

Ven. Horace Arenz  
Ven. Keith De Vos  
Can. Hamilton Mbatha  
Bishop Funginkosi Mbhele  
Very Revd. Tanki Mofana SSM  
Very Revd. Ndabezinhle Sibisi  
Revd. Carol Starkey  
Revd. Can. Janet Trisk

#### The Archbishop's Peace with Justice Award

The following persons were the elected recipients for this award.

The Revd. Courtney Sampson was presented with this award for his ongoing service and commitment to the church and the nation.  
Revd. Canon Rachel Mash for her ongoing work in the protection of creation and as an eco-warrior.

#### Order of Simon of Cyrene:

The following persons were inducted into the Order:

Adv. Raynold Bracks  
Ms. Dianna Oliver

#### Lambeth Decorations

The following members had been awarded with Lambeth Decorations by the Archbishop of Canterbury:

Revd. Can. Rachel Mash  
Right Revd. Luke Pato (Order of St. Augustine's, Canterbury)  
Right Revd. Ellinah N. Wamukoya (post-humously)

The Eucharist then continued with the sharing of the peace  
The Archbishop celebrated at Good Shepherd and the Bishop in each hub also celebrated and communicated those in the hubs. For those who had joined the service virtually, the Spiritual Communion Prayer was shared.

The Archbishop then shared the Pontifical Blessing and the blessing and dismissal was pronounced. Rev Grant Walters as Synod Manager announced that Synod would resume on the Microsoft Teams platform and a new link would be sent to all members to join the session.  
Recessional Anthem was played.

#### **4. 18:05 - COMMENCEMENT OF PRELIMINARY BUSINESS**

Synod reconvened on Teams and members successfully rejoined Synod.

The President then continued with the other Preliminary Business of Synod.

#### **5. PRELIMINARY BUSINESS**

##### **5.1 Appointment of Clerical Secretaries:**

The following persons were proposed and accepted by Synod as clerical salaries by the House of Clergy.

Canon Delmaine Petersen- George  
Archdeacon Edwin Pockpass – False Bay

##### **5.2 Lay secretaries**

The following persons were proposed and accepted as clerical secretaries by the house of laity.

Ms Kim Williams- False Bay  
Ms Funeka Ndungane- Johannesburg

##### **5.3 Assistant secretaries**

Synod also accepted the following persons as assistant secretaries.

Mrs. M. Mototjane  
Ms. T. Robinson

Communications: Mr. J. Allen

##### **5.4 Scrutineers**

Synod accepted the following members as minute scrutineers:

Mrs. R. Beneke; Lay Can. R. Manning; Rt Revd. M. Vertue; Adv. E. De Villiers-Jansen; Ven. F. Maupa.

##### **5.5 Chair of Committee of Synod:**

Mr. Lloyd Fortuin was nominated and elected as Committee of Synod Chair.

##### **5.6 Resolutions Committee:**

Resolutions Committee proposed Mr. L. Fortuin, Adv. E De Villiers-Jansen, Mr. D. Mampa, Judge Ian Farlam, Revd. M. Essau and Ven. Grant Walters.

### **5.7 Prolocutor**

Rt. Revd. Stephen Diseko proposed Revd. Canon Douglas Torr as Prolocutor, seconded by Rt. Revd. Ebenezer Ntlali, and so elected by House of Clergy.

### **5.8 Chairperson of the House of Laity**

Proposed by Ms. Kim Williams of False Bay that Lay Canon Rosalie Manning be elected as Chairperson of the House of Laity. This was seconded by the Rt Revd. Charles May of Highveld.

Lay Canon Rosalie Manning was duly elected as Chairperson by the Laity

### **5.9 Suspension of Rule 44 (pg. 230 of Canons)**

The President proposed on recommendation of the Synod Advisory Committee that the requirement for the passing of a single day between the second and third reading be suspended. This is set out in Rule 44. This was accepted by Synod with the necessary majority.

Once the Measure has been deferred to Committee of Synod, the Committee will finalize the Measure for discussion at Synod and a report on the work of the Committee will be presented at the next sitting at Provincial Synod.

### **5.10 Procedure regarding Minutes (14(c) pg. 221)**

The President requested permission to do away from the public reading of minutes. Minutes to be posted after scrutiny and then proposed for acceptance and signing by the President. This motion was accepted with the necessary majority.

### **5.11 President to propose that “All reports that have been tabled and contained in the Second Agenda Book be received *en-block* and become the property of Synod.”**

The motion as proposed to Synod was accepted and assented to by Synod.

