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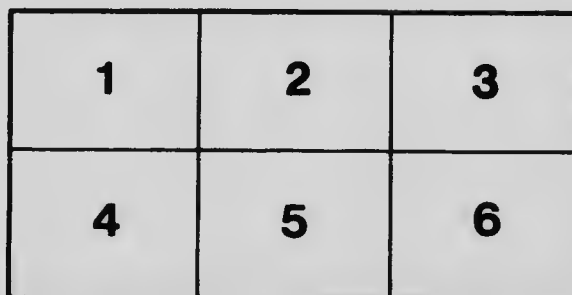
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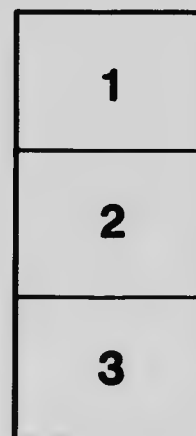
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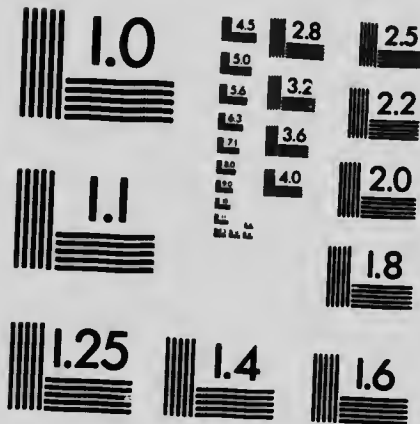
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CONSTITUTION,  
RULES AND CANONS  
OF THE  
INCORPORATED SYNOD  
OF THE  
DIOCESE OF HURON

WITH AN INDEX OF STATUTES AFFECTING  
THE CHURCH IN THE DIOCESE.



PREPARED BY A COMMITTEE APPOINTED BY THE  
SYNOD FOR THE PURPOSE.

LONDON, ONT.:  
A. TALBOT & CO., PRINTERS.

1910

## SCHEDULE OF REGULAR COLLECTIONS DURING THE YEAR

TO BE MADE AT BOTH MORNING AND EVENING SERVICES, WHEN THERE ARE TWO SERVICES IN THE SAME CHURCH.

|                  |   |   |
|------------------|---|---|
| JANUARY          | - | Epiphanytide (Appointed by Provincial Synod), for Foreign Missions.   |
| FEBRUARY         | - | Second Sunday, for the Widows' and Orphans' Fund.                     |
| MARCH            | - | Second Sunday, for the Mission Fund.                                  |
| GOOD FRIDAY      | - | For the Jews.   |
| MAY              | - | Ascensiontide (Appointed by Provincial Synod), for Domestic Missions. |
| JUNE             | - | Second Sunday, for the Mission Fund.                                  |
| JULY             | - | Second Sunday, for the Widows' and Orphans' Fund.                     |
| SEPTEMBER        | - | Second Sunday, for the Mission Fund.                                  |
| NOVEMBER         | - | Second Sunday, for the Mission Fund.                                  |
| THANKSGIVING DAY | - | For Huron College.  |

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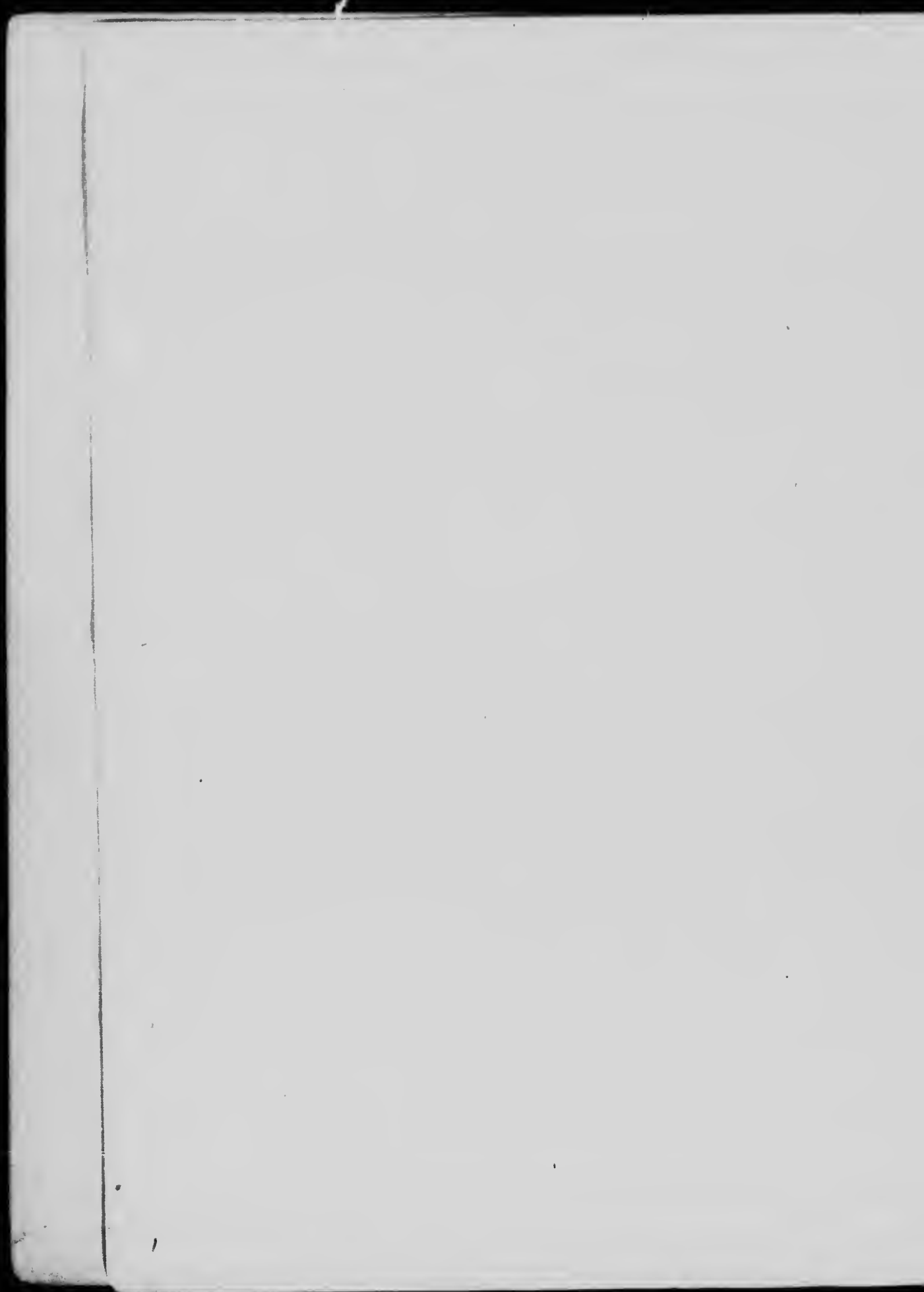
In order to provide sufficient means to carry on the work of the Diocese, that is, to maintain the Mission Fund, Widows' and Orphans' Fund and the General Purpose Fund, each Parish shall be required to contribute to the funds of the Synod such a sum as shall be apportioned to each Parish by the Executive Committee, and the sum shall be determined by a percentage estimated upon the necessary revenue of the Parish, in accordance with the requirements of the Canon on Apportionments towards the Missionary Society Canadian Church.—Clause XX. of the Constitution.

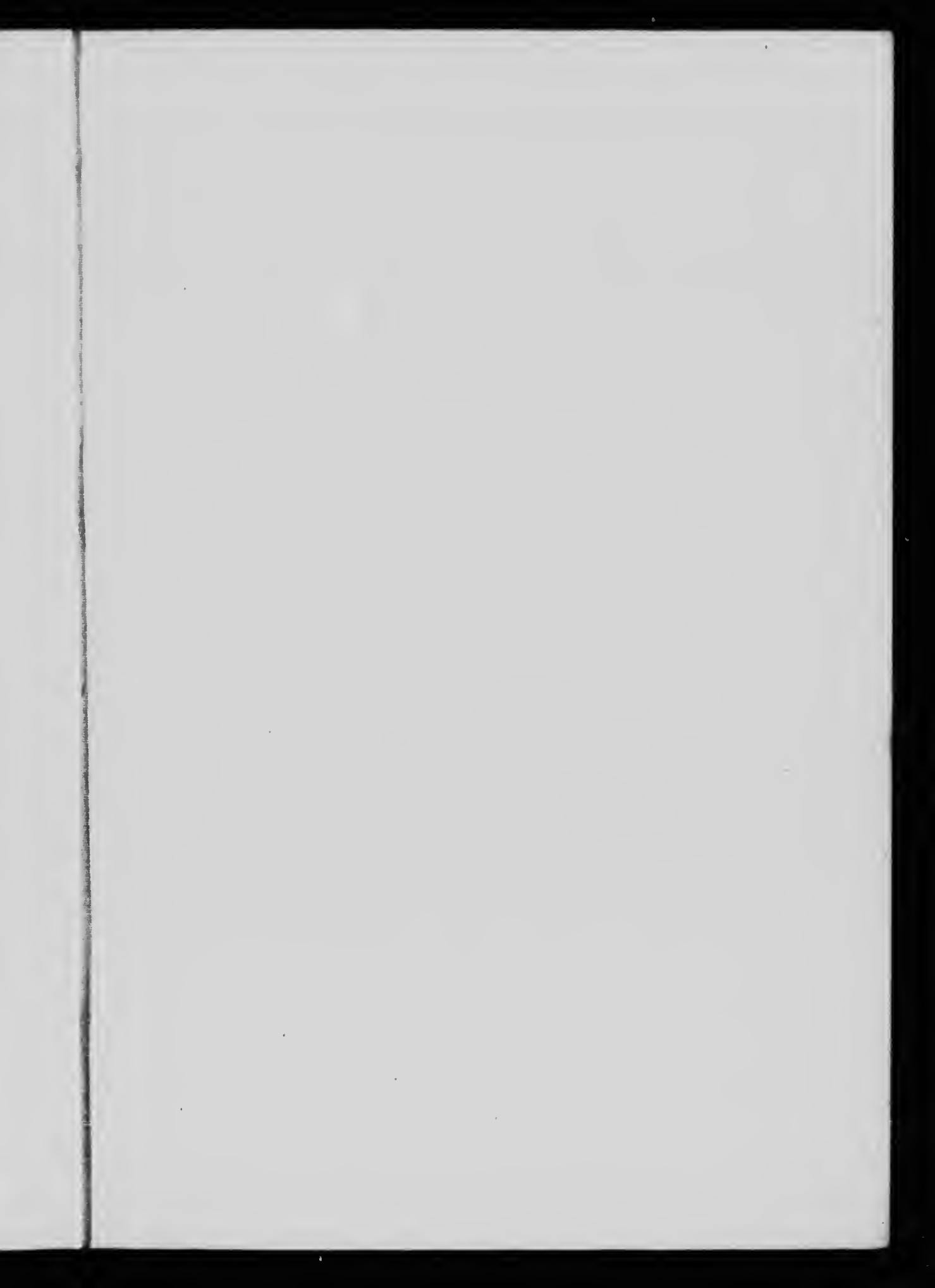
### ANNUAL PAROCHIAL ASSOCIATION COLLECTIONS.

Collections should be made, as far as possible, from every Member of the Church. Collectors' Books may be had upon application at the Synod Office, London.











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## RESOLUTION.

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IN THE SESSION OF SYNOD, JUNE 17, A. D. 1909.

Moved by The Very Reverend The Dean,  
Second by Mr. John Ransford, and Carried:

That His Lordship the Bishop be requested to appoint a Committee to revise the Canons and Constitution, and have them printed in their corrected form.

The Bishop named the following as a Committee:—

VERY REVEREND THE DEAN,  
THE VENERABLE ARCHDEACON YOUNG,  
MR. J. C. JUDD, K. C.,  
MR. T. H. LUSCOMBE.



# CONSTITUTION

OF THE

## Incorporated Synod of the Diocese of Huron

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1. The said Incorporated Synod shall consist of the Bishop of the said Diocese, who shall be head of the Synod, and any Suffragan or Coadjutor Bishop thereof, the Priests and Deacons of the same licenced by the Bishop or Suffragan or holding any Diocesan office, or performing any Diocesan work or officiating in any College Chapel with the Bishop's sanction, the Chancellor of the Diocese, and of the Lay Delegates or Representatives elected, or to be elected, according to the Constitution of the said Synod, as the same existed at the time of the passing of the Act of Incorporation, or as it may from time to time be altered by the said Synod after the passing of the Act; and so far as the financial affairs of the Synod are concerned, the following shall also be members thereof, that is to say, the life members of the Church Society of the Diocese of Huron, and such other members of the said Society who, prior to the passing of the Act, appeared on the books of the said Society as having contributed in annual subscriptions to the said Society in the aggregate the sum of fifty dollars; provided always that each and every of said life or other members of the Church Society seeking admission to any meeting of the Synod under the authority of this section shall, before being admitted thereto, deposit with the Honorary Secretaries of the Synod a certificate from the Incumbent of the Parish where such member for the time being resides that he is eligible to be elected a Lay Member of the said Synod.

