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Published under Direction of the Synod of the Diocese of Toronto.

VOL. II.

TORONTO, JUNE, 1877.

No. 9

SESSION OF SYNOD JUNE, 1877.

SPECIAL NOTICE.—Members who may desire to refer during the Session to the last or other Journals of Synod, are requested to bring their own copies with them. Also bring this Order of Proceedings.

MEETING OF SYNOD, 1877.

DIOCESE OF TORONTO.

The Right Reverend the Lord Bishop of Toronto having signified his intention to assemble the Synod of his Diocese on

Tuesday, 19th June instant,

the Executive Committee hereby notify the Clergy and Lay-Representatives of the Synod that they are summoned to meet at the City of Toronto on that day.

Arrangements will be made for reduced fares on the several Railways and for the accommodation of the Clerical members of the Synod, during the Session.

FORM OF PRAYER TO BE USED BEFORE AND DURING SYNOD MEETING.

Prayer for the Divine Blessing.

ALMIGHTY FATHER, who in the beginning of the Gospel didst cause the Apostles and Elders to meet together under the guidance of Thy Holy Spirit; and hast promised, through Thy Son Jesus Christ, to be with Thy Church to the end of the world; Vouchsafe, we pray Thee, to be present with the Synod of this Diocese now about to assemble [*or now assembled*]; give unto them the spirit of wisdom, patience, love, and of a sound mind; and so direct, sanctify, and govern them, that they may seek truth and peace; and that through them the saving Gospel of Christ may be more effectually preached and ministered; Thy dispersed sheep gathered into the fold, and Thy Holy Church established, strengthened, settled, united, and sanctified; through the merits and intercession of the same Jesus Christ, Thy Son our Lord.—*Amen.*

A Prayer for Unity.

O GOD, the Father of our Lord Jesus Christ, our only Saviour, the Prince of Peace: give us grace seriously to lay to heart the great dangers we are in by our unhappy divisions. Take away all hatred and prejudice, and whatsoever else may hinder us from God's union and concord; that, as there is but one Body, and one Spirit, and one Hope of our Calling, one Lord, one Faith, one Baptism, one God and Father of us all, so we may henceforth be all of one heart, and of one soul, united in one holy bond of Truth and Peace, of Faith and Charity, and may with one mind and one mouth glorify Thee, through Jesus Christ our Lord.—*Amen.*

GENERAL ORDER OF PROCEEDINGS.

ARRANGED BY THE EXECUTIVE COMMITTEE, AND APPROVED BY THE
LORD BISHOP OF THE DIOCESE.

Tuesday, June 19th, 1876.

Members of the Court on Contested and Doubtful Seats of Lay-Representatives in Synod, appointed, before Divine Service, by the Bishop.

At 10 a.m.—Morning Prayer and Sermon, with the celebration of the Holy Communion, in St. George's Church.

Offertory to be devoted to the Mission Fund.

At 2.30 p.m.—The Lord Bishop will take the chair, at the School House of St. George's Church, and the Synod will proceed to business.

NOTE.—The calling of the Roll by the Clerical and Lay Secretaries having been dispensed with, each Clergyman and Lay-Representative is required to sign his name in a book to be provided for that purpose before taking his seat.