## **6. REPORT TO SYNOD ON THE WORK AND OUTCOMES OF THE SYNOD OF BISHOPS – Dean of the Province**

- Mandated by Kimberly & Kuruman and Lesotho to elect a Bishop for them in the Electoral College
  - Bishop Brian Marajh of George– was elected for translation to be the Bishop Elect of Kimberley and Kuruman
  - Revd Dr Canon Vicentia Kgabe – was elected as Bishop Elect of Lesotho
  -
- Bishop Vkinduku Victor Mnculwane was consecrated and enthroned as Bishop of Zululand on 12 September 2021.

- Bishop Nkosinathi Ndwandwe formerly Bishop of Mthatha has been translated to the Diocese of Natal on the 11 September 2021.
- Protection of Personal Information Act was presented by experts to the SOB. It was noted that as the Church we must be familiar with such legislation, and to be implemented within the Province up to and including parish level.
- A report of the work of the Safe and Inclusive Churches Commission and the Human Sexuality Commission were presented to the Synod of Bishops.
- Prof Barney Pityana reported on theological education in ACSA and the need to focus on mission and ministry and to be relevant to current challenges.
- Professor Mary Metcalfe joined SOB providing feedback on the work around discrimination in Anglican /Schools and that progress has been made. It was noted that the Anglican church condemns any form of discrimination within the church and communities.
- Bishops support multiplication of Diocese of Natal. Translating Bishop Vicente Msosa of Niassa to Missionary Bishop of Missionary Diocese of Zambezia.
- Progress on creation of new Province IAMA – preparations in advanced stages and SOB in support thereof.
- SOB accepted Bishop Luke Pato's request to retire.

## 7. INVITED GUESTS:

The President welcomed the following guests:

The Revd Berry Behr (Western Cape Religious Forum)-Prayer presence

The President Jorge Cabral-Lustania Church

The Revd Duncan Domer-USPG CEO/ General Secretary

Mr Edgar Jones-Tear Fund

Mr Jeroham Melendez-(Inglesia Anglicana de la Region Central America);

Mr Sayef Moulana (Western Cape Religious Forum)-Prayer presence

Bishop Malusi Mpumlwana-General Secretary, South African Council of Churches- a message of greeting from the SACC is also attached as **Annexure 2**

Bishop Prof Emily Onyango-Bishop of Bondo, Kenya

The Most Revd Jackson Ola Sapit-on behalf of the Primates

Ms Fran Steart-USPG

The Right Revd Rob Wickham, Bishop of Edmonton-USPG

Synod then moved onto dealing with the Measures as set out in Agenda Book 1.

## **8. MEASURE 1**

**This Measure was declared of a formal nature by the President.**

As this was declared of a formal nature the proposer spoke to the principles and substantive changes as set out in Agenda Book 1.

Proposer: Rev Canon Dr Ronald Phillips

Seconder: Ms Tebogo Molefe

This measure includes amendments to the following Canons:

Canon 12, 14, 19 and 22 and seeks to amend the Canons to reflect:

- A more inclusive language that is gender neutral; and
- Improved language structure and syntax.

Ms Tebogo Molefe the Seconder supported the amendments as proposed.

The proposer moved that the measure be put and this was agreed to. The measure was then voted on and accepted and the Committee of Synod may make the necessary grammatical and editorial changes.

### **Measure adopted to go to Committee of Synod (21 September 2021):**

The wording as recorded in the Agenda Book is included here, together with the necessary grammatical changes.

## **AMENDMENTS TO THE CANONS**

### **SYNOD 2021**

#### **The Principle**

**Whereas** the current Canons require amending, in terms of language, gender sensitivity, accessibility, format, structure and to reflect the missional intent of our Province.

## THE PROPOSAL

### Synod resolves

1. To repeal Canons 12, 14, 19 and 22 and replace them with the following:

**Proposer:** The Revd Dr Canon Ronald Phillips

**Seconder:** Ms Tebogo Molefe

### Canon 12

#### OF DIOCESAN BISHOPS TEMPORARILY INCAPACITATED

##### 1. Appointment of Vicar-General by Bishop

In the event of a Diocesan Bishop being temporarily incapacitated from fulfilling the duties of the office and administering the Diocese, while remaining within the Diocese, it shall be competent for the Bishop to appoint a Vicar General with authority to administer the Spiritualities of the Diocese, and to maintain discipline according to the Canons of the Church, provided that such action shall be reported to the Metropolitan.

##### 2. Appointment of Vicar-General by Metropolitan

Should it happen that a Diocesan Bishop is unable to appoint a Vicar General in terms of this Canon, the Metropolitan after consultation with the Chapter of the Diocese, or where there is no Chapter, with the three most senior priests, shall appoint a Vicar General.

### CANON 14

#### Of Resignation of Diocesan Bishops

##### 1. Method of resignation

(a) If a Diocesan Bishop shall desire to resign the See or to retire therefrom, whether immediately or from a certain future date the decision thereon being irrevocable. The Bishop shall send the resignation to the Metropolitan in writing or, if the Bishop is the Metropolitan, to the Dean of the Province. The majority of the Diocesan Bishops shall judge whether the resignation shall be accepted.