2. Clergymen resident in the Diocese, who have been members of the Synod, but who have become superannuated, or invalidated, with the Bishop's consent, shall retain all their privileges as members of the Synod.

3. The Lay Representatives shall be communicants of at least one year's standing; and shall be elected annually, within one month next after Easter Day, by each duly organized congregation, from among their own number, at a meeting legally convened. And it shall be the duty of the





Wardens of each congregation to provide a book in which each male member of such congregation and of no other, and of the full age of twenty-one years, shall subscribe his name as being a member of the Church of England, and as belonging to no other religious denomination; and such and no others shall be entitled to vote at the election of Lay Representatives. Each Representative shall continue in office until his successor is appointed.

4. The Incumbent or his Assistant shall preside at the election; and in their absence a chairman, elected by a majority of those present.

5. The number of Representatives shall be as follows: For every congregation, *one*; when the registered voters exceed fifty, *two*; and when they exceed one hundred and fifty, *three*; and at each meeting it shall be the duty of the Chairman to have the names of all those who have died, or who have become disqualified, erased previous to the election.

6. It shall be the duty of the Secretaries to forward to each Clergyman, before Easter in each year, a copy of the form of certificate printed below for each congregation under his charge; and in case of a Parish or Mission being vacant, the Certificate shall be forwarded to the address of the Churchwardens.

#### FORM OF CERTIFICATE.

##### DIOCESE OF HURON.

Town (or Township) of ..... Congregation of .....  
 number of registered voters ..... I hereby certify that at  
 a meeting of this congregation, held on ..... day of .....  
 19...., Mr. (or Messrs.) ..... was (or were) duly  
 elected a Representative (or Representatives) to the Synod for  
 the current year.

.....  
 Chairman.

7. If a vacancy occur by the death, removal, or resignation of any Representative, the Clergyman shall proceed to hold a new election within one month, due notice being given by him during Divine Service, on the two Sundays next preceding the meeting, provided that no such election shall take place between the time that the See becomes vacant and the election of a Bishop, saving and except when a vacancy occurs by death, removal or resignation during the above interval, or within one month previous to the vacancy of the See.



8. It shall be the duty of the Chairman, within six days after the election of Representatives, to send to the Secretary-Treasurer of the Synod the certificate above referred to, taking care, when more than one is elected, to give the number of registered voters. A Committee of two shall be appointed by the Bishop to act in conjunction with the Secretaries in the examination some day before the meeting of the Synod, of the certificates as to election of Lay Representatives, said Committee to report on first day of Session of Synod immediately after the election of Secretaries.

9. That the Synod shall meet annually on the third Tuesday in June, or at such other time or times as may be deemed expedient by the Bishop, who shall appoint the time and place of meeting, and shall adjourn or prorogue the Synod as may appear to him most for the welfare of the Diocese.

10. Each Clergyman within the Diocese shall send to the Bishop, through the Secretary-Treasurer, the name of any congregation hereafter established under his charge; describing its locality, in order that it may be recorded in the book in which a list of the congregations is kept.

11. (a) When the Bishop is not present he shall appoint a deputy as Chairman to preside in his place.

(b) A quorum of the Synod shall consist of the Chairman and not less than thirty of each order of the Clergy and Laity, respectively, except when electing a Bishop, when there shall be present not less than seventy-five of each order of the Clergy and Laity, respectively.

(c) Whenever it shall be made to appear that a quorum is not present, the Chairman may declare the Synod adjourned to the next ordinary hour for assembling. If there be then no quorum, he may again declare the Synod adjourned to the next ordinary hour for assembling. Or he may in either case declare the Synod adjourned *sine die*.

12. An Honorary Clerical and an Honorary Lay Secretary shall be chosen annually by the Synod, from among the members thereof, who shall remain in office until the next annual meeting of the Synod. Their duty shall be to take minutes of the proceedings of the Synod and to prepare the same for printing in the Annual Journal, and within a reasonable time after the close of the Session of Synod to deposit with the Secretary-Treasurer of Synod for safe keeping, all



books and papers relative to the concerns of the Synod which may be in their possession; to attest the public acts of the body, and in case of a vacancy in the See, to summon the Synod for the election of a Bishop.

13. A Secretary-Treasurer shall be appointed by vote of Synod, whose duty it shall be to attend to all business of the Synod when not in session, including, except as otherwise provided by the Synod, the receipt and taking charge of all moneys belonging to the Synod, under the direction of the Bishop, the Executive Committee and the Officers of the Synod; and to be the custodian and guardian of all papers and documents relating to the affairs of the Synod. Provided, however, that if and so long as the Synod shall provide that the whole or the greater part of its financial business or affairs shall be managed otherwise than through the Secretary-Treasurer, then the Secretary-Treasurer, if in Holy Orders, may be appointed also to the office of Diocesan Commissioner.

14. The paid officers of the Synod shall be the Secretary-Treasurer and an assistant, if required, the Diocesan Commissioner, also the Auditors; the Secretary-Treasurer shall furnish security to the satisfaction of the Bishop and the Executive Committee. Provided that neither the Secretary-Treasurer, unless he is in Holy Orders, nor his assistant shall be eligible to sit or vote as a member of the Synod.

15. There shall be annually elected by the Synod, immediately after the election of the Secretaries, two Auditors, whose duty shall be to examine all accounts of the Secretary-Treasurer, and to report on them to the Executive Committee.

16. There shall be an Executive Committee, presided over by the Bishop, ten of whom shall form a quorum, consisting of thirty Clergymen and thirty Laymen, who shall be elected annually by ballot out of the members of the Synod by each order respectively. In the absence of the Bishop he may appoint in writing a member of the Executive Committee to act as his deputy in the chair, and failing such appointment, the Committee shall elect a Chairman for the sitting from the members present. Lay Representatives of the Synod, duly elected as members of the Executive Committee and Provincial Synod, shall remain members as aforesaid, until their successors on the said Executive Committee and Provincial Synod shall have been elected by the Synod. Immediately after the election of the Executive Committee, the Bishop shall appoint



a time during the Session of Synod at which a meeting of the Committee shall be held for the purpose of organizing and appointing any necessary sub-committees that may be required to take action before the first regular quarterly meeting in September. It shall be the duty of the Executive Committee to manage and administer all the funds, lands and property of the Synod, of what kind or nature soever, and generally to exercise all the powers and functions of the Synod, except those of a legislative character, in accordance with the Constitution and Canons thereof, without further or other authority from the Synod, than is herein contained as fully and effectually to all intents and purposes as the Synod can or may do. It shall be the duty of the Executive Committee to prepare in due form all such matters as the Bishop may desire to have brought before the Synod, and all notices of motion forwarded to them, through the Secretary by any member of the Synod, but with respect to all other matters forwarded to them, the Executive Committee shall print only such portions as they may deem expedient; and a circular containing a statement of such business to be submitted to Synod shall be forwarded to each Clergyman and Representative two weeks before the meeting of the Synod.

17. (a) On the day appointed for the assembling of the Synod Divine Service with Holy Communion shall be held in the forenoon, at which it shall be the duty of all the members of the Synod to be present, and every meeting of the Synod shall be preceded by public morning prayer.

(b) The proceedings of the Synod shall every day be opened with prayer in a form prescribed by the Bishop.

18. If any vacancy shall occur by death, removal or resignation of any officer, the Bishop shall appoint a successor to act until next meeting of Synod, and notice of such vacancy and appointment shall be given to the next meeting of the Executive Committee.

19. The Executive Committee shall meet in London in the months of March, September and December, on such day as the Bishop may appoint, and in the month of June, on some day during the week in which the Synod meets; provided, however, that the Bishop shall have the power of calling the Committee together at any time. And when the See becomes vacant by the death of the Bishop, or in case of the incapacity of the Bishop, the Honorary Secretaries of the Synod shall summon a meeting of the Executive Committee





which shall elect a Chairman of the Committee who shall administer the Diocese so far as the financial business is concerned, and sign all cheques until the consecration of a Bishop.

20. In order to provide sufficient means to carry on the work of the Diocese, that is, to maintain the Mission Fund, Widows' and Orphans' Fund and the General Purpose Fund, each Parish shall be required to contribute to the funds of the Synod such a sum as shall be apportioned to each Parish by the Executive Committee, and the sum shall be determined by a percentage estimated upon the necessary revenue of the Parish, in accordance with the requirements of the Canon on Apportionments towards the Missionary Society of the Canadian Church.

In order to more fully promote the general work of the Synod, annual subscriptions and donations shall be collected from each congregation in such manner as shall be deemed most effective, and every endeavor made to augment the resources of the Synod. An annual missionary meeting shall be held, or sermon preached in each Church or other suitable place, and a collection made for the Mission Fund of the Diocese. It shall be at the option of the Clergyman to raise the contributions to the Diocese in the way best suited to the condition of his Parish, or in the manner following, namely: That, in addition to the annual parochial collection for the general purposes of the Synod, six collections shall be made annually, the proceeds of two of which shall be devoted to the Widows' and Orphans' Fund, and four to the Mission Fund.

The collection shall be forwarded to the Secretary-Treasurer of the Synod within fourteen days of being made. It shall be the duty of every Clergyman to give notice of these collections, and to call the attention of his congregation to the importance of their objects, and their claim for liberal support.

It shall be the duty of the Secretary-Treasurer at the beginning of each financial year to notify the Clergyman and Churchwardens of each Parish of the amount of their required contribution, basing it on the last statistical report to the Bishop, which report shall contain the number of all the families (as hereinbefore defined) known to belong to the Church in the Parish, and the Missions Committee of each Rural Deanery shall act in co-operation with the Clergyman and Churchwardens of each Parish in raising the same.

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In case of a vacancy in a Parish before the close of the financial year, and the Parish not having sent in the required amount of assessment, the Rural Dean shall be notified by the Secretary-Treasurer of such neglect.

21. All moneys shall be paid by cheques signed by the Bishop (and in his absence, by the person administering the Diocese, or during the vacancy of the See by the Chairman of the Executive Committee) and countersigned by the Secretary-Treasurer.

22. No act or resolution shall become law without the concurrence of the Bishop, and a majority of the Clergy and Laity present; provided that, ordinarily, the votes of the whole Synod shall be taken collectively; but that at the desire of the Bishop, or at the request of not less than five members of the Synod, the votes of each of the above named orders shall be taken separately.

23. In case of a vacancy in the See, it shall be the duty of the Secretaries of the Synod, within ten days from their knowledge of such vacancy, to give notice thereof to every Clergyman and Lay Representative and at the same time to summon a meeting of such Clergymen and Lay Representatives, to be held at London within six weeks, for the election of a Bishop, and to give at least one month's notice thereof. At such meeting for the election of a Bishop, the senior dignitary present shall take the chair, and be entitled to vote once only on each ballot. The Clergy and Lay Representatives present shall vote separately by ballot, and the majority of the votes of each Order present shall determine the choice, provided always, that it shall be competent for such meeting to postpone the election to such further period as to them shall seem expedient.

24. (a) Every proposition for an alteration of the Constitution, or of any Canon of the Synod, or to repeal any Canon, must be sent to the Executive Committee, to the end that due notice thereof may be given in the Convening Circular.

(b) No motion proposing an alteration of a Canon, or to repeal a Canon, or to alter the Constitution of the Synod, shall pass unless it be agreed to by a majority of two-thirds of the Clergy and Lay Representatives respectively present when the vote is taken. But this last proviso shall not apply to amendments to the Order of Proceedings, or Rules for the

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Preservation of Order, or Rules for Committees as hereinafter enacted.

(c) When a motion is made to enact a new Canon, or to repeal or amend a Canon, or to alter or amend the Constitution of the Synod, the principle of the proposed measure shall first be discussed on a motion "that it be read a first time," to which motion amendments shall be in order.

(d) If the motion to read a first time be carried in the affirmative, the Synod shall forthwith resolve itself into Committee of the Whole for the discussion of the clause or clauses and details of the proposed measure.

(e) On the work of the Committee being concluded, the Synod shall resume its sittings, and the Chairman shall report the Canon or motion to the Synod with amendments or otherwise.

(f) If any amendments have been made in Committee of the Whole, the form of motion shall be "that the amendments be agreed to by the Synod," to which motion amendments cognate thereto shall be in order.

(g) When the form of the proposed Canon or motion has been finally determined, or when the proposed Canon or motion has been reported from Committee of the Whole, without amendment, the Chairman shall put the motion "that the Canon, or motion, be read a second time, and if agreed to it shall pass, or it may be referred back to the Committee of the Whole for specific amendment."

(h) If the work of the Committee of the Whole be interrupted by a motion to report progress being carried, the Chairman shall report to the Synod accordingly, and the Synod may, upon motion, direct the Committee to sit again at such time as it may appoint.

(i) Should the hour of adjournment arrive while the Synod is in Committee of the Whole, the Synod shall resume its sittings and may direct the Committee to sit again after routine business at the next sitting.

(j) A vote in Committee of the Whole shall be taken of the members collectively, or by orders if required.

(k) In Committee of the Whole the quorum shall be the same as the quorum of Synod. If it shall be made to appear at any time there is not a quorum present, the Committee

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shall rise, and the Chairman having reported to the Synod accordingly, the Committee may be directed, on motion, to sit again in the same manner as when progress is reported.

