

## CANON ON DISCIPLINE.

The consideration of this Canon was again taken up. With consent of the Synod, the Archdeacon of York introduced the following memorandum of Instructions with a view to re-committing the Canon to a Committee to be appointed by the Bishop.

## MEMORANDUM.

That it be an instruction to the Canon of Discipline Committee to provide:

I. That the Bishop of the Diocese be the Sole Judge of the Court, associated with Clergy and Laity as his Assessors.

Alternative proposal in the event of the rejection of this:

1. That if the charge relate to moral conduct, the Court shall consist of the Bishop with four Clergymen and four Laymen.

2. That if the charge relate to doctrine or to any ecclesiastical offence the Court shall consist of the Bishop and four Clergymen.

3. That in the former case two Clergymen and two Laymen shall with the Bishop form a quorum, in the latter three Clergymen with the Bishop.

4. That no finding or sentence of the Court shall be valid, except the Bishop be an assenting party thereto.

II. That the Assessors be four Clergymen and four Laymen, and that the accused have the right of challenging one Clergyman and two Laymen.

III. That it be the duty of the Assessors to aid the Bishop in the conduct of the trial, to advise with him on the evidence adduced, and to submit to him, in writing, a finding based on that evidence.

IV. That the Assessors (or Clerical and Lay Members of the Court) be appointed by the Bishop from the members of the Executive Committee.

V. That, if a charge be preferred, and be not admitted, then the Bishop shall nominate a Commission of Enquiry as to whether there are *prima facie* grounds for further proceedings; and if a majority of Commissioners are of opinion that such grounds do not exist, then no further proceedings shall be taken.

VI. That no proceeding shall be instituted under this Canon, unless the same be commenced within two years of the alleged Commission of the offence, and within six months of its having come to the knowledge of the person bringing the charge.

VII. That if the Bishop, after consultation with the Assessors, object to their finding, and refuse to give sentence in accordance with it, an appeal shall lie on their part to the Metropolitan.

VIII. That no charge shall be entertained, until the party complaining shall have given the Bishop a bond, to be approved by him, in the penal sum of \$200, to pay all costs and expenses which the party complained of may have incurred, in case he shall be acquitted of the charge, or it shall be dismissed, for want of due prosecution.

IX. That two Clergymen and two Laymen shall constitute a quorum of the Assessors.

In lieu of the whole question it was moved as a substantive motion by Mr. Clarke Gamble, seconded by Rev. Dr. Lett,—

That the Canon to enforce Church Discipline, together with the document submitted by the Ven. the Archdeacon of York, be referred back to the former Committee, together with the Rev. Dr. Hodgkin, the Rev. J. Langtry, Rev. Arthur Baldwin, the Rev. S. J. Boddy, the name of the Chancellor of the Diocese being substituted on the original Committee in place of Mr. D. B. Read.—*Carried.*