(b) The provisions of section 1.1(a) of this Canon shall not apply when a Diocesan Bishop is elected as Bishop of another Diocese or so appointed by a delegation made in terms of section [12(v)] of Canon 4 of the Election of Bishops.

[2] Mandate to be issued.

Upon acceptance of the resignation as aforesaid, the Metropolitan (or in the Metropolitan's] absence the Dean of the Province) shall forthwith proceed in terms of section [8] of Canon 4 of the Election of Bishops to issue the mandate. The Bishop tendering the resignation shall be ineligible to be a member of the Advisory Committee and the Elective Assembly, when convened, to consider the election of the Bishop's successor.

[3] Compulsory resignation of Bishops

A Diocesan Bishop may, upon the representation to the Metropolitan [and the Synod of Bishops] of at least three Diocesan Bishops, be asked, or if necessary, required to resign the See, such a decision can only be considered after giving the afore mentioned Diocesan Bishop an adequate opportunity to respond to the representation of the three Bishops, after the representation by the three Bishop and the response of the Diocesan Bishop has been received by the Metropolitan and the Synod of Bishops, in the presence of the Provincial Chancellor and Registrar (or failing their Deputies) , it is the decided opinion of two-thirds of the Diocesan Bishops that such Bishop is no longer able to discharge adequately the duties of the office; provided –

(a) that no action shall be taken unless both the Chancellor and the Registrar (or Deputy as the case may be) concur that the decision in their opinion is correct in terms of the canon law and any other law or legal principle that may apply to the facts;

(b) that the Bishop shall cease to function as Bishop from the date of the decision of [two thirds of the Diocesan Bishops referred to in this section and shall, conditional on proviso (c) below failing to identify another ministry, move the Bishop's household from any Diocesan accommodation within three months of the decision of the Synod of Bishops; and

(c) that the Synod of Bishops or the Metropolitan and Metropolitan's Executive shall try to seek, in consultation with the Bishop concerned, another suitable stipendiary ministry within the Province within the three months period referred to in proviso (b).

(d) However, if it appears to the Metropolitan, after consultation with the Metropolitan's Executive, either before embarking on or during this process that the reason or one of the reasons giving rise to the resignation is in fact related mainly or substantially to matters which could constitute a charge or accusation in terms of Canon 37.1, then in the absence of any charge under Canon 37.1, the Metropolitan in consultation with the Metropolitan's Executive shall proceed in Terms of Canon 38, in respect of those matters and, in respect of any balance of issues that remain, may continue with the consideration of the Diocesan Bishop's ability to discharge adequately the duties of the office.

4 Retirement of Bishops

(a) Diocesan Bishops shall, at the end of the month in which they attain the normal retirement age as defined in the Rules of the relevant Provincial Pension Fund, resign from their Sees by tendering their resignation to the Metropolitan, which the Metropolitan must accept.

(b) If the Diocesan Bishop requests any extension of tenure, the Metropolitan, after consultation with the Metropolitan's Executive, Diocesan Chapter, Diocesan Council (howsoever



known) and the Diocesan Trusts Board and Finance Board (if separate), with the Diocesan Bishop recused from all these consultations, may extend the Bishops tenure for a further period or periods not exceeding 12 months in each instance.

(c)(i) The Metropolitans, resignation shall be tendered to the Synod of Bishops, which the Synod must accept.

(c)(ii) If the Metropolitan requests an extension of tenure, the Synod may, after consultation with the Diocesan Standing Committee of the Diocese of Cape Town, the Metropolitan's Executive members and the Provincial Finance Board (the Metropolitan to be recused from all these consultations), extend the tenure for a further period not exceeding 12 months in each instance.

(d) These provisions will not apply to Diocesan Bishops or the Metropolitan in office on or before 27 September 2016, to whom the provisions of Canon 14(3) as they were at that date shall apply.

[5] Of Metropolitan

(a) The functions assigned to the Metropolitan in the above section of this Canon shall, in the event of the Metropolitan coming under its provisions, be exercised by the Dean of the Province.

## **Canon 19**

### **Of Ordained Persons who abandon the Service of the Church**

If persons in Holy Orders, without consent from the Bishop, abandon the exercise of the ordained ministry, or forsake the Communion of the Church, such persons shall not be allowed to resume the exercise of any Ministerial Office in this Church, until such person have given to the proper authority evidence of the sincerity of their sincere repentance for the fault which they have committed.