(l) Any motion may, by resolution or by direction of the Chairman, be referred to the Committee of the Whole, in which case it will be subject to the same course of procedure as a new Canon, or a motion to repeal or to amend a Canon.

(m) A corrected copy of the proceedings of the Synod, printed under the direction of the Honorary Secretaries, shall be accepted as the official record of such proceedings, subject to the approval of the next succeeding meeting of the Synod, and such copy, being approved by the Bishop, and the seal of the Synod attached thereto, shall be signed by the Bishop, and preserved as the authentic minutes of the Synod.

25. Each Clergyman shall make an annual statistical report to the Bishop, according to the form to be supplied by the Secretary, under the Bishop's direction; which report shall be forwarded to the Bishop not later than the first day of May.

26. The following objects for which the Church Society was incorporated, shall be included amongst the objects for which the Synod is incorporated:

FIRST.—For the encouragement and support of Missionaries and Clergymen of the Church of England within the Diocese of Huron, and for creating a fund towards the augmentation of the stipends of poor Clergymen, and towards making a provision for those who may be incapacitated by age or infirmity, and for the Widows and Orphans of the Clergy of the said Church in the said Diocese.

SECONDLY.—For the encouragement of education, and for the support of Day Schools and Sunday Schools in the said Diocese, in conformity with the principles of the said Church.

THIRDLY.—For granting assistance, where it may be necessary, to those who may be preparing for the Ministry of the Gospel in the said Church, within the said Diocese.

FOURTHLY.—For circulating in the said Diocese the Holy Scriptures, the Book of Common Prayer of the said Church, and such other Books and Tracts as shall be approved by the Executive Committee.

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**FIFTHLY.**—For obtaining and granting aid towards the erection, endowment and maintenance of Churches according to the establishment of the said Church in the said Diocese; the erection and maintenance of Parsonage Houses; the setting apart of Burial Grounds and Churchyards; the endowment and support of Parsonages and Rectories, according to the same establishment, and the management of all matters relating to such endowments.

### ORDER OF PROCEEDINGS.

(1) Divine Service with Holy Communion shall be held in the forenoon of the day appointed for assembling of the Synod, and each meeting of the Synod shall be preceded by public morning prayer.

(2) The proceedings of the Synod shall every day be opened with prayer in a form prescribed by the Bishop.

(3) On the first day of meeting the Synod shall assemble for Divine Service at 10.30 a.m., and for business at 3.00 p.m.

The ordinary hours for assembling and adjournment after the first day shall be as follows: Assembling, 10.15 a.m., 2.30 p.m., and 8.00 p.m. Adjournment, 1 p.m., 6 p.m., and 10 p.m.

On the assembling of the Synod for business the Clerical Secretary shall call the roll of the Clergy, and the Lay Secretary the roll of the Lay Representatives, who shall respectively answer to their names, and, if a quorum be found to be present, the Synod shall proceed to business.

The names of those members recorded as present when the roll is called at the opening of the Synod for business, with the names of any other members subsequently recorded as present, shall be the roll of such Synod for all purposes.

A member in attendance may at any time claim to have his name placed on the roll, and notice to that effect shall be given by the Chair at the commencement of every day's proceedings.

### ORDER OF BUSINESS.

(5) The Order of Business at the opening sitting shall be as follows:

(a) Election of Secretaries and Auditors, who shall hold office until their successors are appointed.

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(b) Receiving report of Committee on Certificates and Synod Assessments, further reports of which Committee may be made at any time.

(c) The Bishop's Charge.

(d) Receiving Report of the Executive Committee.

(e) Receiving Notices of Motion.

(f) Receiving reports of other Committees of Synod.

(g) Receiving Petitions or Memorials.

After disposing of the foregoing business the Synod shall adjourn.

At the evening sitting on the first day of meeting the Order of Business shall be as follows:

(a) Receiving reports of Committees.

(b) Receiving Petitions or Memorials.

(c) Receiving Notices of Motion.

(d) Consideration of the Report of the Executive Committee, a motion for the adoption of which report shall be put by the Chair.

(e) Business submitted by the Executive Committee.

(f) Consideration of reports of other Committees of Synod in the order in which they have been received, a motion for the adoption of which shall be made by the Chairman or other member of each Committee.

(g) Business submitted by the Bishop.

(h) Motions of which notice has been duly given in the Order of Notice

At all other sittings the Order of Business shall be as follows:

(a) Confirmation of Minutes of previous day's proceedings.

(b) Receiving Reports of Committees.

(c) Receiving Petitions or Memorials.

(d) Receiving Notices of Motion.

(e) Business submitted by the Bishop.

(f) Business submitted by the Executive Committee.

(g) Consideration of Reports of Committees.

(h) Consideration of Notices of Motion.

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(i) Motions of which notice has been duly given in the Order of Notice.

### **RULES FOR THE PRESERVATION OF ORDER.**

(1) All questions of order shall be decided by the Chairman.

(2) All motions shall be made in writing.

(3) All motions shall require one day's notice, except motions to adjourn, motions to suspend the standing orders, and motions relating to privilege, or any point of order arising during the debate, all of which shall be in order at any time.

(4) A member moving to suspend the standing orders shall state his object in so doing.

(5) Motions to adjourn or suspend standing orders shall be put without debate.

(6) A motion or amendment to a motion, after being read from the Chair, shall only be withdrawn by consent.

(7) Every motion, unless moved by the Chair, shall require a seconder.

(8) On a vote being called for, the *ayes* and *noes* shall respectively rise at the call of the Chair, and remain standing while the count is taken. Whenever a count is taken, the numbers *pro* and *con* shall be entered on the minutes.

(9) An amendment to an amendment to a motion may be proposed, but no further amendment shall be in order until the second amendment has been disposed of.

(10) Amendments to a motion to adopt a report shall be in order if cognate to any of the subject matters thereof.

(11) No member except by unanimous consent shall speak more than once to the same motion or amendment, except the mover of such motion or amendment, who shall be entitled to reply.

(12) No member, except by consent, shall speak at one time more than twenty minutes.

(13) No member shall leave the Synod during a sitting except by permission of the Chair.

(14) The foregoing Rules of Order shall relate so far as applicable to proceedings in Committee of the Whole, except

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that the rule limiting members to one speech on a motion or amendment shall not be in force in Committee of the Whole, and that, in Committee of the Whole, speeches shall be limited to ten minutes.

(15) Report of Committees and Petitions or Memorials shall be received without debate except on a question of order.

(16) In any unprovided case, resort shall be had to the Rules of Order of the House of Commons of Canada.

### **RULES REGARDING COMMITTEES.**

(1) All Committees unless named by the Synod shall be appointed by the Chairman, who in that case shall announce the names to the Synod previous to entry upon the minutes. Unless otherwise directed, the mover of the resolution for the appointment of a Committee shall be convener.

(2) The reports of Committees (except reports of progress and reports of Committees appointed during the current session) shall be signed by the Chairman thereof, and presented at the opening sitting of the Synod, and shall be printed for distribution to the members, at the next sitting.

(3) A quorum of a Committee shall consist of a clear majority of its members, unless the Synod otherwise directs.

(4) The Executive Committee shall have power to make such rules as may be necessary for the proper and orderly disposal of the duties assigned to it.

### **RULES OF THE EXECUTIVE COMMITTEE.**

(1) All applications for aid from the Synod must be with the Secretary-Treasurer at least three days before the meeting of the Executive Committee, otherwise they cannot be entertained until the following meeting.

(2) Grants made from the General Purpose Fund and not claimed before the expiration of two years shall be cancelled.

(3) Whenever an application for a grant from any of the Funds of the Synod in behalf of any Parish or Mission is under consideration, the parties in connection with such Parish or Mission making such application, if present, shall withdraw while such application is discussed.

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## CANONS.

### 1. On the Election of a Bishop.

The Bishop of the Diocese shall be elected in the manner laid down in the Constitution of the Synod.

### II.—On Certificate of Election.

The Bishop elect shall receive from the Chairman and Secretaries of Synod a certificate of his election by the Clergy and Lay Representatives, in accordance with the rule of the Diocese.

Such Bishop-elect shall, previous to his consecration, resign all the preferment which he holds in the Church, except in the case of a coadjutor, who shall resign all such preferment previous to his taking full charge of the Diocese.

### III.—On the Election of a Coadjutor Bishop.

When the Bishop of the Diocese shall feel himself unable to perform his duties, by reason of age or other permanent cause of infirmity, or be incapacitated by mental infirmity from discharging his Episcopal duties, a Coadjutor Bishop may be elected by, and for the Diocese in the manner provided in Canon I. The Coadjutor Bishop shall in all cases succeed the Bishop in case of surviving him. The Coadjutor Bishop shall perform such Episcopal duties and exercise such Episcopal authority in the Diocese as the Bishop shall assign him; and in case of the Bishop's inability to assign such duties, the Coadjutor Bishop shall, during such inability, perform all the duties and exercise all the authority which appertain to the office of Bishop; if any difference shall arise between the Bishop and his Coadjutor regarding the same, the matter shall be decided by the House of Bishops of the Province.

### IV.—On the Appointment of Dignitaries and Other Officers, and Their Duties.

There shall be in the Diocese the following dignitaries and other officers, viz.:

1. One Dean of the Cathedral, together with Canons to constitute the Chapter; one or more Archdeacons; and such

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number of Rural Deans as may be required; one Chancellor; one Registrar, and, when necessary, one Commissary.

2. The appointment of these dignitaries and officers shall be vested in the Bishop, and the offices of Rural Dean, Chancellor, Registrar and Commissary, shall be held during his pleasure.

3. In case of the resignation or removal, by reason of age or infirmity, of any dignitary, he shall be entitled to retain his rank.

4. The duties of the several dignitaries and officers shall be assigned by the Bishop, and printed for their instruction in the Appendix of the Minutes of the Synod.

5. The Chancellor shall be a communicant of the Church, of the degree of Barrister-at-Law, of at least ten years' standing; he shall advise, assist and act with the Bishop, or in his absence, with his Commissary, in all matters of discipline or cases of difficulty or doubt, when requested by the Bishop or his Commissary; and before entering upon his duties he shall swear that he will to the utmost of his understanding deal uprightly and justly in his office, without respect of favor or reward.

#### V.—On Candidates for Orders.

1. Candidates for the Holy Orders of Deacon or Priest shall be required to take a degree in Arts in some university, and attend the theological course in some college in connection with the Church, or with the approval of the Bishop, have attended the theological course in some Church college; but these requisites may be dispensed with when the Bishop considers the candidate possesses special qualifications.

2. No person shall be admitted into the Holy Order of Deacon until he shall have been examined by one or more Presbyters appointed for that purpose by the Bishop. At his examination he shall satisfy the examiners that he is sufficiently acquainted with the Hebrew, Greek and Latin languages; that he is fairly conversant with the Old and New Testament Scriptures, with the Greek Text of the Gospels and the Acts, with Christian Evidences, with the History of the Canon of Holy Scripture, and of the Church (especially that of the Church of England), and with the Articles, Creeds and Formularies of the Church, both in their history and interpretation, and that he can compose a sermon on any given text of Holy Scripture.

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3. Before a candidate's admission to examination, the Bishop must be satisfied of his good life and conversation, by letters' testimonial, in the usual form, and by an attestation that the form usually called "*Si Quis*" has been publicly read in the congregation of which he is a member; and no one, unless in special cases with the consent of the Bishop, shall be admitted to Deacon's Orders who is over forty years of age.

4. No one shall be promoted to the Order of Priest until he shall have passed an examination in the Greek text of the Epistles, together with a full examination in some of the higher branches of the subjects mentioned in Clause 2.

**VI.—Candidates for Orders who have been Ministers of Other Denominations.**

1. When a person who, not having had Episcopal Ordination, has been acknowledged as a Minister or licentiate among any denomination of Christians, shall desire to be ordained in the Diocese, he shall give notice thereof to the Bishop, which notice shall be accompanied with a written certificate from at least two Presbyters of the Church, stating that, from personal knowledge of the candidate, or satisfactory evidence laid before them, they believe that his desire to leave the denomination to which he has belonged, has not arisen from any circumstances unfavorable to his religious faith and moral character, or on account of which it may be inexpedient to admit him to the exercise of the Ministry in this Diocese, and they shall also add what they know, or believe on good authority, of the circumstances leading to said desire.

2. If the Bishop shall think proper to proceed, the person applying to be received as a candidate shall produce the same testimonials of literary qualifications as are required of other candidates; and also a testimonial from at least six members of the denomination from which he came, or six members of the Church, or six persons in part members of the denominations from which he came, and in part members of the Church, satisfactory to the Bishop, that the applicant has for the three years last past lived piously, soberly and honestly; and also a testimonial from at least two Presbyters of the Church, that they believe him to be pious, sober and honest, and sincerely attached to the doctrines, discipline and worship of the Church.