ORDER OF BUSINESS FOR THE FIRST DAY,

TUESDAY, *June 19th.*

1. At 2.30 p.m.—The Opening Prayers appointed for the occasion.
2. The Rev. J. H. McCollum, A.M., and Hason W. M. Murray, Esq., the Committee appointed to meet before the Synod and examine the certificates of the Lay-Representatives, to present their report.
3. Contested cases, or doubtful certificates mentioned in said Report, as well as any objections made to the claims of Lay-Representatives on the Synod List to seats in Synod, to be referred for final adjudication to the Court on Contested Seats.
4. Appointment of Assessors by his Lord-ship the Bishop.
5. The Bishop's Opening Address.
6. Election of the Honorary Secretaries.
7. Election of the Secretary-Treasurer.
8. Reading, Correcting, and Approving the Minutes of the previous Meeting.
9. Appointing Committees; including Scrutineers for the election on the following day of the delegates to the Provincial Synod, and the elective members of the Executive Committee.
10. Presenting, Reading, and Referring Memorials, Petitions, and Correspondence.
11. Presenting Reports :—
 - A. Report of the Executive Committee; including the list of names recommended to serve on the Standing Committees (The Ven. Archdeacon Wilson, M.A.)
 - B. Report of the Clergy Commutation Trust Committee (The Rev. Rural Dean Lett, D.D.)
 - C. Report of the Endowment of Sec, Rectory Lands, and Land and Investment Committee (Rev. Canon Brent, M.A.)
 - D. Report of the Mission Board (The Lord Bishop.)
 - E. Report of the Widows and Orphans' Fund, and Theological Students' Fund Committee (The Rev. Rural Dean Cooper, B.A.)
 - F. Report of the General Purposes Fund, Statistics and Assessment Committee (Marcellus Crombie, Esq., M.A.)
 - G. Report of the Sunday School, and Book and Tract Committee (The Ven. Archdeacon Whitaker, M.A., Provost of Trinity College.)
 - H. Report of the Audit Committee (Rev. William Grant, M.A.)
 - J. Report of the Church Music Committee (The Rev. J. D. Cayley, M.A.)
 - K. Report of the Printing Committee (J. George Hodgins, Esq., LL.D.)
 - L. Report of the Special Committee on Canon for enforcing Church Discipline (The Ven. Archdeacon Whitaker, Provost of Trinity College.)
 - M. Report of the Special Committee on Loans for Church Building (The Rev. Septimus Jones, M.A.)

- N. Report of Commissioners to divide funds with Niagara Diocese (A. H. Campbell, Esq.)
- O. Report of Deputation to Minister of Education on Religious Education in the Public Schools (Rev. J. Langtry, M. A.)
- P. Report of Special Committee on Distribution of Commutation Fund (Algoma) (Rev. Dr. Lett)
- Q. Report of Special Committee on enforcing answers to Statistical Questions (Rev. F. A. O'Meara, LL. D.)

12. Reading and Consideration of Reports in the order of their presentation.

13. Giving Notice of Motions.

14. Confirmation of By-laws, Resolutions, and Regulations of last Synod, requiring same, as follows:—

(a) The following amendment to the Constitution of the Synod (See Journal of Synod, 1876, page 109):

That the word "annually," in Art. 6 of the Constitution, be omitted, and that the word "triennially," be substituted therefor; and that the following words be added to said article:—"That the Delegates to the Provincial Synod do hold their office as such for three years, provided they so long continue members of this Synod, and that the number of substitutes be increased to twelve."

(b) The following amendment to the Canon on "Constitution of Vestries for Free Churches" (see page 112, Journal of Synod, 1876):

That on page 277 of the Canons (Constitution of Vestries for Free Churches) after the words "England and Ireland" the following be added: "and to have communicated at said Church at least three times during the preceding twelve months, and to have taken no part in any vestry meeting in any other parish during the year. And no member of such congregation shall be allowed to take part in the business of the vestry meeting unless he shall have complied with these requirements, and the said declaration shall be signed annually at the Easter meeting. And being so formed," &c.

15. Consideration of Motions in the following order, as received and arranged by the Executive Committee:—

THE REV. RURAL DEAN LETT, D.D.:—That the election of Lay Representatives in the several Parishes and Missions be held on the system of rotation.

CLARKSON JONES, Esq.:—That the Executive Committee be authorized to take steps to have passed an Act of the Legislature of the Province of Ontario amending the Act relative to the Rectory Lands of this Diocese, and that the same be made in effect similar to Section 4 of an Act entitled, an Act to amend the Synod and Rectory Sales Act of the Diocese of Ontario, passed in the year 1876.

THE REV. VINCENT CLEMENTI, B. A.:—That in the opinion of this Synod the intrusion of a Clergyman into the Parish of another Clergyman for the purpose of holding a religious, or quasi-religious, meeting therein, contrary to the expressed remonstrance of such Clergyman, is subversive of the "order and decency" essential to the satisfactory carrying on of the Church's work, and is calculated to impair the usefulness of the Clergyman in whose Parish such intrusion is effected.

THE REV. JOHN FLETCHER, M. A.:—That a Memorial be presented to the Provincial Synod at its next Session, praying that Canon 12, "For altering the order of the Public Service of the Church in certain cases," be amended by adding to the first clause, "Use of shortened form of Morning and Evening Prayer," the following proviso: Provided, nevertheless, that if a Clergyman has charge of three or more Churches, in each of which Divine Service is performed on a Sunday or one of the before mentioned holidays, he may, with the consent of his Diocesan, use the

shortened form of Evening Prayer in lieu of the order for Evening Prayer prescribed by the Book of Common Prayer, in one of those Churches on such Sunday or holiday.