## **Canon 22**

### **OF SPIRITUALITIES AND REVENUES OF VACANT BISHOPRICS**

#### **1. Vacant Bishoprics**

Whenever any See of this Province shall be vacant by the death of a Bishop or other sufficient cause, the spiritual care and governance of the Diocese shall devolve upon the Metropolitan, who shall appoint a Vicar General to act until such time as a duly elected Bishop is installed or collated.

#### **2. Revenues of the Bishopric**

Any Bishopric Endowment or other funds vested directly in or placed solely under the supervision of the Diocesan Bishop for the Bishops own use in terms of the Trust Fund, donation or bequest by which such funds were established, (hereafter referred to as the revenues of the Bishopric), shall, during the vacancy of the See, be received and administered by the Chapter, together with the Vicar General (if the Vicar General is not a member of the Chapter) or, if there be no Chapter,

by the Vicar General, who shall duly account for the same to the next succeeding Bishop within three months from the date of the collation.

### 3. Remuneration

The Chapter, together with the Vicar General, or, if there be no such Chapter, Finance Board of the Diocese, shall apportion out of the revenues of the vacant Bishopric such sum as they shall see fit to remunerate the Metropolitan and the Vicar General for their services rendered by them.

*Synod unanimously voted in favour of the Measure as presented.*

## 9. MEASURE 2

**This Measure was declared of a formal nature by the President.**

As this was declared of a formal nature the proposer spoke to the principles and substantive changes as set out in Agenda Book 1.

**Proposer:** Mr Kgowe Molemo, Diocese of Matlosane

**Seconder:** Ms Lulama Ntuta, Diocese of Highveld

Clarifies the Canons on representation of young people at Synod.

The Seconder reserved their right to speak.

*The Proposer asked that the measure be put, this was agreed to and was then voted and approved by Synod.*

### Canon 1

#### The Principles

#### Whereas

1. No provision has been made for Youth representation at Synod whilst having representation at Provincial Standing Committee (Canon 43 (3)(a)(iv)).
2. The wording of Canons 1 refers to the sessions of Provincial Synod, without qualification, heretofore being held on an in-person basis.

3. The advent of the Corona-19 virus pandemic world-wide has resulted in the development of the means to hold virtual meetings through the use of technological innovations. Holding virtual meetings is imperative to counter the danger of the spread of air-borne viruses. Thus, the need for a qualification to include virtually held sessions and assemblies as being compliant with Canon 1.
4. The pandemic might also necessitate an emergency Synod to be called on an urgent basis.
5. The appointment and functions of the Registrars and Chancellors should preferably be governed by Canon 44, "Of Provincial Officers" of the Province.
6. The current Canons require amending, in terms of language, gender sensitivity, accessibility, format, structure and to reflect the Missional intent of our Province.

## **THE PROPOSAL**

### **Synod resolves**

1. To add a new Canon 1(1)(e) to Canon 1 reading:

#### ***Emergency Synod***

*The Metropolitan, after consultation with the Metropolitan's Executive, can convene an emergency Synod, within 30 days, if extraordinary circumstances exist which justifies such a Synod. The circumstances for the calling of an emergency Synod will be at the sole discretion of the Metropolitan.*

2. To add a new Canon 1(1)(f) to Canon 1 reading:

*"The Session, the Committee of Synod and all other meetings held in connection with the Session may be held in person or virtually, or partly in one form and partly in the other, as the Metropolitan or the Metropolitan's deputy as provided for in Canon 1(4), by virtue of being President of Synod, may allow or decide."*

3. To insert a new section 2(c)(viii):

#### ***Youth Representatives***

*The Metropolitan shall nominate two youth representatives to Provincial Synod who shall be confirmed communicants over the age of 18 and office-bearers of provincial youth organisations or structures recognized by the Church of this Province.*

4. Delete section 15(a) and 16(a) and insert it into Canon 44 as a new section 2.
5. To amend the current Canon in terms of language, format and structure.

**Chapter I**  
**LEGISLATIVE BODIES**

**Canon 1**

**1. Notice of Provincial Synod**

- (a) The Metropolitan (or other Bishop convening the Provincial Synod) shall give to all the Diocesan Bishops at least seven calendar months' notice of every ordinary Session of the Provincial Synod.
- (b) The Bishop of each Diocese shall cause such notice to be published, during Divine Service, in the several churches of the Diocese, on a Sunday not later than the fourth Sunday after receipt of such notice.
- (c) An ordinary Session shall meet at intervals of approximately three years.
- (d) When a special Session is convened, four months' notice shall be sufficient, and the Metropolitan shall give a general intimation, so far as may be, of the purposes for which the Synod is summoned.

[(e) Emergency Synod

*The Metropolitan, after consultation with the Metropolitan's Executive, can convene an emergency Synod, within 30 days, if extraordinary circumstances exist which justify such a Synod. The circumstances for the calling of an emergency Synod will be in the sole discretion of the Metropolitan.]*

- [(f) The Session, the Committee of Synod and all other meetings held in connection with the Session may be held in person or virtually, or partly in one form and partly in the other, as the Metropolitan or the Metropolitan's deputy as provided for in Canon 1(4), by virtue of being President of Synod, may allow or decide.]

