

DIOCESE OF ROCKHAMPTON

AGE QUALIFICATION AND RETIREMENT CANON 1984-1995*Preamble*

Whereas it is expedient to make provision for the ineligibility for office of persons attaining a certain age BE IT THEREFORE DECLARED AND ESTABLISHED by the Bishop Clergy and Laity of the Diocese of Rockhampton in Synod assembled as follows:-

Short Title

1. This Canon may be cited as the “Age Qualification and Retirement Canon 1984”.

Savings

2. (1) Nothing contained in this Canon shall operate:-
 - (a) to extend the term of any office;
 - (b) to limit or affect the operation of any provision of any Canon or Resolution of Synod preventing any person from being elected or appointed to any office or requiring any person to vacate any office at an age of less than that set out in this Canon;
 - (c) to render invalid any act done by any person of or over the age set out in this Canon elected or appointed to any office notwithstanding a later discovery that such person was ineligible for such election or appointment by reason of his then being of or over such age;
 - (d) to prevent the Bishop from granting a licence to a clergyman or a liturgical assistant's licence to a layman who is of or over the age of seventy (70) years so long as such licence does not create an appointment contrary to the provisions of this Canon;
 - (e) to prevent any persons over the age of seventy (70) years being elected at a Parish Annual Meeting as a Lay Member of Synod;
 - (f) to prevent any person over the age of seventy (70) years being elected by Synod to be a Lay Representative in the Provincial Synod of Queensland;
 - (g) to prevent any person over the age of seventy (70) years being elected by Synod to be a Lay Representative in the General Synod of the Anglican Church of Australia.
- (2) Notwithstanding the provisions of this Canon a person who has attained the age of seventy (70) years may be appointed by the Bishop or the Bishop-in-Council to hold an office of a temporary nature or for a limited time, or which may be terminated at the will of the Bishop or the Bishop-in-Council at any time.

Interpretation

3. In this Canon unless the context otherwise requires the word

appointed includes to be or having been appointed to an office by the Bishop, Synod, the Bishop-in-Council, Diocesan Council, a Parochial Council, and a Parish Priest;

and the word

elected includes to be or having been elected to an office by Synod, the Bishop-in-Council, Diocesan Council, a Parochial Council, and an annual meeting of parishioners;

and the word

office includes every office appointment or benefice whether lay or clerical and whether remunerated or not remunerated and includes the office of the Bishop and the office of a Parish Priest.

Qualification

4. No person shall be eligible to be elected or appointed to any office (save and except an office to which a person is to be elected or appointed annually) if at the time of such election or appointment he has already attained the age of seventy (70) years.

Retirement

5. Save and except an office to which a person is to be elected or appointed annually every office shall become vacant when the person holding such office attains the age of seventy (70) years and every person elected or appointed to an office shall cease to hold such office and shall surrender the same upon his attainment of the age of seventy (70) years.