ALDERMAN BOSWELL:—That the election of Delegates to this Synod shall be for the period of three years, and that the Constitution of the Synod be amended accordingly.

REV. J. W. R. BECK, M.A.,—That the announcement made in the so-called *Evangelical Churchman*, that a School of Theology is to be opened under the auspices of the Church Association, is to be condemned by every Churchman as destructive to the welfare of the Church in this Diocese, and that this Synod now respectfully requests the Lord Bishop of the Diocese to refuse his countenance to the same and publicly to declare that he will neither ordain nor license any who may be presented from the said Theological School.

THE CHANCELLOR OF THE DIOCESE:—That a more systematic registration of Church property, and the titles of the same, is necessary in the interest of the Church in this Diocese.

SECOND DAY'S PROCEEDINGS.

WEDNESDAY, *June 20th.*

NOTE.—On this and each subsequent day of the Session, after Morning Prayer at St. George's Church at 9:30 A.M., the Synod will meet for business at 10 A.M., and be opened with Prayers appointed for the occasion; adjourn at 1 P.M.; re-assemble at 2 P.M., and adjourn at 6 P.M., unless otherwise ordered. Should an Evening Session be desired, notice must be given not later than 5 P.M.

1. Reading, correcting, and approving of the minutes of the previous day's meeting.
2. Appointing any Special Committees.
3. Presenting, reading, and referring Memorials, Petitions, and Correspondence.
4. Presenting Reports.
5. Reading and consideration of Reports in the order of their presentation.
6. Giving Notices of Motions.
7. Taking up the Unfinished Business of the first day.
8. Consideration of Motions in their order.
9. Election by ballot of Delegates to the Provincial Synod "by the individual Clerical and Lay Members of the Synod, respectively, then present." The Roll of the Synod will not be called as heretofore, but the Scrutineers appointed on the previous day will attend with the ballot boxes at tables placed respectively at the West End of the Synod Hall for the Clergy, and at the East End for the Laity, where the members of the Synod shall deposit their votes, and be marked off the roll as having voted, between the hours of 1 and 3 o'clock.

During the same hours the Executive Committee will be appointed.—To receive the votes for the elective members of this Committee, the Scrutineers appointed on the previous day, will be in attendance at the

same places as in the election of Delegates to the Provincial Synod, every member of Synod being entitled to vote for five Clergymen and five Laymen, other than those appointed by his Lordship the Bishop.

NOTE.—During the period occupied in these elections no other business will be transacted.

Wednesday, June 20th, 8 P.M.—Meeting of the Diocesan Conference, at St. George's School House.

Subject for discussion :—Introduced by a Paper by VEN. ARCHDEACON WILSON—The value of the Pulpit as a Teacher of the People.

Thursday, June 21st.—Diocesan Conference at 8 P.M.

Subjects for discussion :—I. Introduced by a Paper by
What duties should be assigned to the Lay members of the Church, especially to the young, in order to attach them closely to its communion?

II. Introduced by a Paper by _____ What are the legitimate modes of raising money for religious purposes?

The usual Lunch for members of Synod will be kindly provided by the ladies of Toronto, at the Orphans' Home, on Tuesday, June 19th, and following days, at 1 P. M.

LIST OF CLERGY AND LAY REPRESENTATIVES
OF THE
SYNOD OF THE DIOCESE OF TORONTO, FOR 1877.

PREPARED BY THE SECRETARIES OF THE SYNOD, IN ACCORDANCE WITH SECTION
THIRTY-SEVEN OF THE CONSTITUTION.

THE LORD BISHOP:

THE RIGHT REVEREND ALEXANDER NEIL BETHUNE, D.D., D C L.

THE CLERGY AND LAY REPRESENTATIVES.

