

RULES FOR APPOINTMENT OF TRUSTEES AND OTHER RELATED MATTERS

That this Synod makes the following Rules relating to the appointment of The Corporation Trustees of the Wangaratta Diocesan Trustees and to other related matters pursuant to Section 14 of the Act of the Legislature of the State of Victoria Number 797 commonly known as The Trust Corporation Act 1884.

Diocese of Wangaratta
Rules Relating to Appointment of Corporation Trustees
and to other related matters
(Section 14 of Act 48th Victoria 797)

1. Appointment of Corporation Trustees
 - (a) The first Corporation Trustees were those notified in the Government Gazette on creation of the body corporate of the diocese (“the Corporation”) pursuant to Sections 2, 3 and 4 of Act No. 797 (“the Act”) appointed either by virtue of office (“ex officio trustee”) or as appointed members.
 - (b) Each “ex officio” trustee shall hold office as a trustee only so long as he or she holds the office by virtue of which he or she was appointed a trustee.
 - (c) The successor to each “ex officio” trustee in the office by virtue of which he or she was appointed a trustee shall be an “ex officio” trustee.
 - (d) Any Corporation Trustee not being an “ex officio” trustee shall hold office until death, incapacity to act, resignation or removal from office by act of the synod. For the purposes of this Rule incapacity to act shall be determined by the Bishop in Council on the basis of written reports from at least two medical officers to that effect
 - (e) When any Corporation Trustee not being an “ex officio” trustee dies, becomes incapable of acting, resigns or is removed as aforesaid, his office as a Corporation Trustees thereby shall be deemed to be vacant and his or her successor shall be appointed by an election made at the next session of the synod.
2. Meetings and Procedures of the Corporation

The Corporation shall meet at least twice in each year at which meeting three Corporation Trustees shall form a quorum. The Corporation shall have and may exercise all the powers, authorities and privileges conferred by this Act or by any other Act now in force. The Registrar shall act as Secretary of the Corporation thereby being responsible for the issuing of the notice of and agenda for the meetings, the writing up, keeping and maintenance of the minutes of each meeting and of the registers and books of record referred to in Rule 4c hereof, the inwards and outwards correspondence and generally for attention to all

DIOCESE OF WANGARATTA

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resolutions made by the Corporation Trustees. Within one month of the meeting a copy of the minutes of each meeting shall be circulated to each Corporation Trustee and a report of each meeting shall be circulated to each member of the Bishop in Council.

3. The Common Seal

The common seal of the Corporation shall be kept in safe custody by the Registrar and shall be affixed to documents needing to be affixed thereto in the presence of not less than three Corporation Trustees who shall verify the same with their signatures.

4. General

- (a) No proceeding of the Corporation shall be invalidated or illegal in consequence of there being any vacancy in the number of Corporation Trustees at the time of such proceeding.
- (b) The Corporation (subject to this Act and to any Acts, Rules and Regulations which may from time to time be made by the Synod) shall manage and deal with all property for the time being vested in it (not being subject to express trusts) in such manner as the Bishop in Council may from time to time direct concerning the same subject nevertheless where the function of management of a trust has been committed either by the Corporation or by the Bishop in Council to another person or persons or to a church committee the Corporation in the proper discharge of its duties under this Act shall retain overall control and responsibility for the trust.
- (c) The Corporation shall keep and maintain in whatever fashion it may decide such registers and books or records it may determine which registers and books of record shall be preserved in the diocesan registry and available for inspection by members of the Synod in accordance with such rules as the Bishop in Council may prescribe.

Passed: March 12th 2001

Assented to: April 4th 2001