3. Candidates admitted as above may, at the expiration of a period of not less than one year, unless the Bishop shall

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see fit, for special reasons, to shorten the time, be ordained, on their passing the same examination as other candidates for Deacon's Orders; and in the examination special regard shall be had to those points in which the denomination from whence they came differs from the Church, with a view of testing their information and soundness in the same; and also to the ascertaining that they are adequately acquainted with the Liturgy and offices of this Church, provided that in their case, the testimonials shall be required to cover only the time since their admission as candidates for Orders, and provided also, that the provisions of the Canon concerning candidates for Orders, as far as the same relates to the age of the person to whom the dispensation may be granted, and the mode and restrictions, in and under which the same may be granted, shall apply to the persons mentioned in this Canon.

4. When any person who has been acknowledged as a Minister among any denomination of Christians, shall apply for Orders in this Diocese, the Bishop shall require of him, in addition to the above qualifications, satisfactory evidence that he has resided at least one year in this Dominion previous to his application.

#### VII.—On the Licence to Clergymen.

1. That every Clergyman doing duty within the Diocese, except in cases provided for by the Constitution, and the following Sections of this Canon, shall be licenced by the Bishop to some particular charge within the same, according to the form in the Appendix; and no Clergyman shall be considered as duly licenced unless he holds such a licence from the Bishop, and is residing and doing duty in the place, Parish or Mission to which he is licenced. But the Bishop may, for good and sufficient cause, dispense with the condition of residence.

2. Every Clergyman entering the Diocese, either by Ordination or from another Diocese, shall receive an appointment, and for one year only, either as *locum tenens* or Curate, during which time he shall be entitled to the benefits of the Mission Fund and the Widows' and Orphans' Fund, but not to any other fund of the Synod.

3. No person shall be admitted to the exercise of the Ministry in the Diocese, either by ordination or transfer from another Diocese, or receive a first licence to any Parish in the Diocese, until he shall have first produced and delivered to

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the Registrar the certificate of the Synod Physician, stating that he has examined the applicant and that the latter is in good physical health.

The Synod Physician shall be appointed annually by the Executive Committee at its first meeting after Synod, and all charges in connection with such examinations and certificates shall be paid by the applicants.

#### VIII.—On Admission of Strangers to Officiate.

1. No Minister or other person shall be permitted to officiate, permanently or occasionally, in any congregation of this Church, except he shall have been Episcopally and Canonically ordained, and shall also conform to the doctrine and discipline of the Church.
2. No Clergyman shall officiate in any congregation in this Diocese for more than one month, without a written licence under the hand of the Bishop, and no Clergyman who has availed himself of this implied permission shall be allowed to officiate again in the same Church within a period of three months, unless he obtain the licence of the Bishop; provided that Clergymen holding the Bishop's licence for temporary duty shall not be considered members of the Diocesan Synod.
3. Every Clergyman who officiates in any congregation in the Diocese shall be required to inscribe in a book, which shall be kept in the Vestry for that purpose, his name, his present preferment, and the day when he so officiated in the Church.

#### IX.—On Lay Readers.

1. Lay Readers may be appointed and licenced by the Bishop on the recommendation of any Clergyman who may require assistance in his Parish or Mission, or who, from illness, may be unable to perform all his duties.
2. A Lay Reader duly appointed and licenced may discharge such duties in a vacant Parish as the Bishop may direct; or he may render temporary assistance to the Clergymen of any Parish or Mission in the Deanery in which he holds his licence, or in any Parish or Mission in any Deanery contiguous to such Deanery on the invitation of such Clergyman.
3. No Lay Reader shall hold services in any Parish or Mission without the consent of the Clergyman in charge

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thereof, or in any vacant Parish or Mission except as above provided.

4. Subject to the provisions of Clause 3, the Bishop may licence any person as Lay Reader for special service within the limits of the Diocese.

5. The form of licence for a parochial Lay Reader shall be that provided by Provincial Canon XVII.

#### **X.—On the Patronage of Crown Rectories.**

Respecting presentation to the Rectories in the Diocese of Huron.

*Whereas*, By the provisions of the fourth section of the Consolidated Statutes of Canada, Chapter seventy-four, entitled "An Act Respecting Rectories," the right of presenting an Incumbent or Minister to any Parsonage or Rectory is vested in, and is to be exercised by the Church Society of the Church of England Diocese within which the same is situated, or in such other person or persons, bodies politic or corporate, as such Church Society by any By-law or By-laws to be by them from time to time passed for that purpose, may think fit to direct or appoint in that behalf.

*Be it therefore enacted*, By the Church Society of the Diocese of Huron, constituted by the provisions of the Act of the Parliament of the late Province of Canada, entitled "An Act to Incorporate the Church Society of the Diocese of Huron, and for other purposes therewith connected," and by and under the provisions thereof, and by and with the consent and sanction of the Bishop of the said Diocese, and in the exercise of the powers conferred upon them by the first mentioned Act, that the patronage of the Rectories vested by Act of Parliament in this Society, shall be exercised by the Bishop of the Diocese.

*And be it further enacted*, By the authority aforesaid, and by and with the like consent and sanction of the Bishop of the said Diocese, that this By-law shall take effect upon and from and after the twenty-second day of September, A. D., 1858.

#### **XI.—On Patronage.**

1. Whenever a vacancy shall occur in any Parish by the death, removal, or resignation of the Clergyman, the Churchwardens of each several congregation within the Parish shall

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within fifteen days of such vacancy, summon a meeting of the registered voters (as defined in the Synod Constitution) of their congregation, for the purpose of electing one Representative Member, and, if desired, one additional Representative for every twenty-five of such registered voters, and the Representatives so elected by the several congregations shall form collectively a Committee for conference with the Bishop, and shall have full power to represent the parish in the selection of an Incumbent, and shall exercise that power without further reference to, or consultation with, the meeting of registered voters.

2. The Churchwardens shall, within three days after the holding of said meetings, send to the Bishop the names of the persons elected to form the said Committee.

3. The Bishop shall call together such Committee at such time and place as he shall see fit, and as often as he shall deem it necessary, and after conference with them, proceed at once to appoint a Clergyman to such vacant Parish, provided that should the congregation fail to elect such Committee, or should the Committee (of which the majority shall for all purposes form a quorum) neglect to obey the Bishop's summons, he shall then himself appoint an Incumbent.

4. In case of a vacancy in any Parish where unsettled arrears of stipend are claimed by the late Incumbent and reported to the Bishop (and in the adjustment of which the parties fail to agree) the Bishop shall refer the matter to three members of the Executive Committee, of whom two shall be Clergymen, who shall, after due inquiry, adjust the same, and their report being approved by the Bishop shall be final and conclusive; and no appointment need be made to such vacant Parish until such finding has been complied with.

5. In the event of the Bishop deeming it expedient that an exchange of Parishes between the Incumbents of such Parishes should be made, he may, notwithstanding anything hereinbefore contained to the contrary, by giving two months' notice to the respective Incumbents and the congregations concerned, of his intention to institute such exchange, proceed to carry the same into effect; but no such exchange shall be made without the consent of the Incumbents and a majority of the registered voters of the several congregations present in the respective meetings called for the purpose of considering such proposed exchange.

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6. Whenever it shall appear expedient to the Bishop to arrange an exchange of Parishes pursuant to Clause 5 of this Canon, a grant not exceeding twenty-five dollars (\$25.00) shall be made to each Clergyman so exchanging from the General Purposes' Fund, unless otherwise provided for by the congregations concerned, to meet the moving expenses of such Clergymen. Nevertheless such a grant shall only be paid with the Bishop's consent.

7. This Canon shall apply to all but original Crown Rectories and Travelling Missions.

#### **XII.—On Synodical Rectories.**

Every Parish which contributes not less than \$800.00 per annum toward the stipend of its Clergyman and provides him with a suitable residence or its equivalent, shall be classed as a Rectory, and its Clergyman entitled to be styled Rector.

#### **XIII.—On Notice to be Given on Leaving a Parish or Mission.**

Whenever an Incumbent desires to discontinue the services of his Curate or Assistant, he shall give three months' notice to such Curate or Assistant, and also to the Bishop.

Whenever a Curate or Assistant desires to resign his position in relation to the Incumbent, he shall give the same notice to the Incumbent and also to the Bishop.

Whenever a Clergyman desires to resign his charge, he shall give three months' notice to the Bishop and also to the Churchwardens; provided always that the above rules shall not necessarily interfere with any arrangement approved by the Bishop, and which the above parties may agree upon for a more speedy separation. But no Clergyman shall be allowed to refuse stated Sunday services to a congregation accustomed to them, without the consent of the Bishop.

#### **XIV.—To Provide for the Rearrangement of the Parishes and Missions of the Diocese.**

1. The Executive Committee is hereby empowered from time to time to rearrange the Parishes and Missions of this Diocese, subject in all cases to the Bishop's approval of any rearrangement.

2. Such rearrangement shall be made after due enquiry by a Commissioner or Commissioners to be appointed by the

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Bishop, into the case of any Parishes or Missions that will be affected by any proposed changes.

3. Before taking final action on the report of the Commissioner or Commissioners referred to in the preceding section, the Executive Committee shall by the Secretary-Treasurer duly notify the Clergymen and Churchwardens of any congregation that will be affected thereby, and shall appoint a time to hear any objections that may be urged against the proposed rearrangement, after which hearing the decision of the Executive Committee, subject to the approval of the Bishop, shall be final and conclusive.

4. In the event of the stipend of any Clergyman being temporarily diminished by any rearrangement made under the authority of this Canon, the Executive Committee may, on the recommendation of the Bishop, make to such Clergyman a grant or grants from the Mission Fund sufficient in amount to secure such Clergyman against pecuniary loss; but this section shall not apply to arrears due by congregations to Clergymen.

**(Canon XIV. as Amended—The Amendments Applicable to and Affecting Only the City of Woodstock.)**

1. The Executive Committee is hereby empowered from time to time to rearrange the Parishes and Missions of this Diocese, or to limit (by fixing, extending or curtailing) the powers, authorities and privileges of the Clergymen or Incumbents thereof in their ministrations or otherwise therein, subject in all cases to the Bishop's approval of any rearrangement or limitation.

2. Such rearrangement or limitation shall be made after due enquiry by a Commissioner or Commissioners, to be appointed by the Bishop, into the case of any Parishes or Missions that will be affected by any proposed changes.

3. Before taking final action on the report of the Commissioner or Commissioners referred to in the preceding section, the Executive Committee shall, by the Secretary-Treasurer, duly notify the Clergymen and Churchwardens of any Congregation that will be affected thereby, and shall appoint a time to hear any objections that may be urged against the proposed rearrangement or limitation, after which hearing the decision of the Executive Committee, subject to the approval of the Bishop, shall be final and conclusive.

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4. In the event of the stipend of any Clergyman being temporarily diminished by any rearrangement or limitation, made under the authority of this Canon, the Executive Committee may, on the recommendation of the Bishop, make to such Clergyman a grant or grants from the Mission Fund sufficient in amount to secure such Clergyman against pecuniary loss; but this section shall not apply to arrears due by congregations to Clergymen.

5. That this amending Canon shall apply only to, and affect only, the City of Woodstock.

#### XV.—On Repairs and Dilapidations.

1. It shall be the duty of every Parish or Mission to provide a residence for the Clergyman, and, before an Incumbent takes possession of a parsonage, the Bishop shall direct the Archdeacon or Rural Dean to ascertain and certify the state of repair of the parsonage. When the Rectory or parsonage and outhouses are put in possession of a Clergyman in a state of good repair, it shall be the duty of the Clergyman to keep the same in good repair and condition, ordinary wear and tear, accidents by fire or tempest excepted; and if the Clergyman shall suffer said buildings to go out of repair, it shall be the duty of the Rural Dean to request him to remedy the same; and in case he shall decline or neglect to do so, the Rural Dean shall notify the Archdeacon of such neglect on the part of the Clergyman, and if, on representation made to him by the Archdeacon and Rural Dean, the Clergyman shall still neglect to make the necessary repairs, then the Archdeacon and Rural Dean shall report the same to the Diocesan Synod, together with an estimate by a competent mechanic of the cost of such necessary repairs.

2. It shall be the duty of the Churchwardens to insure and keep insured the houses and buildings on the premises held by the Incumbent, and whenever any improvements or repairs become necessary, from the lapse of time, such as new roofing, external or internal painting, new fencing to protect the premises, the expense of these and all similar repairs and improvements shall be borne by the Parish, and in no case shall the Clergyman be accountable for any damage or dilapidation that may occur through the negligence or unwillingness of the Vestry to carry out such necessary improvements or repairs, but it shall be the duty of the Clergyman, under such circumstances, to report at once to the Rural Dean the con-

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dition of the premises and the unwillingness of the Vestry to improve and protect the same; and if, on further inquiry, the Rural Dean finds that the Vestry refuse to take action in the matter, then he shall report the same to the Archdeacon. If, upon their representation the Vestry still refuse or neglect to make the necessary repairs, then it shall be their duty to report the same to the Synod, provided that, when there is more than one congregation in a Parish or Mission, it shall be the duty of each to bear its proper share in the repairs of the parsonage and outbuildings in such proportion as shall be determined by the Archdeacon or Rural Dean.

3. The Rural Deans shall make an annual report to the Synod on the state of repair of all Churches, Parsonages, and Rectories within their respective Deaneries.

4. That in cases where the Rural Dean himself is an interested party in any Church or Parsonage, then the Archdeacon shall act in the premises; and in case of the Archdeacon being an interested party, then the Rural Dean shall act.