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Albion and Mono.	Rev. W. F. Swallow.	W. Hanna. G. McManus. R. Lawrence, M.D.
Alliston.	" W. M. C. Clarke.	Alexander Marling Jno Hancey. Wm. Davey.
Apsley.	" Philip ^r Harding.	James Golborne, J.P Marquanduke Willson. Major Leigh.
Ashburnham and Otonabee	" W. C. Bradshaw.	Dr. H. C. Burritt. John Burnham. H. T. Strickland.
Aurora, Oakridges and King.	" A. J. Fidler, B. A.	Lewis Langstaff, M.D. Hon. C. J. Douglas. James Mosley.
Barrie.	" Canon Morgan.	James C. Morgan. William Roys. C. H. Clark.
Batteaux.	" L. H. Kirkby.	
Berkeley and Chester.	" C. Ruttan.	G. F. Frankland. Peter Paterson. B. Morton.
Bobcaygeon and Dunsford	„ George Horlock.	John Ireton, Senr. H. C. Avant. W. B. Read.

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Bolton and Sandhill	Rev. W. H. Clarke, B.A. . . .	Robert Johnston. Walter Taylor C. J. Campbell.
Bradford and West Gwillimbury	" J. Widmer Rolph, M.D.	Joseph Fennell, Senr. Richard Tyrwhitt. J. W. H. Wilson.
Brampton	" I. Middleton, B.A.	Judge Scott. Thornhill A. Agar. William Golding.
Brock	" John Vicars, B.A.	John Hall Thompson. Alfred Wyatt. S. B. Harman.
Brooklin and Columbus		James Carmichael. James Draper. Wm. Cowan.
Cameron	" Robert Rooney	J. H. Knight. Archibald Cameron.
Cardiff and Monmouth	" Joseph Gander	Jabez Gander. George Gander.
Carleton	" F. J. S. Groves	Elmes Henderson. N. W. Hoyles. Harry Moody.
Cartwright	" John Creighton	Wm. McLaughlin. Arch. Lattimore. Thos. H. Price.
Cavan	" T. W. Allen, M.A. " J. W. Davis }	Archibald Wood. Robert Vance jr. Alderman Boswell.
Charleston and Cataract		Albert W. Spragge.
Clarke	" Canon Brent, M.A.	Fred. Farncomb. J. J. Robson. Joshua Adams.
Cobourg	" W. Stennett, M.A.	G. M. Goodeve. A. Hewson.
Colborne and Brighton	" H. D. Cooper, B.A.	R. Hewitt. W. G. Bidwill. R. Gibson.
Coldwater	" W. H. French	

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Collingwood	Rev. Stephen Lett, D.D....	Alexr. R. Stephen, M.D. Major Arthur Bligh. Captain Edward Wheeler.
Cookstown	" J. S. Baker	R. Snelling, LL.D. H. B. Nicol, M.D. William Armstrong.
Craighurst and Waverley..	" Thomas G. Porter....	
Credit	" T. Walker, B.A.....	Andrew R. Gordon. John Goldthorpe. Robert Cotton.
Darlington	" A. Macnab, D.D.....	Thomas Batting. J. A. Codd. W. T. Scott.
Dysart	" William Jupp.....	G. W. Buckland. Captain Hooper. C. J. Blomfield.
Etobicoke	" H. C. Cooper, B.A...	Hon. Vice Chancellor Blake. J. D. Evans. H. Siddall.
Fenelon Falls	" William Logan, M.A..	
Galway	" Philip Tocque	Robert Bickerstaff. James Plummer. John Holgate.
Georgina	" Canon Ritchie, M. A.	William Robert Barnard. Roderick McKenzie Ander- John J. Vickers. [son.
Gore's Landing.....	" W. H. Wadleigh	Charles Thompson. Howard Bovell. Thomas Bailey.
Grafton	" Ven. Archdeacon Wil- son, M.A.....	Robert Z. Rogers. James Barnum.
Hastings and Aluwick....	" John McCleary.....	John Blacklock. John H. Parnell. Henry Rowsell.
Holland Landing and Sharon.	" C. E. Sills, B.A.....	James Parnham. W. H. Thorne. John Selby.
Innisfil.....	" E. W. Murphy, B.A..	Hon. G. W. Allan. Dr. R. Lund. E. Pangman.