**2(b) Additional Representatives**

A Diocese may in addition send extra representatives, as part of the Diocesan Team and as full members of Synod, any Provincial President (or equivalent officer) of a Provincial Organisation (as defined in Act XVI), if such President (or equivalent officer) ordinarily resides in the Diocese.

**2(c) Present with the right to speak but not to vote.**

The following persons shall be entitled to be present at Synod with the right to speak but not to vote, save for the administrative staff referred to in sub-section (vi) below, who may be invited to speak by the President:

- (i) The members of the Provincial Synod Advisory Committee;
- (ii) One representative nominated by the Board of Theological Education;
- (iii) Two representatives from the religious communities nominated by the Council for Religious Life;
- (iv) Up to six Provincial lay officers, at the invitation of the Metropolitan;

- (v) Up to ten persons (as general and specialist advisors) at the invitation of the Metropolitan, unless the Metropolitan considers that exceptional circumstances justify the invitation of more;
- (vi) Up to eight administrative staff, as determined by the Advisory Committee;
- (vii) The Provincial President (or equivalent officer) of a Provincial Organisation who for any reason has been omitted as an additional representative of a Diocese in terms of Section 2 (b) of this Canon:

[(viii) Youth Representatives

The Metropolitan shall nominate two youth representatives to Provincial Synod who shall be confirmed communicants over the age of 18 and office-bearers of provincial youth organisations or structures recognised by the Church of this Province.]

### **13 Publicity or Privacy**

The Meetings of the Provincial Synod shall be open to the public under such regulations as it may adopt for the maintenance of order but it shall be in the power of the President, by request of the Synod, to order at any time that the proceedings shall be conducted with closed doors.

### **15. Provincial Registrar**

The Provincial Registrar, or one of the Deputy Provincial Registrars, shall be present at the Sessions of the Provincial Synod and shall be entitled to speak thereat, but shall not be entitled to vote unless elected as a Representative.

### **16. Provincial Chancellor**

The Provincial Chancellor, or one of the Deputy Provincial Chancellor(s), shall be present at the Sessions of the Provincial Synod and shall be entitled to speak thereat, but shall not be entitled to vote unless elected as a Representative.

## **10. MEASURE 3**

This Measure was not of a formal nature and the Proposer Bishop Raphael Hess was asked to elaborate on the Principles.

**Proposer:** The Right Reverend Raphael Hess

**Seconder:** Rev Dr Andrew Warrnback

The Proposer did want to make a change to the Principle of the Measure but since no notice of this was given, it was not accepted and the Measure as proposed was then referred to the Committee of Synod for further clarification.

## **CANON 4**

### **Of the Election of Bishops**

## **The Principles**

### **Whereas**

1. The wording of Canons 4 refers to assemblies for the election of Bishops, without qualification, heretofore the assumption that it should be held on an in-person basis.
2. The advent of the Corona Virus-19 pandemic world-wide has resulted in the development of the means to hold virtual meetings through the use of technological innovations. Holding virtual meetings is imperative to counter the danger of the spread of air-borne viruses. Thus, the need for a qualification to include virtually held sessions and assemblies as being compliant with Canon 4.
3. When the Canon 4 was amended in 2019 to introduce, amongst other things, a Discernment Team and its process in the preparation for Elective Assembly, it was not known how long, in general, it would take to attend to all the matters prescribed in Canon 4(11)(c).
4. Although experience has been relatively limited, it is reported by the Advisory Committees concerned until now that the 80 days allowed by Canon 4(11)(c) exceeds what is needed, and it is concluded that 40 days should be a closer estimate, which will reduce the time needed to commence and to hold the process of the Elective Assembly.
5. The cut-off period for the later submission of names by the Advisory Committee members needs to be changed to allow the 40 days needed by the Discernment Team.
6. Provision has not been made in the event that the Vicar General, who is a member of the Advisory Committee, becomes a candidate for Bishop.

## **THE PROPOSAL**

### **Synod resolves**

1. To add a new Canon 4(4)(c) to Canon 4(4) reading:

*“Elective Assembly, Advisory Committee and all other meetings held in connection with Elective Assembly may be held in person or virtually, or partly in one form and partly in the other, as the Metropolitan or Metropolitan’s deputy (as provided for in Canon 4(7)(a) or Canon 5(3) in the case of the election of the The President of Cape Town), by virtue of being President of the Elective Assembly, may allow or decide.”*

2. In Canons 4(8)(c) and 4(11)(c) to delete “80” and substitute “40”; to delete “six months” and substitute “4 months”; and to delete “eight months” and substitute “six months”.
3. In Canon 4(11)(a)(vi) to delete “twenty (20) days” and substitute “three (3) months”.
4. To insert new sections 9(9)(ii) and (iii) and delete the current sections and renumber the paragraphs that follows.

