



Anglican Diocese of Waiapu

Module 1: Royal Commission and New Title D Canons

With sincere thanks to ...

The Diocese of Waikato and Taranaki where this material was prepared, and who have generously given us permission to use it,

And especially to

- Archbishop Philip Richardson
- The Ven Stephen Black
- The Ven Sue Burns

Training Expectations for Waiapu –

these will be covered in more detail in Bishop Andrew's webinar (date to be advised), but broadly encompass:

2022

Module 1 - the Royal Commission and new Title D Legislation

Module 2 – Boundaries and Power

and the Bishop's webinar (which will be recorded) for ALL clergy, licenced lay ministers, and office bearers with at least 80% correct in each quiz

2023

Module 3 - Social Media and the Internet

for licenced clergy and licenced lay ministers

Marked by Gratitude
Ngākau
Whakawhetai

Transforming Communities
Whakaahua
Hapori

Growing Disciples
Tupuranga
Ākonga

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who are followers of Christ*

Boundaries One
The Royal Commission and New Ministry Standards Canons

February 2, 2020

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Welcome Prayer

⁵Your attitude should be the same as that of Christ Jesus:

⁶Who, being in very nature God,
did not consider equality with God something to be grasped,

⁷but made himself nothing,
taking the very nature of a servant,
being made in human likeness.

⁸And being found in appearance as a man,
he humbled himself
and became obedient to death—
even death on a cross!

⁹Therefore God exalted him to the highest place
and gave him the name that is above every name,

¹⁰that at the name of Jesus every knee should bow,
in heaven and on earth and under the earth,

¹¹and every tongue confess that Jesus Christ is Lord,
to the glory of God the Father.

(Phil 2.5-11)

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Schedule

Prayer, Welcome and Expectations	(10)
Royal Commission (<i>Bishop Philip</i>)	(15-20)
<i>Process</i>	
<i>Anglican Involvement</i>	
<i>Timeline</i>	
<i>What's next</i>	
<i>Questions</i>	
New Title D Legislation	(25)
<i>Where to find it</i>	
<i>Who it applies to</i>	
<i>Overview</i>	
<i>Critical Changes</i>	
<i>Questions</i>	
Disciplinary Processes	(25)
<i>Commission, Registrar, Tribunals, Recommendations</i>	
<i>Questions</i>	
Prayer	(Concluding at 8.30)

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Expectations



- All licence holders and PTOs
- Three out of Four sessions
 - February 2, 7pm: RC & New Legislation
 - March 2, 7pm: Boundaries and Power
 - May 11, 7pm: Social Media and Internet
 - June 1, 7pm: Content to be confirmed
- All sessions recorded and made available
 - www.wtanglican.nz/boundaries-courses
- Completion of quiz required for first three sessions (80% to pass)

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Royal Commission



Abuse in Care
Royal Commission of Inquiry

The experience so far ...

Bishop Philip

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New Title D Legislation



Where to find it

- On the Provincial Website:
<https://www.anglican.org.nz/Resources/Canons>

Who it applies to

- Everyone who has a licence to a Bishop (lay or ordained)
- All Trustees of the Church
- Everyone who signs the declarations of assent to the Constitution (i.e. vestry members, PTOs, assorted lay workers)

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New Title D Legislation



Why change?

- There has been no comprehensive review in 10 years.
- A need to consolidate years of amendments (regathered and reordered for consistency).
- Rising number of complaints, creating considerable extra work.
- A desire for consistency in determinations across the whole Province.
- An acknowledgement that bishops have pastoral and disciplinary responsibility - while that does not change, the process and support is centralized.
- In part, a response to the Royal Commission and the need to demonstrate that our standards are fit for purpose.

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Changing Title D



The change/amendment process

- Small group meetings over three years with General Secretary, some bishops, and legal advisors
- A long period of consultation (including all bishops and synods) seeking feedback
- Subsequent development of working document
- Submission to General Synod/Te Hīnota Whānui
- Legislation passed
- Considerable feedback submitted since then
- Commitment to ongoing review (GS/THW 2022)
- Came into effect January 25 of this year

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Critical Changes



Overview

- All complaints processed by one new office (Ministry Standards Commission overseen by a Registrar)
- Initial assessment by new Registrar
 - Dismissal (timeliness, substance, excluded complaint, etc)
 - Referred to Bishop as “unsatisfactory conduct”
 - Referred to Tribunal as “misconduct”
- Episcopal discretion curtailed
- Greater transparency, neutrality and objectivity
- Greater protection of complainant and bishop
- To learn more watch this video: wtanglican.nz/boundaries-courses

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New Title D Legislation



Overview

- Canon v Statutes?
- Title D
 - Canon I of Standards of Ministry for Bishops, Ministers & Office Bearers
 - Canon II of The Ministry Standards Commission and its Registrar
 - Canon III of the Maintenance of Ministry Standards
 - Canon IV of the Maintenance of Standards of Trustees
 - Canon V of Chancellors and Legal Advisers
 - Canon VI of Safe to Receive Testimonials

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Title D Canon I



Of Standards

- Defines new terms (e.g. “Church Advocate”, “Informant”, “Misconduct”, “Unsatisfactory conduct”, etc.)
- Re-ordered and grouped standards – very little change
 - ‘Holiness’ refined to exclude immorality
 - Financial probity (integrity with money)
 - From “should be temperate ...” to “must be temperate ...”
 - Adultery inconsistent with chastity
- Please read it, it is a beautiful thing

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PAUSE



Questions?