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Lindsay	Rev. W. T. Smithett, D.D..	Hartley Dunsford. Adam Hudspeth. John Dobson.
Lloydtown	" B. S. Hosken	Henry Trent.
Manvers	" Henry F. Burges....	George Sisson. Wm. M. Graham. A. Morris.
Markham, St. Philip's	" John Fletcher, M.A..	John F. Davison. Thomas Fletcher. Judge Boyd.
" Grace Church ..	" Anthony Hart	Henry Tane. John Reesor. Henry Guest Collins.
Minden	" Frederick Burt.... }	S. S. Peck.
	" J. E. Cooper	Jas. K. Kerr, Q.C. John Gillespie.
Mulmur	" George Nesbitt, M.A..	Joseph Haddock. William McNab. William J. McCleary.
Mulmur West.....	" George Ledingham ..	George S. C. Bethune. J. R. Armstrong. Charles Unwin, jr.
Newmarket.....	" F. Tremayne, M.A. ..	W. H. Ashworth. C. W. Lee. R. John Davison.
North Douro	" E. Horace Mussen, B.A.	Major Boulton. Fred. Barlee. Roland C. Strickland.
North Essa.....	" W. W. Bates	
North Orillia and Medonte..	" James H. Harris	B. Homer Dixon, K.N.L. Charles Goss.
Norwood, Westwood, and Belmont	" Edward Soward	John A. Butterfield James Jotham. Frank Birdsall.
Omamee and Emily	" R. R. Harris, B.A.. }	Clarence W. Ball.
	" John Burkitt..... }	James Groves.
Orillia	" A. Stewart, M.A.....	C. S. Elliot, M.D. Frank Evans G. J. Booth.

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Oshawa	Rev. H. B. Owen, F.R.L.S.	Lt. Col. Geo. H. Grierson. John Cowan. Matthew Western.
Penetanguishene, St. James's		James Henderson. Wm. Featherstonhaugh. Sheriff Jarvis.
Perrytown	" John A. Hanna	J. S. Wilson. James Leslie. J. R. Cartwright
Peterborough	" J. W. R. Beck, M.A.	G. E. Shaw. A. P. Poussette G. Barlee.
Pickering and Port Whitby	" Johnstone Vickers, M.D.	Kivas Tully. John Blow. John Woodhouse.
Port Hope, St. John's	" F. A. O'Meara, LL.D. } " J. S. Stone. }	Thomas Moore Benson. Charles Bingham. Arthur T. H. Williams.
" St. Mark's	" C. W. Paterson, B.C.L.	James Calcutt. C. J. Whitehead. H. A. Ward.
Port Perry	" C. C. Johnson	Daniel Ledingham. John Rolph. John Kirsten.
Scarborough	" C. R. Bell, Mus. Bac.	Stephen Westney. Richard Steers. Stephen Armstrong.
Seymour and Percy	" R. W. Hinds, B.A.	Gilbert Bedford. Arthur L. Colville. William Cameron.
Shanty Bay	" Joseph Fletcher, B.A.	J. O. Browne. C. C. Bridges. H. J. Browne.
Stayner and Creemore	" W. R. Forster	R. J. Cole. Jas. Langtry. John Carter.
Streetsville	" W. S. Westney, B.A.	
Tecumseth	" Thomas Ball	George Gaviller. Joseph Thompson. Thomas Carter.
Thornhill and Richmond Hill	" Robert Shanklin	John Langstaff. Joseph Keffer. John Arnold.

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Tullamore	Rev. William Grant, M.A..	
Toronto, St. James's Cathedral and Ascension	Very Rev. Dean Grasett, B.D. Rev. R. W. E. Greene, B.A. " Joseph Williams. " S. W. Young, M.A. }	Daniel Wilson, LL.D. John George Hodgins, LL D. Clarke Gamble, Q C.
" St. Paul's	" Saltern Givins. " W. F. Checkley, M.A.	Captain R. D. Stupart, R.N. J. Symons. J. D. Smith.
" Trinity East	" Alexander Sanson	William Gooderham. Thomas W. Rawlinson. Charles Unwin Senr.
" St. George's	" J. D. Cayley, M.A. } " C. H. Mockridge, M.A. }	William Gamble. Samuel W. Farrell. Huson W. M. Murray.
" Holy Trinity	" W. Stewart Darling. } " John Pearson. } " H. J. Davies, D.D. }	William Ince. W. T. O'Reilly. S. G. Wood.
" St. John's	" Alex. Williams, M.A.	J. C. Tarbutt. C. W. Postlethwaite. John Maughan jr.
" St. Stephen's	" A. J. Broughall, M.A.	F. W. Coate. J. Pepler. S. J. VanKoughnet, D.C.L.
" St. Anne's	" S. S. Strong, D.D.	Col Richard L. Denison. George B. Kirkpatrick. Col. G. T. Denison.
" St. Peter's	" S. J. Boddy, M.A.	Henry Northrop. Henry O'Brien. William T. Boyd.
" St. Luke's	" John Langtry, M.A.	James Young. Clarkson Jones. William D. Shutt.
" Church of the Redeemer	" Septimus Jones, M.A.	A. H. Campbell. J. L. Bronsdon. R. Dunbar.
" All Saints'	" A. H. Baldwin, B.A.	Allan McL. Howard. Charles Fuller. J. W. G. Whitney.
" St. Matthias's	" R. Harrison, M.A.	James Fletcher Cross. Percy Beverley. Reginald Shield Radcliffe.
" St. Thomas's	" J. H. McCollum, A.M.	Marcellus Crombie, A.M. Alderman Canavan. M. M. Matthews.