- [(ii) The Vicar-General of the Diocese in which the vacancy exists, who shall be an *ex officio* member of the Advisory Committee. However, should the Vicar-General be, or intends to become, a candidate for election as a Bishop or Bishop Suffragan, whether at the time when the Elective Assembly or Advisory Committee is summoned or, at any time thereafter, the Vicar-General shall cease to be member of the Advisory Committee and be replaced by the next senior cleric, or such other person as the Metropolitan may decide. The Vicar-General shall inform the Metropolitan of the decision to be a candidate for election at the earliest opportunity.
- (iii) In the election of a Bishop Suffragan, the Bishop of the Diocese, who shall be an *ex officio* member of the Advisory Committee, but in the case of an election of a Diocesan Bishop, excluding the outgoing Bishop who shall be ineligible to be a member of the Advisory Committee and Elective Assembly.

**Note:** Consequential changes as necessary to be made to the Model Rules.

## **CANON 4**

### **Of the Election of Bishops**

#### **4. Method of Election**

- (a) In a diocese of this Province where there are ten or more licensed clergy, a Bishop shall be elected by an Elective Assembly.
- (b) In a diocese of this Province where there are fewer than ten licensed clergy, a Bishop shall be elected by the Bishops of this Province, who shall follow the provisions of this Canon as far as possible.
- [(c) "Elective Assembly, Advisory Committee and all other meetings held in connection with Elective Assembly may be held in person or virtually, or partly in one form and partly in the other, as the Metropolitan or Metropolitan's deputy (as provided for in Canon 4(7)(a) or Canon 5(3) in the case of the election of the The President of Cape Town), by virtue of being President of the Elective Assembly, may allow or decide."]

#### **8. Summoning of Elective Assembly**

Upon receiving or giving notice of the vacancy of a see:

- (a) The Metropolitan shall issue a mandate to the Bishop of the diocese or, if the Bishop is absent, to the Vicar-General of the diocese to summon the Elective Assembly to meet.
- (b) The Metropolitan shall instruct the Provincial Executive Officer, in consultation with the Provincial Registrar or Deputy, to oversee the process of the election of a Bishop and assist

where necessary or where requested with information, advice and the definition or clarification of terms used in this Canon.

- (c) The Metropolitan, after consultation with the Bishop or Vicar General and the Chairperson of the Advisory Committee, shall determine the date, which should be after the vacancy has occurred, and the place at which the Elective Assembly shall meet. The Discernment Team shall be given 40 days to complete its task, as set out in section 11(c) of this Canon, so that the date shall be not less than four months nor more than six months from the date of the mandate.
- (d) Within ten days, excluding Saturdays, Sundays, and public holidays, after receipt of the mandate from the Metropolitan, the Bishop or Vicar- General shall:
  - (i) Summon the members of the Elective Assembly in accordance with the provisions of section 8(a) and (c) of this Canon;
  - (ii) Notify the Chairperson of the Advisory Committee, who shall cause a profile of the diocese to be prepared for presentation at the first meeting of the Advisory Committee.
- (e) Upon the issue of the mandate to the Bishop of the diocese or, if the Bishop is absent, the Vicar-General of the diocese, the Code of Conduct in Act XI will become of effect and remain of effect until Collation in terms of Canon 8 or until the election has been delegated to the Bishops of the Province in terms of section 12(v) of this Canon, as the case may be.

## **9. Membership of Advisory Committee - Provincial Members**

### **(b) Diocesan members**

The Diocesan members shall be chosen as follows:

- (i) At each session of every Diocesan Synod, the following shall be elected to serve as members of the Advisory Committee of the diocese, and to hold office until the next session of Diocesan Synod, when they shall retire, but shall be eligible for re-election:
  - (aa) a Lay Chairperson with a Lay deputy, by all houses sitting as one together (the deputy Chairperson being entitled to attend all meetings of the Advisory Committee with the right to speak, but should the Chairperson be present, not to vote);
  - (bb) four clergy, who are licensed in the Diocese, with alternates, elected by the House of Clergy,
  - (cc) four Lay parishioners in the Diocese, being confirmed Communicants of this Province, with alternates, elected by the House of Laity.
- [(ii) The Vicar-General of the Diocese in which the vacancy exists, who shall be an *ex officio* member of the Advisory Committee. However, should the Vicar-General be, or intends to become, a candidate for election as a Bishop or Bishop Suffragan, whether at the time when the Elective Assembly or Advisory Committee is summoned or, at any time thereafter, the Vicar-General shall cease to be member of the Advisory Committee and be replaced by the next senior cleric, or such other person as the Metropolitan may decide.