#### **XVI.—On Restraining Undue Expenditure in Church Building.**

1. In any Parish or Mission where a new Church, Parsonage or Parish Hall or School House is to be built or purchased, and before the building thereof is commenced or purchase made, a report shall be made by the Clergymen and the people interested in the erection or purchase of such Church or other building, to the Executive Committee, containing the following particulars, a copy of which shall be sent to the Rural Dean:

(a) When a Church: The necessity of such Church, the locality, distance from any other Church, and the number of Church families who have agreed to support such Church with the yearly subscriptions promised.

(b) When a Parsonage, or Parish Hall, or School House: The necessity for such edifice and its position with regard to the Church or Churches in the Parish or Mission.

(c) The plans for such Church, Parsonage, or Parish Hall or School House, the material of which it is to be built and the estimated cost.

(d) What amount has been subscribed towards the erection of such edifice and the amount of cash and other assets on hand for that purpose.

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(e) An assurance that the building of the said Church Parsonage or Parish Hall or School House will not interfere with nor lessen the amount subscribed by the congregation for mission towards the Clergyman's stipend.

2. The Executive Committee may, if satisfied with the location, plans, cost and prospects, give permission to proceed with the erection of such Church or Parsonage or Parish Hall or School House, subject however to the following conditions:

(a) That no larger or more expensive Church or Parsonage or Parish Hall or School House be built than shall be agreed upon by the Executive Committee.

(b) That no contract shall be given out until such a proportion of the estimated cost has been guaranteed by subscriptions or paid in cash as shall be satisfactory to the Executive Committee.

3. In the event of a Parish or Mission desiring assistance from the Synod to aid in building or buying a Church or Parsonage, all such assistance, if granted by the Executive Committee, shall be dependent upon the following conditions:

(a) That the deed for the site of the Church or Parsonage or Parish Hall or School House, free and unincumbered, shall be vested in trust in the Synod.

(b) That the grant from the Synod shall not be paid until the Church or Parsonage or Parish Hall or School House is inclosed and roofed, and so far paid for, but not by the debt being assumed by any person or persons, unless such person or persons relieve the congregation or mission from all future liability of the same; and further, before such grant is paid, the Churchwardens and Vestry, or Building Committee, shall promise in writing that they will not engage in any further work upon the Church or Parsonage or Parish Hall or School House, until the money necessary for such further work is actually in hand.

#### XVII.—On Parochial Registers.

There shall be kept in every Parish and Mission a Parochial Register and Preacher's Book, as at present set forth by the authority of the Bishop, for use in the Diocese.

#### XVIII.—On Church Hymnals.

That no Hymnals shall be used in the public worship of God within this Diocese except such as have received the sanction of the Synod.

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*Whereas* the General Synod, at its session in Ottawa, September, 1908, has permitted the use of the Book of Common Praise in the Public Services of the Church of England in Canada; and

*Whereas* the use of no other Hymn Book has been so permitted:

*Therefore be it Resolved*, That this Synod hereby: (1) Rescinds the resolution passed at its session in June, 1875, and attached to Canon XVIII.; and (2) Adopts the said Book of Common Praise as the recognized Hymnal of the Church in this Diocese; and (3) Orders this resolution to be attached to Canon XVIII. in all future editions of the Canons, in place of the resolution of 1875.

**XIX.—On the Formation and Organization of Vestries, and Declaring and Defining the Duties and Powers of Such Vestries.**

Under the authority of the Act of Parliament of the Province of Ontario Incorporating this Synod (38 Vic., Cap. 14), and with the sanction of the Bishop of the Diocese of Huron, be it enacted:

**WHO SHALL BE MEMBERS OF VESTRY.**

1. That hereafter, each and every male member of any Church of the Church of England in this Diocese, of the full age of twenty-one years, and holding a pew or sitting therein by purchase heretofore made, or under lease from the Churchwardens of such Church, shall be a member of the Vestry of such Church, and such members shall form the Vestry of such Church. Provided always that, after any such Church has been opened for service for one year, and pews or sittings held therein for that period under lease or conveyance from the Churchwardens, no person shall be allowed to vote at any Vestry meeting who shall not have held a pew or sitting in the Church for six months previous to such meeting, or who shall not have paid all arrears of rent or dues on his pew or sitting.

And in any Church of the said Diocese in which the seats are free, the Vestry shall consist of all those male members of the congregation of such Church, of the full age of twenty-one years, as shall declare themselves in writing, in a book provided for the purpose by the congregation, to be members

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of the Church of England, and that they attend worship in such Church, and contribute not less than \$2.00 per annum, to its support, and do not belong to any other congregation. Provided always that after such Church has been opened for service one year, no person shall be allowed to vote at any Vestry meeting who has not signed such declaration at least six months before such Vestry meeting.

And in any Church in which a portion of the sittings are free, such male members of the congregation, of the full age of twenty-one years, occupying said sitting as shall declare themselves in writing, in a book provided for the purpose by the congregation to be members of the Church of England, and as not belonging to any other congregation, and shall have contributed to the support of such Church not less than \$2.00 per annum, shall have a right to vote at such Vestry meetings. Provided always, that after such Church has been opened for service one year, no person shall be allowed to vote at any Vestry meeting who has not signed such declaration at least six months before such Vestry meeting.

Any person claiming to vote in virtue of the declaration referred to in the last two sections may be required to make the declaration anew at any Vestry meeting at which he proposes to vote.

#### ORGANIZATION OF VESTRIES IN NEW CHURCHES.

2. In the case of a Church just opened, or just about to be opened for service, the Vestry shall be organized and constituted as follows: The Incumbent for the time being of such Church shall call a meeting of the congregation, by notice given during Divine Service on two preceding Sundays, naming the day, hour and object of such meeting; and at such meeting the Incumbent shall preside, and shall first nominate as his Churchwarden a member of such congregation, and, in case it is the opinion of the meeting, expressed by a resolution there passed, that the pews and sittings in the said Church should be rented to those requiring the same, and that such resolution is not contrary to any conditions under which such Church has been built, given, granted, devised or endowed, the said Churchwarden so named shall, forthwith, in accordance with the terms of such resolution, proceed to offer the pews and sittings to rent (or such letting may, if the meeting prefer it, be postponed to an adjourned meeting, of which like notice as aforesaid shall be given), and whenever and so

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soon as, in the opinion of such meeting or adjourned meeting, sufficient of the pews and sittings have been thus disposed of, the members of the Vestry thus created shall proceed to elect one of their number as and for a Churchwarden. But in case the members of any such congregation, at such meeting as aforesaid, decide that the pews and sittings in such Church shall be free, or in case the Church has been built, given, granted, devised or endowed, on such condition; then, and in such case, the Churchwarden so named by the Incumbent, as aforesaid, shall proceed to obtain the signatures of those present and willing to sign such a declaration of membership as aforesaid, and such members of Vestry thereby constituted, shall forthwith proceed to elect one of their members a Churchwarden. Provided always that such election of Churchwarden as aforesaid may be postponed to an adjourned Vestry meeting, of which due notice shall be given.

#### ANNUAL ELECTION OF CHURCHWARDENS.

3. A meeting of each Vestry shall be holden on Monday or Tuesday in Easter week in each and every year after due notice thereof, given at any time during divine service on Easter Sunday, for the purpose of appointing Churchwardens for the ensuing year, and for the transaction of other business; and at such meeting one Churchwarden shall be nominated by the Incumbent of the Rectory, Parish, or Mission, to which the said Church belongs, and the other shall be elected by a majority of those present and entitled to vote at such Vestry meeting, as aforesaid. In case of the Incumbent declining or neglecting at such Vestry meeting to nominate a Churchwarden, then both of the Churchwardens for the current year shall be elected by the members of the Vestry present; and in case the members of such Vestry shall neglect at such Vestry meeting to elect a Churchwarden, then both such Churchwardens for the current year shall be nominated by the Incumbent.

#### QUALIFICATION OF CHURCHWARDENS.

4. No person shall be eligible to the office of Churchwarden except a member of the Church of England, of the full age of twenty-one years, who is also a member of the Vestry of the Church.

#### FILLING VACANCY IN OFFICE OF CHURCHWARDEN.

5. If from any cause a Vestry meeting shall not have been held on Monday or Tuesday of Easter week, the nomina-

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tion and election of Churchwardens, as aforesaid, may take place at any subsequent meeting, to be called in manner hereinafter provided; and in case of the death, resignation in writing to the Incumbent, declining to accept office, or change of residence to ten or more miles from the Church of which he was chosen Churchwarden, of either of the said Churchwardens, a Vestry meeting shall be thereupon called, for the nomination by the Incumbent, or for the election by the said Vestry, as the case may be, of a new Churchwarden, in the place of the one deceased, or who may have resigned, or declined to act, or removed, as aforesaid.

#### TERM OF OFFICE.

6. The Churchwardens shall hold their office for one year from the time of their appointment, or until the nomination or election of their successors, except in case of a nomination or election to fill up the vacancy occasioned by death, resignation, declining to act, or removal, as aforesaid, and in such case the person so nominated or elected shall hold the said office until the next annual Vestry meeting, or until the appointment of his successor.

#### CHURCHWARDENS TO BE A CORPORATION.

7. The Churchwardens appointed as aforesaid shall, during their term of office, be a corporation to represent the interests of such Church, and of the members thereof, and shall and may sue and be sued, answer and be answered unto, in all manner of suits and actions whatsoever, and may prosecute indictments, presentments and other criminal proceedings for and in respect of such Churches and Church-yards, and all matters and things appertaining thereto, and shall in conjunction with the Rector or Incumbent, make and execute leases to pew holders, at their charge, when by them requested; and such Churchwardens shall grant certificates to those who shall have rented pews or sittings, and such Churchwardens and their successors may as a Corporation hold such real estate as may be given, granted or devised to them for the use of their Church, as a site for a Church, a Parsonage, or a School House, and may from time to time, with the approval of their Vestry, signified by a resolution passed at a meeting of such Vestry, mortgage such real estate for the purpose of raising money to be expended in the erection thereon of a Church, a Parsonage, or a School House, as the case may be.

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## CHURCHWARDENS TO LEASE PEWS.

8. It shall be the duty of the Churchwardens, except in free Churches, from time to time, to lease and rent pews and sittings upon such terms as may be settled and appointed at Vestry meetings, to be holden for that purpose, as hereinafter provided; and such pews and sittings shall be subject to such annual rent or other dues as may from time to time be rated and assessed in respect thereof at such Vestry meetings.

## FORMER SALE OF PEWS CONFIRMED.

9. In case of the absolute purchase of a pew in any Church, as aforesaid, before the passing of these rules, the same shall be construed as a freehold of inheritance, not subject to forfeiture by change of residence, or by discontinuing to frequent the same, and the same may be bargained, sold and assigned to any purchaser thereof, being a member of the Church of England; and such purchaser, provided the same shall have been duly assigned and conveyed to him, shall hold the same with the same rights, and subject to the same duties and charges, as the original purchaser thereof.

## PEW-HOLDERS SECURED IN QUIET POSSESSION.

10. Any pew-holder, whether by virtue of an original purchase completed before the passing of these rules, or by lease, and any person renting a pew or sitting, shall, during their rightful possession of such pew or sitting, have a right of action against any person injuring the same, or disturbing him or his family in the possession thereof.

## CHURCHWARDENS AND THEIR ACCOUNTS.

11. All Churchwardens appointed as aforesaid shall keep, or cause to be kept, proper books of account, which, with all other books kept by them as Churchwardens, shall be the property of the Vestry, and shall be carefully preserved by the Churchwardens, and shall be open for inspection by any member of the Vestry at all reasonable times. In such books the Churchwardens shall duly enter all moneys received and paid by them on account of the Church of which they are Wardens. The Churchwardens shall, every year at the annual Vestry meeting, or at an adjourned meeting to be held within a fortnight after the said annual meeting, render in writing a just, true and perfect account, fairly entered in a book to be kept for that purpose, signed by the Churchwardens, of all sums of money by them received, and of all

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sums rated or assessed by the Vestry and remaining unpaid, or otherwise due and not received, and also of all goods, chattels, and other property of such Church or Parish in their possession as such Churchwardens, and of all moneys paid by such Churchwardens so accounting, and of all other things concerning their said office, which said account shall be verified by oath before a Justice of the Peace, who is authorized by the Church Temporalities Act (3 Vict., Cap. 74, Sec. 9) to administer the same; or the correctness of such account shall be certified to by two auditors, who may be appointed by the Vestry at any annual meeting, but not at an adjourned meeting. In case of the appointment of a new Churchwarden, or Churchwardens, the Churchwardens then retiring from office shall pay and deliver over unto such succeeding Churchwardens, all sums of money, goods, chattels, books and other things, which shall be in their possession. In case any retiring Churchwarden, or Churchwardens, shall make default in rendering a correct account as aforesaid, or in delivering over such money, books, goods, or other things as aforesaid, it shall be in the power of the succeeding Churchwardens to take proceedings at law or in equity for such default. Provided always that the same process may be enforced against any Churchwarden, or Churchwardens, removed or become incapable of acting, from any of the causes before mentioned in this Canon, or against the representatives of any deceased Churchwarden. The Churchwardens, or in their absence their substitutes for the time being, shall immediately after any service at which a collection has been made, proceed to the Vestry room of such Church, and there, in the presence of the Incumbent or other officiating Clergyman, carefully count the collection and enter the amount of the same, with the date and their initials, in the "Preacher's book".