PARISH OR MISSION.	CLERGYMAN.	LAY REPRESENTATIVES.
Toronto, Grace Church....	Rev. Charles R. Matthew..	F. A. Ball. J. F. Lash. Jos. Bickerstaff.
" St. Bartholomew's..	" J. M. Ballard, B.A. . . .	C. H. Greene. Henry Alley. H. A. Harvey.
" St. Philip's	" George H. Moxon	Lieut. Col. Robert B. Denison. Geo. M. Evans Lieut. Col. C. S. Gzowski.
" St. Matthew's	" Geo. I. Taylor, B.A. . . .	Lamond Smith. Dr Kertland. John F. Hart.
Uxbridge	" John Davidson, M.A.	Henry Reynolds. Hector M. Howell. E. M. Chadwick.
Vespra	" A. B. Chafee, B.A.	Edward Martindale. George Sneath. William Partridge.
Weston	" W. A. Johnson	Jno. Dennis. Jesse Noble.
Whitby	" E. H. Cole, M.A.	John Ham Perry. John Wolfenden. George Young Smith.
Woodbridge and Vaughan..	" T. J. Hodgkin, M.D. . . .	Nathaniel Clark Wallace. Thomas Fielding. William Duncan.
Wyebridge and Midland . . .	" Geo. A. Anderson	John Lummis. Wm. Parker. F. D. Barwick.
York Mills	" Canon Osler	George Robson. James Harrison. Hamilton Mercer.
York Township, Christ Church	" A. G. L. Trew, M.A. . . .	Joseph Jackes. Philip Armstrong. Thomas Elgie.
Trinity College	Ven. Archdeacon Whitaker, M.A. (<i>Provost</i>). Rev. William Jones, M.A. " H. E. Maddock, M.A.	
Trinity College School, Port Hope	" C. J. S. Bethune, M.A. " W. E. Cooper, M.A. " W. C. Allen, B.A.	

Representing ninety-six Parishes and Missions.

Ven. Arthur Palmer, M.A., Archdeacon of Toronto.

Rev. Canon Scadding, D.D.
 " A. Lampman, B.A.
 " T. P. Hodge.

Rev. John Carry, B.D.
 " S Briggs.
 " T. W. Paterson, M.A.

Rev. Vincent Clementi, B.A.

A. J. BROUGHALL, M.A.,

Hon. Clerical Secretary.

J. GEORGE HODGINS, LL.D.,

Hon. Lay Secretary.

PROPOSED

CANON TO ENFORCE CHURCH DISCIPLINE.

Name and Composition of Court. 1. A Court, called the Bishop's Court, composed of the Bishop of this Diocese, and four Clerical and four Lay members of the Executive Committee of the Diocese, of whom Five a quorum. five shall form a quorum, is hereby constituted and erected.

Mode of appointment of members of Court other than Bishop. 2. The members of the Executive Committee, who are to constitute the Court for the ensuing year, shall be appointed by the Bishop within a week of the rising of the Synod, and shall continue in office until their successors are appointed.

Who shall preside. 3. Such Court shall be presided over by the Bishop of the Diocese, and, in his absence from any cause, by some member of the Court, selected by him. The Registrar and his appointment. Treasurer of the Synod shall be the Registrar of such Court, and he shall, as such Registrar, perform such duties as may from time to time be defined by such Court.