The Vicar-General shall inform the Metropolitan of the decision to be a candidate for election at the earliest opportunity.

- (iii) In the election of a Bishop Suffragan, the Bishop of the Diocese, who shall be an *ex officio* member of the Advisory Committee, but in the case of an election of a Diocesan Bishop, excluding the outgoing Bishop who shall be ineligible to be a member of the Advisory Committee and Elective Assembly.]
- [iv] The Bishop Suffragan (if there be one, and if there be more than one, they shall choose one of their number) shall be an ex-officio member of the Advisory Committee.
- [v] In the event of the Lay Chairperson of the Advisory Committee being unable to act prior to the first meeting of the Advisory Committee, the deputy Chairperson shall act as chairperson. Should the Chairperson be unable to act during or after the first meeting, the Advisory Committee may either call on the deputy Chairperson to act as Chairperson or may elect a chairperson from among its lay members.
- [vi] The Chairperson plus one of the senior of the clerics and one of the senior of the lay persons elected in terms of section 9(b)(i), each to be nominated by the Chairperson, plus the Vicar-General (or in the election of a bishop suffragan, the Bishop of the Diocese), shall serve as the Diocesan members of the Discernment Team referred to in section 11(b)(iii).

#### **11(a) Functions of Elective Assembly**

The Chairperson, on receiving notification from the Bishop or Vicar- General in terms of section 8d (ii), shall:

- (i) write to every pastoral charge of the diocese with a vacancy, inviting clergy and confirmed communicants of that diocese to submit names of candidates, within forty (40) days, to fill the vacancy and to advise potential nominators that candidates that are not in fulltime ministry must undertake to resign from any secular employment and rewarded office forthwith upon confirmation of election in terms of Canon 7(9) and become a fulltime Bishop, if elected;
- (ii) invite candidates to identify the member of the Elective Assembly whom they would prefer to propose their candidature;
- (iii) instruct the nominator of each candidate to provide in writing:
  - (aa) the consent of the candidate;
  - (bb) the names of two other persons who support the nomination and who have been requested to provide supporting motivation for the said nomination;
  - (cc) motivation for the nomination of the candidate, and a personal profile of the candidate;
- (iv) summon the Advisory Committee, consisting of both Diocesan and Provincial representatives, to meet within ten (10) days after the deadline for the submission of the nominations;

- (v) write to all candidates, providing a profile of the diocese and asking for:
  - (aa) a curriculum vitae;
  - (bb) a recent medical certificate,
  - (cc) referees and addresses.
  - (dd) an undertaking (if applicable) to resign from any secular employment and rewarded office forthwith upon confirmation of election in terms of Canon 7(9) and become a fulltime Bishop, if elected;
  - (ee) Certified copies of a certificate or other proof of Baptism and Letters of Orders; and
  - (ff) sign the undertaking to abide by the Code of Conduct for Elective Assemblies set out in Act XI.
- (vi) invite any member of the Advisory Committee to submit, not later than three months before the day Elective Assembly convenes, one or more names of candidates in terms of subsection 11(a)(iii)(aa) and (cc);
- (vii) at the first meeting of the Advisory Committee, report on the names submitted;
- (viii) ask for the recusal of any member of the Advisory Committee who has been nominated or is related to someone who has been nominated within the degrees of affinity set out in the table attached to Canon 34, or who is otherwise under a conflict of interest in the determination of the Chairperson after consultation with the Vicar General, and request the alternate of the member to take such member's place, and
- (ix) ask for the recusal of any member of the Advisory Committee who intends to propose or second a candidate at the Elective Assembly.

#### **11.(c) Discernment Team first meeting**

At the Discernment Team's first meeting, it shall determine and thereafter regulate, its own manner of conduct in relation to its functions. The functions of the Discernment Team are to determine the suitability of each candidate and in each case the extent of the candidate's compliance with the eligibility requirements for admission to the Order of Bishops set out in Canon 18(1), which are to be fulfilled within 40 days of its first meeting, subject to such extension as the President may allow. To this end it shall:

- (i) call for information from referees and from public registers of malfeasance (examples being police reports and sexual offenders register), as well as full and frank disclosure from each candidate of any act or omission that could be adverse;
- (ii) call for medical and psychometric reports of the candidate, at the cost of the Diocese, and for a financial statement from the candidate;
- (iii) decide whether to receive information from third parties, as may be submitted, and consult with whomsoever it pleases;
- (iv) seek out in any way it chooses persons to be nominated if it thinks necessary;