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Title D Canon III



Of the Maintenance of Ministry Standards

- Overview
 - Replaces what was Parts B-E of the former Canon I
 - Establishes a Ministry Standards Commission (MSC) with a Registrar and a pool of tribunal members
 - The newly appointed Registrar is Justice John Priestley
 - All complaints will be processed by this office
 - Aiming for consistency, experience, expertise

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Title D

Canon III



Principles (Part A)

- Anyone may make a written complaint (even if they are not the subject)
- Respondent receives details of allegations, complainant, and access to legal advice
- The Church becomes the 'Informant' and prosecutes the complaint (rather than the subject or complainant)
- Registrar makes initial review and recommendation
- Sensitive to Tikanga protocol
- Not a substitute for criminal proceedings

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Title D

Canon III



Process (Part B)

- Complaints must be written
- There are some time limits (but not for complaints of a sexual nature)
- Complaint may only be brought once

Assessment (Part C)

- Registrar's power to make initial assessment (dismiss, unsatisfactory conduct, misconduct)
- Right of respondent to appeal initial assessment
- Access to pastoral support for all parties

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Title D

Canon III



Unsatisfactory Conduct (Part D)

“failure to observe Standards Required of Ministers which does not amount to misconduct”

- Unsatisfactory conduct is referred to the licensing bishop/archbishop
- Emphasis upon reconciliation and forgiveness
- Recording admonishment on file
- Recommendations to undertake training or counselling

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Title D

Canon III



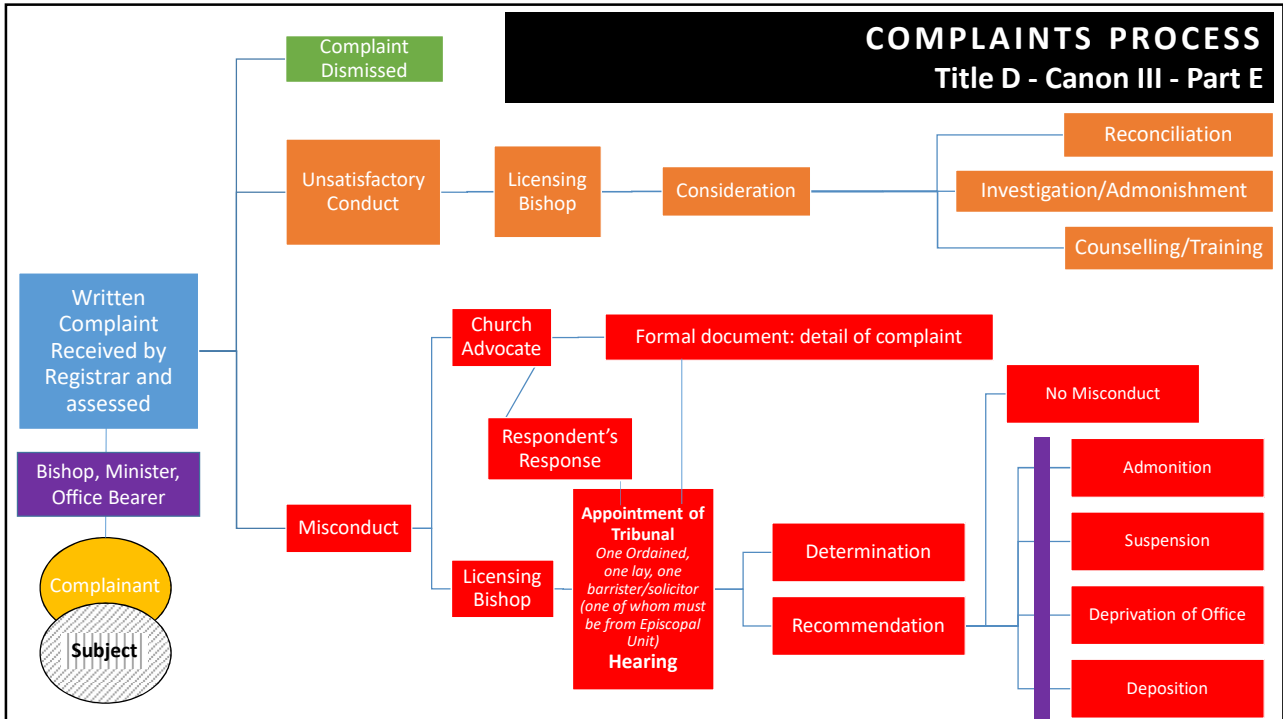
Misconduct (Part E)

“intentional, significant or continuing departure from the Standards of Ministry set out in Canon I”

- Describes the handling of complaints that meet the threshold for misconduct
 - Appointment of Church Advocate (lawyer who conducts proceedings)
 - Licensing Bishop appoints* 3 Tribunal members (but, the Registrar recommends the members for appointment from an MSC list)
 - Right to suspend respondent if threshold for risk met
 - Investigation
 - Determinations: admonition, suspension, deprivation of office, deposition
 - Reporting obligations and public Register

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Title D Canon III



Appeals (Part F)

- To be made within 20 days
- Fresh evidence may trigger a new hearing
- NOTE: an appeal may come from either party, i.e. the respondent or the Church Advocate
- Appeal Tribunal: Provincial Chancellor, the Primate, member of Judicial Committee
- Same process and reporting expectations as normal tribunal process

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Questions



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