Who may be tried. 4. Every Priest and Deacon duly licensed by the Bishop, or holding any charge under the jurisdiction of the Bishop of this Diocese, or receiving any allowance whatever under the authority of the Synod, shall be amenable to such Court, and shall be liable to trial and subject to punishment in the manner hereinafter stated, in respect of any of the offences following, that is to say

For what offences (a) Disseminating any doctrine contrary to the Thirty-Nine Articles of Religion and the Book of Common Prayer, whether by preaching, or teaching, or by means of books which inculcate such doctrine.

(b) Any criminal, dishonest, immoral, or disorderly conduct, scandal or evil report, shall constitute a sufficient ground for trial.

(c) Knowingly celebrating marriage between two persons within the degrees of affinity, as set forth in the Book of Common Prayer.

(d) Contumacy, that is persistence in disrespectful or disobedient conduct towards the Bishop of the Diocese, in matters in which the Bishop is legally and canonically entitled to exact obedience.

(e) Wilful violation of the Constitution or Canons of this Diocesan or the Provincial Synods.

(f) Habitual irregularity or neglect in the performance of the offices of the Church; or the introduction of innovations or novelties in the performance of Divine Worship, opposed to the Book of Common Prayer; or to the "subscription required of such as are to be made ministers" by the 36th Canon; knowingly permitting unauthorized persons to officiate in the Church; or habitually absenting himself from Divine Worship.

(g) Schism, or separating himself from the Communion of the Church.

(h) Exercising any lay profession or occupation, inconsistent with his sacred calling.

5. For the offences set forth in the next preceding section of this Canon, the following sentences shall be passed, and punishments imposed upon offending Clergymen, viz:— Admonition, suspension from the exercise of his office; deprivation or removal from his office in the Church, otherwise called deposition; and degradation from the ministry. Admonition may be either public or private.

What sentences shall be passed.

6. When the penalty of suspension is inflicted, the sentence shall specify on what terms, or at what time the suspension shall cease. During his suspension, the Clergyman shall not exercise the functions of his ministry in his own congregation or elsewhere, on pain of such further punishment or extension of the term of his suspension as the Bishop may appoint; and during such suspension, the Bishop may appoint another Clergyman to supply the place of the suspended Clergyman. When sentence of suspension is pronounced, the Bishop shall cause such notice of it to be given to the Clergy and Laity of the Diocese as he shall think sufficient.

Sentence of Suspension.

7. When sentence of deprivation or removal from office is pronounced, the connection between the clergyman so deposed and his congregation shall be *ipso facto* terminated; and all offices, rents, issues, profits, and emoluments which

Sentence of Deprivation.

he may have held by virtue of such office or ministry from which he has been removed, shall wholly cease and determine.

Notice of deposition to be given.

8. Whenever a Clergyman is so deposed, or is degraded from the ministry, the Bishop shall, without delay, cause notice of such deposition or degradation to be given to the Clergy of the Diocese, and also to all the Bishops of British America, and to the presiding Bishop of the Protestant Episcopal Church in the United States.

When accused Clergyman shall be inhibited from performing services.

9. In every case in which from the nature of the offence charged, it shall appear to the Bishop that great scandal is likely to arise, from the Clergyman accused continuing to perform the services of the Church while such charge is under investigation, the Bishop shall cause a notice to be served on the accused at the same time with the service of the copy of the charge, or at any time pending the proceeding, inhibiting him from performing any services of the Church during the investigation, or until the Bishop shall withdraw the inhibition.

Who may prefer charges.

10. A charge may be preferred against the persons set forth in the 4th Section of this Canon for any of the offences therein mentioned, either by the Bishop of the Diocese, or any layman of the Church, provided that no charge in respect to preaching or teaching, or circulating erroneous doctrines, or the introduction of innovations or novelties in the performance of Divine Worship (other than such as may be brought by the Bishop) shall be entertained against any clergyman, unless the same shall be certified by at least three laymen of the Church, being Communicants of at least one year's standing.

Charge shall be in writing.

11. Such charge shall be in writing, and, in the case of the Bishop preferring it, shall be by him transmitted to the accused, and, in case of the presentment being made by another or others, then the charge shall be by him or them transmitted to the Bishop, who shall forthwith transmit a copy of it to the accused.

When charge is admitted, the Bishop may deal with it in a summary way.

