

**Marked by Gratitude**  
Ngākau  
Whakawhetai

**Transforming Communities**  
Whakaahua  
Hapori

**Growing Disciples**  
Tupuranga  
Ākonga

We seek to be  
*A family in God,  
who are followers of Christ*

**Boundaries One**  
The Royal Commission and New Ministry Standards Canons

*February 2, 2020*

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# Welcome Prayer

<sup>5</sup>Your attitude should be the same as that of Christ Jesus:

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

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

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

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

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

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

(Phil 2.5-11)

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TARANAKI  
ANGLICANS**

# Schedule

**Prayer, Welcome and Expectations** (10)  
**Royal Commission (Bishop Philip)** (15-20)

*Process*  
*Anglican Involvement*  
*Timeline*  
*What's next*  
*Questions*

**New Title D Legislation** (25)

*Where to find it*  
*Who it applies to*  
*Overview*  
*Critical Changes*  
*Questions*

**Disciplinary Processes** (25)

*Commission, Registrar, Tribunals, Recommendations*  
*Questions*

**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](http://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](https://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



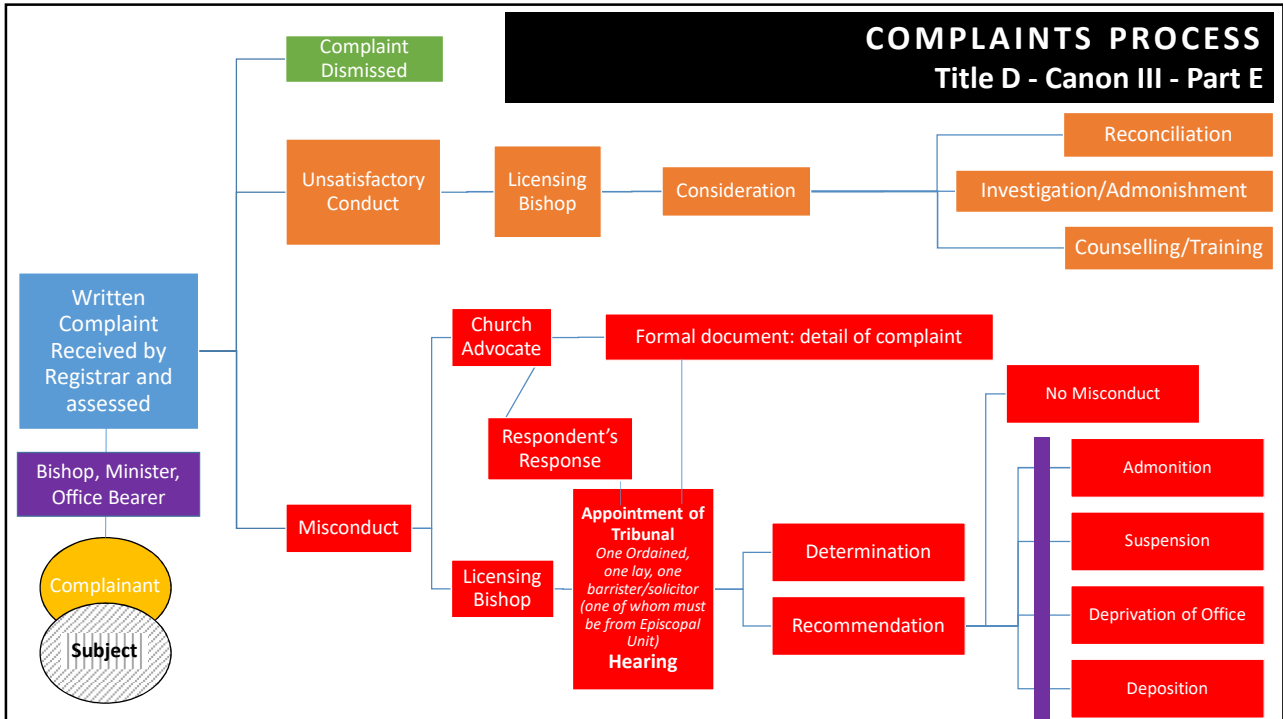
### Misconduct (Part E)

*“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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