- (v) decide whether to engage professional or other assistance in the fulfilment of its task, at the cost (if any) of the Diocese.
- (vi) hold any such meetings with persons (not candidates) as may be thought by it to be necessary for views on any candidate in relation to the eligibility requirements in Canon 18;
- (vii) set standard questionnaires to be responded to by candidates, which should also include a statement as to why they could be suitable candidates for the office and any adverse information that should be brought to the attention of the Discernment Team;
- (viii) interview the candidates;
- (ix) determine a list of candidates for nomination whose names are to be furnished to the Elective Assembly in terms of section 12(j) of this Canon;
- (x) send the list of candidates immediately to the Metropolitan and the Provincial Executive Officer for circulation to all Diocesan Bishops, who must within ten days of circulation advise its Chairperson and the Metropolitan of any serious objection to a candidate together with the reasons for the objection. The Metropolitan and its Chairperson, plus the majority of the remaining six Discernment Team members, must agree if the nominee's name is to be removed. This can be done by telephonic, electronic, oral or any other form of communication available for a response, which must be made within the ten-day period failing which the non-responsive Diocesan concerned will be deemed to have no objections; and
- (xi) if it appears necessary, recommend to the Metropolitan or deputy, as President of the Elective Assembly, any consequences which should be considered for any candidate, proposer or seconder, or member of Elective Assembly, who did not abide by the Code of Conduct, misled or misdirected the workings of the Discernment Team.

*On voting for the Principles, the measure was put and voted upon and then the measure was carried.*

## **12. PRINCIPLES OF THE BUDGET FOR 2022**

**Presented by the Provincial Treasurer, Mr Rob Rogerson**

A copy of the presentation will be attached to these Minutes as **Annexure 3** and will be distributed to Diocese.

The Common Provincial Fund's budget looks at five (5) pillars:

- Theological Education -including the College of The Transfiguration,
- Ecumenical links,
- Links with worldwide Anglican church,
- Support ministry of The President, and

- Support of administration of ACSA

2020 budget approved in 2019. Changes in links to ecumenical links had to be made.

In terms of these pillars for 2022 the changes in budget were demonstrated in a bar graph, which is included in the Annexure. Budget remained below 3% since 2004. In terms of increase in 2022 budget overall there has been a 7.64% increase.

No stipendiary increase in 2022.

2022 budget additions:

Creation of the new Province of *Igreja Anglicana de Mozambique e Angola* – R500 000 for five years made from existing allocations that will be realigned. Increase in budget for IAMA is R250 000. Safe and Inclusive Church – established in 2019 under Act 20. There has been a greater demand in the work of this ministry which was not anticipated. Work within Safe and Inclusive Church has been done on a voluntary basis and cannot be done on such basis any longer. The intent is for Safe and Inclusive Church to assist Diocese with complaints registered with them. Owing to the increase in the volume of work, R450 000 allocation is made within the 2022 budget. Over and above the 2021 budget there is an increase in R750 000 to the 2022 budget. Covid-19 has harshly affected the church's finances and brought them back significantly though there has been telecommunication and transport industry by 6.9, agriculture 6.2, manufacturing took a negative growth -0.4%. Unemployment figures, 32.6%, youth affected most at 40.3% adults at 35 to 64 years was 5.4% having been compounded by covid -19. Since the start of Covid-19 there has been a significant reduction in employment by almost 10%. Reduced number of employed persons has reduced tax contributions.

Impediments to growth:

- Inconsistent / limited policy
- Infrastructure bottlenecks
- Volatile labour relation environments
- Regulatory constraints and red tape (especially for SMMEs)
- Inefficiencies in state-owned enterprises coupled with poor financial discipline

R1.25bn tax collected in 2019/2020, personal tax sitting at 35% of this figure, corporates contributing VAT at 23%, Company Income Tax bringing the balance.

Environmental, Social and Governance Compliance - Environmental sustainability speaks to how day to day activities impact the environment. Need to look at suppliers and footprint of our activities

Church to look at how ACSA assets can contribute to social upliftment in areas such as education, training and housing and fulfil ministry imperatives more creatively. Covid-19 has presented an opportunity to look at how church will be 'done' going forward. No questions were raised as to the budget principles and these were accepted.

### 13. OTHER BUSINESS

The President requested those interested in the work of the Committee of Synod to attend.

Ven. Grant Walters gave instructions relating to the meeting of the Committee of Synod and advised that the present link would be used for the Committee.

The President requested Bishop Carlos from the Diocese of Lebombo to close this Session of Synod in prayer.

**SYNOD ADJOURNED AT 19:53**

Signed as a correct and complete set of the Minutes by His Grace, The President of Cape Town, The Most Reverend Dr Thabo Cecil Makgoba on this the 22<sup>nd</sup> day of September 2021

Signature: \_\_\_\_\_

*Thabo Cape Town*

Date: \_\_\_\_\_

*22<sup>nd</sup> September 2021*