SPECIAL VESTRY MEETINGS MAY BE CALLED.

12. It shall be in the power of the Incumbent of any such Rectory, Parish or Mission, as aforesaid, or of the Churchwardens thereof, to call a Vestry meeting whenever he or they shall think proper so to do; and it shall be his or their duty so to do upon application being made for that purpose in writing by at least six members of such Vestry as aforesaid, and in case upon such written application being made as aforesaid, such Incumbent or Churchwardens shall refuse or neglect to call such meeting, then one week after such demand made, it shall be in the power of any six of such members

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of the Vestry to call the same by notice to be affixed on the outer Church door (or Church doors where more than one) at least one week previous to such intended meeting.

When a special Vestry is called, the special object for which it is called shall be stated in such notice.

**CHAIRMAN AND SECRETARY OF VESTRY MEETING.**

13. At all Vestry meetings the Rector or Incumbent of the Church shall preside as Chairman when present, and in his absence the Curate or Assistant Minister, or in the absence of both the Incumbent and the Curate or Assistant Minister such person as the majority present at such meeting shall name; and the Vestry Clerk, when there is one, and present, or in case there be no Vestry Clerk, or he be absent, then such person as the Chairman shall name shall be Secretary of such Vestry meeting, and the proceedings of such Vestry meeting shall be entered in a book to be kept for that purpose, and preserved in the custody of the Churchwardens.

**VESTRY TO REGULATE RENT CHARGE AND PEW RENTS.**

14. The rent charge to be paid upon pews holden in freehold, which shall have been required before the passing of these rules, and the rent to be paid for pews and sittings in pews leased or rented, shall be regulated from time to time by the majority of members present at any such lawful Vestry meeting as aforesaid, and no alteration shall be made therein except at the usual annual Easter Vestry meeting (of which intended alteration notice shall have been publicly given when calling such Vestry meeting): or such alteration may be made at a special Vestry meeting, called for such purpose, of which two Sundays' notice shall be given, and so expressed in the notice calling the same; and further, the charges to be made for leases shall in like manner be regulated at such Vestry meeting as aforesaid.

**APPOINTMENT OF SUBORDINATES BY INCUMBENT AND CHURCHWARDENS AND ORDERING OF SERVICES BY INCUMBENT.**

15. The appointment or dismissal of the Clerk of the Church, the Organist, the Vestry Clerk, the Sexton and other subordinates, servants of the Church, shall rest wholly with the Incumbent and Churchwardens for the time being, and their salary and wages shall be brought into the general account, to be rendered as aforesaid by such Churchwardens,

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but the amount of salary or wages to be paid to any such officials shall be fixed from time to time by the Vestry; but the ordering of all the services of the Church shall be entirely under the direction of the Incumbent.

#### CEMETERIES AND CHURCH-YARDS.

16. The charges payable for burial plots, and on breaking the ground in Cemeteries and Church-yards, for the purpose of burying the dead, and all matters of like nature therewith connected, shall be regulated by the Vestry of each Church.

#### VESTRY MAY MAKE NECESSARY BY-LAWS.

17. It shall be in the power of the members of such Vestry, at such Vestry meetings, as aforesaid, to make By-laws for the regulation of their proceedings, and for the management of the temporalities of the Church, Parish or Mission to which they belong, provided the same are not repugnant to these rules, the Act incorporating this Synod, or to the Canons of the Church of England, or of this Synod.

#### SYNOD ASSESSMENT.

18. The Churchwardens of any such Church as aforesaid shall from time to time, out of the funds of the Church, pay to the Secretary-Treasurer of the Synod, for the time being, (except as otherwise provided by the Executive Committee), the amount of any annual or other assessment charged or which may hereafter at any time be charged or assessed by this Synod against such Church or Parish.

#### XX.—On Select Vestries.

1. This Canon shall apply to every Church in this Diocese whose Vestry shall, at any annual meeting or any special meeting called for the purpose, pass a resolution adopting the provisions of this Canon, and declaring them to be thereafter in force in the Parish, and this Canon shall only go into force with the consent of the Incumbent for the time being, "Provided always that any Vestry adopting the provisions of this Canon may at any annual meeting or at any special meeting called for the purpose rescind the same."

2. The Incumbent and Vestry shall, at the annual meeting, at which such resolution has been passed, or if passed at a special meeting, at the next ensuing annual meeting, select no less than four, nor more than twelve members of the Vestry, who shall with the Incumbent and Churchwardens form a

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Select Vestry, and shall hold office until the next annual meeting of the Vestry, or until their successors shall have been duly chosen, if not so chosen at such next annual meeting. One-half of the number of such Select Vestrymen shall be appointed by the Incumbent and the other one-half thereof elected by the members of the Vestry. In case of the Incumbent declining or neglecting at such Vestry meeting to appoint as aforesaid the said one-half of such number, then the whole of such Select Vestrymen shall be elected by the members of the Vestry present, and in case the members of such Vestry shall decline or neglect at such Vestry meeting to elect as aforesaid the one-half of such number, then the whole of such Select Vestrymen shall be appointed by the Incumbent at such Vestry meeting.

3. In case of a vacancy occurring in the Select Vestry, whether by death or resignation of any Vestryman, except the Rector or Incumbent or a Churchwarden, the Select Vestry shall have power to fill such vacancy by the election of another qualified Vestryman, if the vacancy has occurred in the number of those elected by the Vestry, otherwise by the Rector, until the next annual meeting or other election of Select Vestrymen.

4. A majority of the members shall form a quorum of the Select Vestry, which shall meet quarterly, or more frequently if its members by resolution so decide, or at the call of the Rector or Incumbent (who shall, if present, be Chairman), or of a Churchwarden, or of any other two members, by notice to all other members, specifying the object of such special meeting.

5. The Vestry Clerk and any other officer of the Church shall, if so requested, attend all or any of the meetings of the Select Vestry, to afford information or assistance.

6. The Select Vestry shall possess all the powers and privileges now possessed by the Churchwardens, who shall, nevertheless, perform the duties and functions heretofore performed by Churchwardens, but subject to the direction of the Select Vestry, whose duty it shall be to manage and direct the temporal affairs of the Church and Parish.

7. The action of such Select Vestry shall be subject to the direction and control of the Vestry of the Church in so far as the Vestry may, from time to time, see fit to exercise such direction and control.

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**XXI.—On Differences between Clergymen and Their Congregations.**

In cases of difficulties existing between a Clergyman and his congregation, or any causes arising, owing to which the continuance of the connection between Clergyman and people may become injurious to the Church: Upon the request of the Clergyman or of the congregation, expressed by a resolution to that effect passed at a Vestry meeting called for that purpose, or in the event of either party neglecting to act upon this Canon, then in the exercise of his own discretion, the Bishop shall appoint a commission, consisting of five members of the Committee of Discipline, to investigate and report upon the said matters of difficulty; and the Bishop shall decide whether, in his judgment, the report of the Commissioners shall be acted upon and carried out. In case the said Commissioners may not recommend a severance of the relation of Clergyman and people, but that some other course should be pursued by either the Clergyman or the congregation, then, on the Bishop approving the same, if such Clergyman or congregation neglect or refuse to comply with such recommendation, the Bishop may proceed, according to the Canons of the Diocese, to suspend the Clergyman from the exercise of any ministerial duties within the Diocese, as for contumacy, unless he retract such refusal; and in the case of a congregation refusing to comply with such recommendation, it shall be prohibited from being represented in the Synod of the Diocese; and the Bishop shall withhold from such congregation all Episcopal visits and the rite of Confirmation, until they retract such refusal and submit to the terms of recommendation.

The Committee of Discipline herein referred to shall consist of the Clerical members of the Executive Committee.

**XXII.—On Superannuation.**

In order to provide for the administration of the Superannuation Fund, be it enacted as follows, viz.:

1. Every Clergyman of at least fifteen years and over active service in the Diocese of Huron, and not being under ecclesiastical censure, shall be entitled to share in the benefits of the Superannuation Fund, according to the provisions of this Canon.

2. Every Clergyman who shall be placed on the list of Superannuated Clergymen shall receive an annual allowance

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of \$300.00, and an additional sum of \$12.00 for each and every year above fifteen years of active service in the Diocese, but in no case shall the said allowance exceed in the aggregate the sum of \$600.00, including the amount paid to the original Commuted Clergy.

PROVISO.—Provided always that no Clergyman who, at the date of the passing of this amended Canon, has been superannuated shall have his annual allowance reduced by the provision thereof below the sum of \$400.00 per annum, except as provided by Clause 8.

3. Any Clergyman of less than fifteen years' service, unable from sickness or accident to continue duty, may have his case dealt with by the Executive Committee at their discretion.

4. Every Clergyman who desires to be superannuated must forward to the Secretary-Treasurer of the Synod an application in writing, setting forth the full particulars of his case. He must also procure certificate from two Physicians to be named by the Executive Committee, said Physicians to examine the applicant independently of each other, one fee to be paid by the Synod and the other by the Clergyman, and such certificates shall state the causes which render him unfit for duty, and the Executive Committee shall, after due investigation, have power to place such Clergyman upon the superannuation list of the Diocese.

5. Whenever it shall appear to the Bishop or the Executive Committee that the interests of the Church require that any Clergyman of the Diocese should, from any cause, be superannuated, a Committee to be appointed as hereinafter provided, shall have full power to enquire into such case, and if it shall appear to them that such Clergyman ought to be superannuated, they shall report the case to the Executive Committee, and recommend what annual grant should in their opinion be paid to such Clergyman; provided that no case shall be entertained by the Executive Committee unless it shall have been first brought before them in writing, signed by the Bishop, or by at least four members of the Executive Committee. The Committee shall consist of five Clergymen of the Diocese of not less than ten years' standing in Priests' Orders, two of whom may be named by the Clergyman in question within one month after written notice, and three shall be balloted for by the Executive Committee, unless the Clergyman shall refuse to name the two, when the five shall be

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balloted for. Such enquiry shall be held privately, but a record of the proceedings shall be made in writing for the use, if required, of the Executive Committee, and on application in writing by the said Clergyman, a copy of the proceedings shall be furnished to him.

6. Any Clergyman of the Diocese in good standing who has reached the age of seventy years, shall on his own written request be superannuated for such an amount as he would be entitled to if superannuation had been granted under Clause 2 of this Canon.

7. Any superannuated Clergyman, being under sixty-five years of age, shall reside within the Diocese, and shall, if able, be subject to perform occasional Clerical duties at the call of the Bishop on payment of ordinary travelling expenses; or he may be placed in charge of such Parish as in the opinion of the Bishop he may be able to serve, and in case of non-residence, except in special cases, with the consent of the Bishop, or of refusal to act, shall cease to be on the fund.

8. Every superannuated Clergyman, being under sixty-five years of age, shall forward to the Bishop and Executive Committee on or before the first day of August in each and every year a medical certificate of his continued inability to perform Clerical duty, together with a statement of all emoluments, above the sum of \$100.00, earned or derived by him from the performance of Clerical or other work, and the Executive Committee may deal with any such case by reducing or withdrawing the allowance, or otherwise, according to its discretion. In the event of such certificate and statement not being given within one month of the above date the Clergyman in default shall cease to be upon the superannuation list.

9. Should the income from the Commutation Fund be, at any time, insufficient to pay the grants herein provided, then a *pro rata* reduction shall be made of all grants, so that the annual expenditure shall not exceed the annual income.

10. In case any Clergyman who has been placed on, or withdrawn from, the superannuation list is dissatisfied with the action of the Executive Committee in his case, he shall have the right of appeal against such action to the Synod.