12. If the party accused admit the truth of the charge, and request the Bishop to deal with the same in a summary way, the Bishop shall thereupon adjudge the party to be guilty, and shall award such punishment under this Canon, as in his judgment and discretion he may think adequate to the offence; and shall attach his sentence, and the answer of the party against whom the complaint is made to the memorial, and file the same of record with the Registrar of the Court, who shall forthwith transmit to the complainant and the party charged, a copy of such decision or sentence.

13. If the party accused does not admit the charge, but he, and the person or persons preferring the same, state in writing that they are willing to submit to the direction of the Bishop touching the matter of the said charge, without appeal, the Bishop shall forthwith proceed to hear the matter in such manner as he shall think fit, and shall pronounce such judgment, and shall issue such monition, if any, as he may think proper and no appeal shall lie from such judgment or monition, provided that such judgment so pronounced by the Bishop shall be considered as finally deciding only the individual case, and not so determining any question as that it may not be again raised by other parties.

When charge is not admitted, the Bishop may, by consent of the parties, proceed to hear the matter.

14. If the charge be not admitted within fourteen days after the same has been transmitted to the accused, the Bishop shall forthwith, after the expiration of such fourteen days, transmit to the Registrar of the Court the charge, and denial, if any; and he shall file the same of record, and shall notify the members of the Court of such proceedings, who shall in due course proceed to try the matter in controversy, and to pronounce such judgment, and pass such sentence, and impose such punishment as to the said Court shall, under the circumstances, seem proper.

Procedure, when charge is not admitted.

15. The Court may appoint two of its members to determine the sufficiency or insufficiency of the form in which the charge is presented, and of the answer thereto, and of any matter connected with the practice or procedure of the Court, subject to an appeal to the Court in all matters in which either party may be dissatisfied, provided, however, that the evidence to be taken on which the Court is to act, and the hearing and adjudication of the subject matter of the complaint, must be given, heard, and made before and by the Court.

How sufficiency or insufficiency of the charge may be determined.

16. The witnesses examined on any trial shall be examined *visà voce* before the Court, and before their examination each witness shall make a declaration in the words, or to the effect, following: "I, _____, do most solemnly declare, in the presence of Almighty God, and as I shall answer to Him at the great Day of Judgment, that the evidence I am about to give in this matter, shall be the truth, the whole truth, and nothing but the truth." The evidence given shall be reduced to writing, and shall be signed by the witnesses respectively.

Witnesses to be examined "*visà voce*" and to make declaration.

17. Either party may appear on any application made to the Court, or a Judge thereof, by any Counsel duly admitted to practice in the Superior Courts of this Province.

Either party may appear by Counsel.

18. The Court may from time to time make such rules and regulations as to the Court may seem expedient for

Court may make rules and regulations.

regulating the practice and procedure of the Court, and every matter deemed expedient for carrying out the objects of this Canon ; and the Court may from time to time suspend, repeal, vary, or revive any such rules and regulations, but no order made by the Court shall have the effect of altering any matter defined by this Canon. The said Court shall likewise define from time to time the duties of its Registrar, and shall likewise determine the remuneration payable out of the funds of the Synod to which he may be considered entitled for his services rendered as such Registrar.

Decision and sentence to be in writing.

19. The decision of the Court, and the sentence thereof, or of the Bishop, shall be in writing, and shall be entered in a book to be kept by such Registrar for that purpose.

Appeal shall lie to the Metropolitan.

20. An appeal from every finding, judgment, sentence, or decision of the Court shall lie to the Metropolitan of the Province.

When clergyman must apply for a *Bene Discessit*.

21. Whereas it is desirable that any person in Holy Orders in this Diocese should not leave the same without authority from the Bishop of the Diocese ; therefore, when any person in Holy Orders is about to leave the Diocese for the purpose of seeking employment in any other Diocese in communion with the Church of England, he shall communicate the same to the Bishop, and apply for a *Bene Discessit*, and if the person shall be of good standing the Bishop shall grant the same. No Clerk in Holy Orders in this Diocese shall be absent from his duties for more than one month, unless he obtain leave of absence from the Bishop, who on application may grant such leave, with letters of recommendation. If such *Bene Discessit*, or leave, or letters of recommendation, shall be refused, the Bishop shall assign his reasons therefor in writing, and deliver the same to the party applying.