

no 7 of 2000

**THE EMMANUEL ANGLICAN COLLEGE CONSTITUTION ORDINANCE 1997  
AMENDING ORDINANCE 2001**

AN Ordinance to amend Clauses 6.16.0; 6.16.1; 6.16.2; 6.16.3; 6.16.4; and 6.16.5 of the Emmanuel Anglican College Constitution Ordinance, 1997

**PREAMBLE**

**WHEREAS** it is desirable to amend Clauses 6.16.0; 6.16.1; 6.16.2; 6.16.3; 6.16.4; and 6.16.5 **AND WHEREAS** by the provisions of the Anglican Church of Australia (Bodies Corporate) Act and the Bodies Corporate (Delegation of Powers) Ordinance 1988 the Bishop-in-Council is empowered during the recess of Synod to exercise certain powers and such recess now exists

**THEREFORE** the Bishop-in-Council in pursuance of such powers and in the name of Synod hereby ordains, declares, directs and rules as follows:

**AMENDMENT**

1. Clauses 6.16.1; 6.16.2; 6.16.3; 6.16.4; and 6.16.5 are hereby deleted
2. The following new Clauses 6.16.1 and 6.16.2 are hereby inserted.

**College Funds**

6.16.1 College Building Fund

- (a) The Council shall establish a College Building Fund which shall be applied and used exclusively for providing money for the acquisition, construction or maintenance of a building or buildings used, or to be used, by the College for educational purposes.
- (b) The assets and income of the Building Fund shall be applied solely in furtherance of the objectives specified in Clause 6.16.1(a), and no portion shall be distributed directly or indirectly to the members of the Council except as bona fide compensation for services rendered or expenses incurred on behalf of the Building Fund.
- (c) The Building Fund may invest and deal with moneys in accordance with Section 6.10.3.
- (d) The Council shall open and maintain in the name of the Emmanuel Anglican College, Building Fund an account or accounts at such financial institutions as the Council may from time to time determine and the Council shall pay into such account or accounts all moneys which come into its hands and which form part of the Building Fund.
- (e) The Council shall cause to be kept such accounting records as correctly record and explain the transactions and financial position of the Building Fund, and such records shall be audited at least once a year, by the Council Auditor appointed under Section 6.7.1(g).
- (f) Upon the winding up or dissolution of the Building Fund, the amount which remains after the satisfaction of all debts and liabilities shall be paid and applied by Council in accordance with Section 7.3.1(a) and 7.3.1(b).

6.16.2 College Library Fund

- (a) The Council shall establish a College Library Fund which shall be applied and used exclusively for providing money for the acquisition, or maintenance of a library used, or to be used, by the College for educational purposes.
- (b) The assets and income of the Library Fund shall be applied solely in furtherance of the objectives specified in Clause 6.16.2(a), and no portion shall be distributed directly or indirectly to the members of the Council except as bona fide compensation for services rendered or expenses incurred on behalf of the Library Fund.
- (c) The Library Fund may invest and deal with moneys in accordance with Section 6.10.3.

- (d) The Council shall open and maintain in the name of the Emmanuel Anglican College Library Fund an account or accounts at such financial institutions as the Council may from time to time determine and the Council shall pay into such account or accounts all moneys which come into its hands and which form part of the Library Fund.
- (e) The Council shall cause to be kept such accounting records as correctly record and explain the transactions and financial position of the Library Fund, and such records shall be audited at least once a year, by the Council Auditor appointed under Section 6.7.1(g).
- (f) Upon the winding up or dissolution of the Library Fund, the amount which remains after the satisfaction of all debts and liabilities shall be paid and applied by Council in accordance with Section 7.3.1(a) and 7.3.1(b).

**SHORT TITLE**

- 3. This Ordinance may be cited as the Emmanuel Anglican College Constitution Ordinance 1997, Amending Ordinance 2001.
- 4. This Ordinance shall come into effect upon receiving the assent of the Bishop.

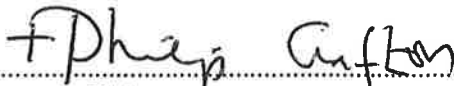
I hereby certify that the Ordinance as printed is in accordance with the Ordinance as passed.

  
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Chairman of Committees

I hereby certify that the Ordinance was passed by Bishop-in-Council on 30<sup>th</sup> October, 2000.

  
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Registrar

I assent to this Ordinance.

  
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Bishop