11. This Canon to take effect on 1st August, 1899.

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**XXIII.—On the Discipline of the Clergy.**

1. Every Clergyman holding any charge under the jurisdiction of the Bishop of the Diocese shall be amenable to the Bishop for offences committed by such Clergyman, in the manner and according to the provisions set forth in this Canon of Discipline.
2. The Clerical members of the Executive Committee shall be the Committee of Discipline for the purposes of this Canon.
3. Every Clergyman shall be liable to trial for any crime or immorality, or for any scandalous or disorderly conduct, or for publishing or circulating, or causing to be published or circulated, any document or documents, whether anonymous or otherwise, calculated to defame or injure the Church in this Diocese or elsewhere, or which unjustly reflect upon the character of its duly constituted authorities, or for teaching or maintaining doctrines contrary to the teaching of Holy Scripture, as set forth in the Liturgy and Articles of the Church of England, such teaching or maintaining being by way of writing, or printing, or preaching, or teaching, or circulating books containing such unsound doctrine; for holding service in any other Clergyman's Church or Parish without his consent; for irregularity or indecorum in the performance of Divine Offices; for contumacy or disrespectful conduct towards the Bishop; for the introduction of innovations and novelties in the performance of Divine worship; for schism or separating himself from the Communion of the Church; for discontinuing the exercise of the Ministry without lawful cause; for exercising any Lay profession or occupation inconsistent with his sacred calling; for living in the habitual disuse of public worship, or of the Holy Communion; or who may otherwise act in a way inconsistent with his position as a Clergyman; or who becomes from any cause unfit or unable to discharge the duties of his office; or whose usefulness in any Parish to which he has been appointed appears to be gone; or for the violation of the Constitution or Canons of this Diocese.
4. When the Bishop shall be informed by three members of the Church or by three Presbyters that a Clergyman is liable to trial under Clause 3, or whenever the Synod, or the Executive Committee of Synod, shall by resolution passed by two-thirds vote of the members present, declare that in their opinion a Clergyman named in the motion is liable to trial under said Clause 3; or whenever the Bishop shall think that

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the interests of the Church require it, he shall give a commission under his hand and seal, directed to three members of the Committee of Discipline and naming one of them Chairman, for the purpose of making enquiry as to the grounds of such charge or report. For all or any of the purposes of the said investigation, the Committee shall have the right upon at least six days previous notice in writing to such Clergyman, or left at his residence, to enter the Parish or Mission of such Clergyman, and there or elsewhere in their discretion, prosecute such enquiry, and upon at least six days' previous notice in writing to him, or left at his residence, signed by the Chairman of the Committee, specifying such charge or report, summon such Clergyman to appear before the Committee at the time and place mentioned in the notice to answer such charge or report; and if he neglect or refuse to attend before the Committee upon such summons; or if he attend and will not answer any question put to him by any member of the Committee touching such charge or report (without assigning any cause or without reasonable cause), they shall forthwith report him for contumacy to the Bishop, who may thereupon pass sentence of suspension upon him for contumacy, but such sentence may be subsequently reversed by the Bishop in his discretion. In all respects other than in this Canon provided, the mode of conducting the preliminary investigation shall be entirely in the discretion of the Committee. After investigation held, the Committee or a majority of them, shall forthwith report to the Bishop the result of such investigation, together with the evidence taken therein, and they shall state whether in their opinion the accused should or should not be brought to trial on such charge or report.

5. When it is decided that a trial shall be held, the presentment shall be in writing, framed by the Chancellor, addressed to the Bishop upon the report of the Commissioners appointed for the preliminary investigation, hereinbefore provided for, specifying the offences of which the accused is alleged to be guilty, with reasonable certainty as to time, place and circumstances. But, except for crime or immorality, no proceeding shall be instituted or complaint entertained under this Canon after one year from the time of the alleged commission of the offence.

6. The Bishop shall nominate five members of the Committee of Discipline as a Board of Triers, and shall cause a copy of the charges and the names of the said Triers to be served on the accused, who shall, within seven days after

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such service have the privilege to object to any one or more, not exceeding three, of such members. In case of such objection, the Bishop shall forthwith nominate the requisite number to complete the Board of Triers. The said five Clergymen shall form a Board for the trial of the accused, and shall meet at such time and place as the Bishop shall direct, and shall elect their own Chairman, and shall have power to adjourn from time to time (not extending over more than six months in all), and from place to place (but always within the Diocese), as they shall think necessary.

7. A written notice of the time and place of the first meeting of the Board shall be served by the Chancellor, under the direction of the Bishop, at least fourteen days before such meeting, on the accused, on one of the prosecutors (if any) and on each member of the Board of Triers. All notices and papers contemplated in this Canon may be served by a summoner or summoners, to be appointed for the purpose by the Bishop, and whose certificate of such service shall be sufficient evidence thereof. In case of such service by any other person, the facts shall be proved by such person.

8. If, before a trial commences, or during its progress, it shall be deemed desirable to amend, add to, or strike out any allegations in the complaint or presentment, it shall be competent to the Board of Triers to do so, taking legal advice if they should deem it necessary, and the trial on such amended complaint or presentment shall thenceforth proceed as if it had been the original complaint or presentment.

9. If, before the appointment of a Board of Triers, the Clergyman presented shall confess the truth of the allegations contained in the presentment, the Bishop shall proceed to pass sentence; but if he shall not confess them as before mentioned, he shall be considered as denying them.

10. If a Clergyman presented, after having had due notice, shall not appear before the Board appointed for his trial, the Board may, nevertheless, proceed as if he were present, unless for good cause, they shall see fit to adjourn till another day.

11. If, at the time appointed for the first meeting of the Board of Triers, the whole number of five shall not attend, then those who do attend, being not less than three, shall proceed to the trial, and a majority of those attending shall decide all questions. They shall appoint a Secretary, who

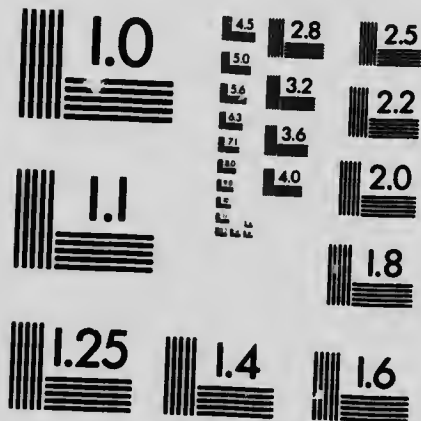
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may be one of their own number, whose duty it shall be to keep a record of all proceedings had before the Board. Any vacancy or vacancies occurring in the Board of Triers, through death, resignation or otherwise, pending the inquiry, shall be filled up by the Bishop from the remaining members of the Committee of Discipline, and no proceeding pending under this Canon shall abate by reason of any member or members of said Board ceasing to be a member or members of the Committee of Discipline, but the proceedings and finding of the Board shall be as valid and binding upon all concerned as though the Board had continued throughout all members of Committee of Discipline.

12. When the Board proceeds, to the trial, they shall hear such evidence as shall be produced, which evidence shall be reduced to writing and signed by the witnesses respectively. If, on or during the trial, the accused shall confess the truth of the charges as stated in the presentment, the Board may dispense with hearing further evidence, and may proceed at once to state their opinion to the Bishop as to the sentence that ought to be pronounced.

13. Upon the application of either party to the Board of Triers, and it being made satisfactorily to appear to them that the attendance of any material witness cannot be procured upon the trial, they may appoint a Commissioner to take the testimony of any such witness; and both parties may attend and examine the witness. The examination, being reduced to writing, shall be, as nearly as possible, in the words of the witness, and signed by said witness.

The testimony thus taken shall be transmitted to the Board, certified by the Commissioner, under his seal, and shall be received by them as evidence.

14. Advocates or proctors, who may be either Clergymen or Laymen, shall be allowed on either side; and if any difference of opinion shall arise as to the propriety of any question put, or on any point of order, the Board of Triers shall decide all such matters, taking legal opinion if they deem it desirable.

15. In every case in which, from the nature of the offence, it shall appear to the Bishop, after due enquiry, 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

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of the copy of the charge, or at any time pending the proceedings, inhibiting the accused from performing any services in the Church until the matter shall have been finally decided, and the Bishop may make provision for the service of the Church during the period of suspension, which suspension shall not exceed three months.

16. The Triers to whom the examination or trial of any accused Clergyman shall be committed, shall be bound not to divulge the sentence recommended until such time as it has been approved and confirmed by the Bishop; and further, that they will at no time whatsoever disclose the vote of any particular member of the Board.

17. Every witness, before examination, shall be asked to make a declaration in the following form of words, or in such other words as he or she shall consider or declare to be most binding upon his or her conscience:

"I, (A. B.) a witness at the trial of (C. D.) do most solemnly declare, in the presence of Almighty God, and as I shall answer to God at the great day of judgment, that the evidence I am about to give shall be the truth, the whole truth, and nothing but the truth."

18. The proceedings upon a trial shall be open to the members of the Church, unless in the opinion of the Board, the circumstances of the case require that the trial should be private.

19. The Board, having deliberately considered the evidence, shall declare in writing signed by them, or a majority of them, their decision on the charges contained in the presentment, rendering their verdict of guilty, not guilty, or not proven, on the several counts presented; also stating the sentence which, in their opinion, should be pronounced, and their decision, together with the evidence, shall be delivered to the Bishop, who shall pronounce such Canonical sentence as shall appear to him to be proper, provided the same shall not exceed in severity the sentence recommended by the Board, and the accused shall, during the continuance of such sentence, except in cases of removal or admonition, be deemed to be under Ecclesiastical censure.

20. Every Clergyman, whose case may have been disposed of and decided adversely to him, and who shall think himself aggrieved by such decision, or who shall make it

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appear that new evidence, having an important bearing on the case, has been discovered since the trial, of the existence of which he was not aware at the time of the trial, may within six months petition the Bishop for a new trial, or a rehearing of the case, either upon objections to be taken to the decision upon the facts, or because the judgment is not sustained by the laws and Canons of this Ecclesiastical Province, or of the Diocese, or for other cause or causes; or he may apply by petition to the Bishop for an arrest of sentence or judgment, upon causes to be shown: and in either case the Bishop shall, upon receiving such petition, refer the same and the whole subject, together with the evidence and the report made by the Board of Triers, to the Committee of Discipline, and their decision on the above questions, being approved by the Bishop, shall be final in so far as this Diocese is concerned.

In the event that a rehearing or new trial be granted, the case shall be transmitted to a Board of Triers, appointed as provided in Section 6, who shall proceed to hold a new trial, according to the rules hereinbefore set forth, within one month of the notice of such new trial being given to them by the Bishop.

21. Before pronouncing sentence, the Bishop shall summon the accused, and any three or more of the Clergy, to meet him at such time as may in his opinion be most convenient, in some Church of the Diocese, which shall for that purpose be open at the time to all persons who may choose to attend, and the sentence shall then and there be publicly pronounced by the Bishop, or by some person commissioned by him.

22. The following sentences may be pronounced, and punishments imposed upon offending Clergymen, viz.: Admonition; suspension from the exercise of his office; withdrawal of licence, removal from his charge in the Church; deposition or degradation from his sacred office.

23. For the offences set forth in the first column hereinafter written, the sentences set forth opposite to the same in the second column, and none others, shall be passed by the Bishop, or person commissioned by him, upon any person found guilty thereof.



## FIRST COLUMN.

## UPON TRIAL AND CONVICTION.

- 1.—For crime or immorality.
- 2.—Scandalous or disorderly conduct, or for publishing or circulating, or causing to be published or circulated, any document or documents, whether anonymous or otherwise, calculated to defame or injure the Church in this Diocese, or elsewhere, or which unjustly reflect upon the character of its duly constituted authorities.
- 3.—For irregularities in the performance of Divine officers, or for the introduction of innovations or novelties in the performance of Divine Worship; for performing any clerical duty in any other Clergyman's Church or Parish, without his consent; for permitting unauthorized persons to officiate in the Church.
- 4.—For schism, or separating himself from the Communion of the Church.
- 5.—For contumacy; for disrespectful and disobedient conduct towards the Bishop.
- 6.—For discontinuing the exercise of the Ministry without sufficient cause or leave of the Bishop.
- 7.—For exercising any lay profession or occupation inconsistent with the duties of his sacred calling, excepting in cases which are provided for by the Canons of the Diocese with regard to disabled Clergyman; or for otherwise acting in a way inconsistent with his position as a Clergyman, or becoming from any

## SECOND COLUMN.

- 1.—Suspension; withdrawal of licence; removal; deposition.
- 2.—Admonition; suspension *ab officio* for not more than one year, nor less than three months; withdrawal of licence; removal; deposition.
- 3.—Same as No. 2, except deposition.
- 4.—Suspension for one year; withdrawal of licence; removal; deposition.
- 5.—Admonition; suspension *ab officio* for not more than one year.
- 6.—Admonition; suspension; withdrawal of licence; removal.
- 7.—Same as No. 6.





cause unfit or unable to discharge the duties of his office, or where his usefulness in any Parish to which he may have been appointed appears to be gone.

8.—For living in the habitual disuse of public worship, or of the Holy Communion; for violation of the Constitution or Canons of the Church in Canada or of this Diocese.

9.—Habitually and advisedly maintaining or affirming doctrine contrary or repugnant to the Word of God, as set forth in the Formularies and Articles of Religion in the Book of Common Prayer.

8.—Admonition; suspension *ab officio* for not more than one year; withdrawal of licence; deprivation; deposition.

9.—Admonition; inhibition from the performance of clerical functions; withdrawal of licence; removal; deposition.

24. When sentence is pronounced in accordance with the above Schedule, it shall also be specified upon what terms, if any, the disability shall cease. When the penalty of suspension is inflicted, the Clergyman shall not exercise the functions of his Ministry in his own congregation or elsewhere, on pain of deprivation or deposition by the Bishop, he being satisfied that the suspended Clergyman has so transgressed; and during such suspension the Bishop may appoint another Clergyman to supply the place of the suspended Clergyman, and may apply a part of the income or emoluments of the Parish, Mission or Cure to the payment of such substitute.

25. When a verdict of not proven is rendered, it shall be in the power of the Board of Triers to say whether, in their judgment, it is desirable in the interests of the Church that the accused should be removed to some other charge; and it shall be in the discretion of the Bishop to carry out this recommendation.

26. When the sentence of removal or deposition is pronounced, the connection between the Clergyman so removed or deposed and his Parish or congregation shall be *ipso facto* severed, and all offices, rents, issues, profits and emoluments which he may have held by virtue of such office or Ministry from which he has been removed shall wholly cease and determine.

27. Whenever a Clergyman is deposed or degraded from the Holy Ministry, the Bishop who pronounced the sentence

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shall, without delay, give notice of such sentence to the Clergy and Churchwardens of the several congregations of the Diocese, and also to all the Bishops of the Anglican Communion.

28. It shall be the duty of the Chairman of the Board of Triers to see that all the proceedings of the Triers, as well as the sentence in each case and the Bishop's action thereon are duly recorded by the Secretary to the Board in a book to be provided for that purpose; which book shall be kept in the custody of the Secretary-Treasurer of the Synod.

29. All the expenses necessarily incurred by the Commissioners or Board of Triers, in any investigation or trial under the Canon, and in the event of a verdict of not guilty or not proven being returned, the legitimate costs of the accused shall be paid by the Synod out of the Synod Expense Account.

30. Wherever in this Canon it is provided that notice shall be given to or served upon any person, a written notice or paper delivered to such person or left at his last known place of residence within this Diocese and sent by registered letter to his last known postoffice address within the Diocese, shall, for the purposes of this Canon, be deemed a sufficient service of such notice or paper.

#### XXIV.—On Collections.

1. No person shall be permitted to collect money for any Church purpose beyond the bound of his own Parish, within this Diocese, or proceed to any other Diocese for the same purpose, without the sanction of the Bishop in writing.

2. Any person collecting for the benefit of any Parish or congregation in this Diocese, or for any special object outside the objects regularly authorized by the Synod of the Diocese, or the General Synod, must first obtain the permission of the Clergyman of the Parish or Mission in which he proposes to collect. But after three months' notice of such visit has been given to the Incumbent, such permission shall not be necessary in the case of an agent acting in behalf of either the General or the Diocesan Synod, when duly authorized by the Bishop of this Diocese.

3. Such person on returning from his collecting tour shall forthwith submit to the Bishop the subscription list and account for moneys received.



4. When the collection is for the benefit of any Parish or congregation in this Diocese, the said Parish or congregation shall give a guarantee that all expenses connected with the said collection shall be paid by them, so that all the funds obtained by appeal to others, shall be applied to the object for which they were collected.

**XXV.—On the submission to Arbitration and the Confirmation of the Award between the Dioceses of Toronto and Huron.**

**A. ON THE SUBMISSION TO ARBITRATION.**

Whereas the Joint Committee of the Dioceses of Toronto and Huron has failed to agree to any apportionment of the funds and securities of the late Diocese of Toronto, in which this Diocese has a joint interest, and as it is most desirable to ensure peace and harmony between the Church Societies of these Dioceses, that a further effort should be made for an equitable and final apportionment of such property and funds.

Be it therefore enacted by and under the authority of the Act of Incorporation of the Church Society of the Diocese of Huron (22 Vic., Cap. 65, 1858), and by and with the sanction of the Bishop of the Diocese.

That the apportionment to the Church Society of the Diocese of Huron of part of the lands, property and funds of the Church Society of the Diocese of Toronto be and the same is hereby submitted to the decision of the Bishops of Toronto and Huron, together with the Honorable Sir James Buchanan Macauley, who, at his option, shall either act with the said Bishops, in which case the decision of the majority shall be final, or as umpire when his decision alone shall be final, and that upon the concurrence of the Church Society of the Diocese of Toronto in this reference, the necessary bonds of submission to the proposed arbitration be prepared and executed under the seal of this Society.

**B. ON THE CONFIRMATION OF THE AWARD.**

Be it therefore enacted by the Church Society of the Diocese of Huron, under the authority of their Act of Incorporation (22 Vic., 1858, Cap. 65), and by and with the sanction of the Bishop of the said Diocese, that the following be the By-law to confirm the award made between the Church Societies of the Dioceses of Toronto and Huron by the Right Reverend the Lord Bishop of Toronto and the Right Reverend



the Lord Bishop of Huron and the Honorable Sir J. B. Macauley.

Whereas, the Right Reverend John, Lord Bishop of Toronto, the Right Reverend Benjamin, Lord Bishop of Huron, and the Hon. Sir J. B. Macauley, Knight, have made their award in certain matters pending between the Church Society of the Diocese of Toronto and the Church Society of the Diocese of Huron, in the terms set forth at length in the award signed and sealed by the above named parties. And, whereas, it is advisable and necessary that the Church Society of the Diocese of Huron shall confirm the said award and authorize the provisions thereof to be effectually carried out.

Be it therefore enacted that the said recited award be and the same is hereby accepted and confirmed.

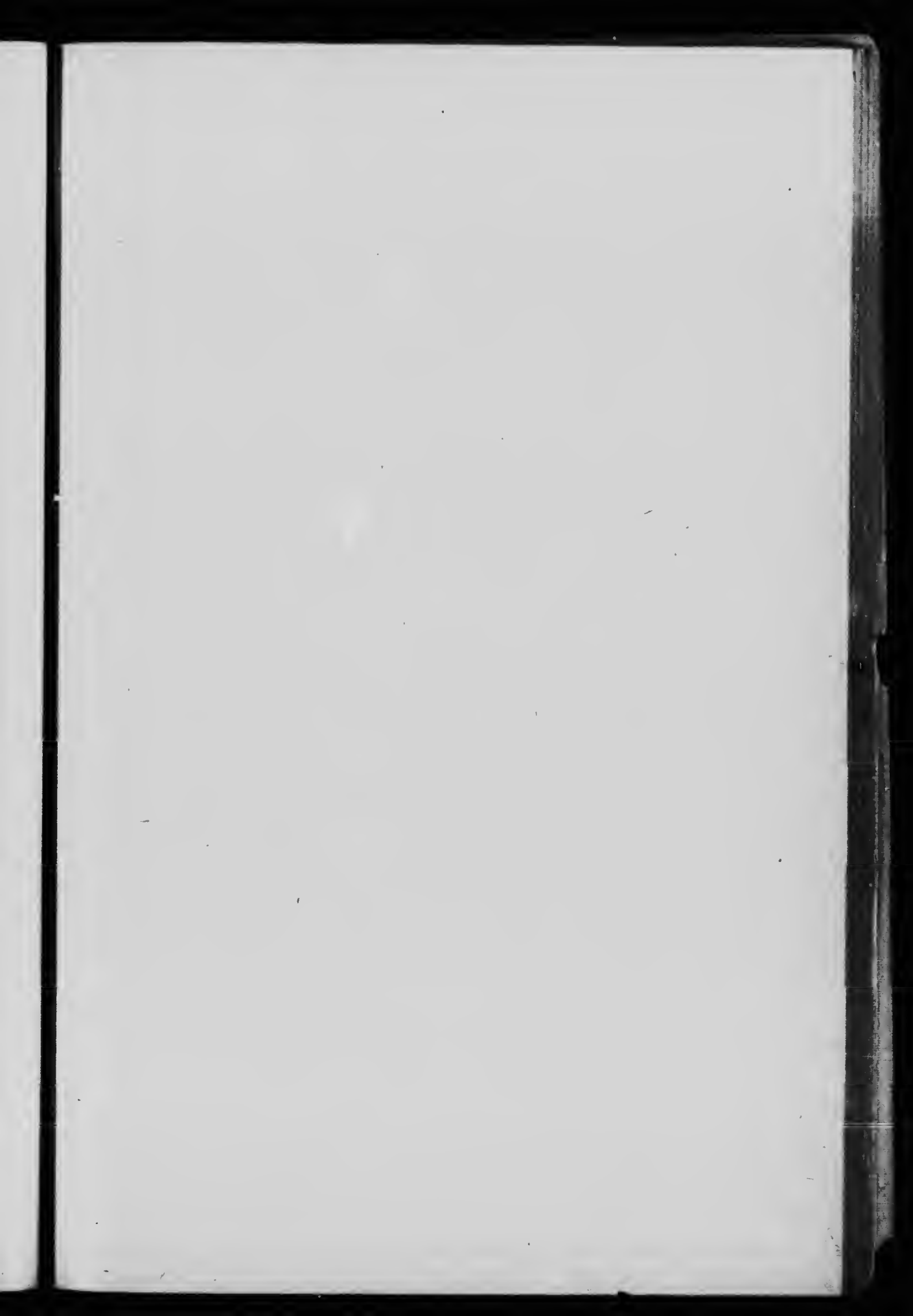
Be it also enacted that the President of the Society shall make, do and execute all such acts, releases, deeds and conveyances as may be required to complete and carry out the provisions of the said award.

#### **XXVI.—On the Episcopal and Archdeacon's Fund.**

That Canon XXV. on the Episcopal and Archdeacon's Fund be and the same is hereby repealed, and the following substituted therefor:

"Whereas the present Episcopal and Archdeacon's Fund is composed in part of £5,981 6s 8d, received from the Diocese of Toronto under the award between the Church Societies of the Dioceses of Toronto and Huron, upon the condition that the Church Society of the Diocese of Huron should provide a further sum of £2,352, and that the said sums together should be and remain forever a Fund from the proceeds of which should be paid salaries, in the proportions thereby provided, to the Bishop of Huron and an Archdeacon of Huron for the time being, and in order to comply with the said award it is expedient to enact as follows:

1. "Out of the securities and moneys at present constituting the capital of the Episcopal and Archdeacon's Fund, there shall be taken and set apart securities and moneys to the amount or value of £8,333 6s 8d (equivalent to \$33,333.33) making a specific fund, as directed by said award, which specific fund shall be called 'The Award Provision for Bishop and Archdeacon.'"





2. "The securities and moneys constituting the capital of the said 'The Award Provision for Bishop and Archdeacon,' shall be held by the Synod in trust to invest and manage the same, and out of the net proceeds and income of the investment thereof remaining, after payment of the expenses of the management, to pay to the Bishop of Huron, for the time being, a sum equal to four-fifths of such net income, and to pay to an Archdeacon of Huron, for the time being, a sum equal to one-fifth of such net income.

3. "The Bishop shall, from time to time, direct which Archdeacon shall receive that portion of the net income of the said Award Provision payable to an Archdeacon of Huron.

4. "The balance of the said Episcopal and Archdeacon's Fund shall be the Episcopal Fund and the income and proceeds thereof, less the expenses of management, shall be applied towards the income of the Bishop of Huron, for the time being."

#### **XXVII.—On the Appropriation of the Commutation Fund.**

1. All interest over and above that required for the payment of the original commuted Clergymen, and for the payment of expenses connected with the fund, or of any rate for which the fund may be assessed, shall be appropriated in the following manner and order.

2. To form a Superannuation Fund, which shall be administered in accordance with the provisions of Canon XXII.

3. After the above claims have been fully and first satisfied in the order as set forth in this Canon. the residue, if any, shall be administered as follows:

"There shall be paid such sums not exceeding \$300.00 per annum as shall suffice to bring the income of each to \$850.00 per annum to such of the Clergy in the order of their seniority as have completed fifteen years' active parochial service in Priests' Orders in this Diocese, and whose Parishes, under the provisions of the Clauses of Canon XXIX., governing the assessment of Parishes, shall be deemed unable to provide their Clergymen with an income of \$850.00 per annum, and the Parish or Mission of any Clergyman receiving a grant from this Fund shall not be entitled to receive a grant from the Mission Fund."

PROVISO I.—Provided always that in case the surplus



con.mutation income shall not suffice to pay all the Clergy of fifteen years' standing entitled to rank on this Fund, then they shall be entitled to be placed thereon only so far as the funds will permit, in the order of their seniority, and should there be a surplus after paying all those entitled to rank on this Fund, the whole or any part thereof may be granted by the Executive Committee to the Mission Fund, and the ultimate balance—if any—shall be added to capital.

PROVISO II.—The seniority of the Clergy shall be calculated by the number of years of active Parochial Service as Priests in the Diocese.

4. This Canon to take effect August 1, 1899.

#### **XXVIII.—The Widows' and Orphans' Fund.**

1. A Fund, to be called and known as the Widows' and Orphans' Fund (and hereinafter called the Fund), shall be established and set apart, and the interest derived from the investments thereof shall be supplemented by the following additions thereto, namely:

(1) The entrance fees and subscriptions payable by the Clergy under the provisions of this Canon.

(2) An annual payment by the Diocese from the General Purposes Fund of such a sum as may be necessary to prevent the occurrence of a deficit in the payment of the annuitants, provided that such sum shall not exceed five dollars for each Clerical member of the Synod in each year.

(3) The proceeds of all collections made in the Diocese in aid of the Fund; and

(4) The money derived from these four sources are hereinafter called the income of the Fund.

2. Should the account of the Fund in any one year show a debit balance, such balance shall be carried forward to the succeeding year, but should the account in any year show a credit balance, such balance shall be added to the capital of the Fund.

3. The income of the Fund shall (subject to the provisions of this Canon) be used only for the relief of the widows and children of such of the Clergy of the Diocese as shall have been placed on the "Roll of the Clergy whose widows and orphans shall be entitled to receive the benefits arising from



the Fund," as hereinafter mentioned, which Roll shall be kept by the Secretary-Treasurer and is hereinafter called the Roll; and such Clergy are hereinafter in this Canon said to be placed or to have placed themselves upon the Fund.

4. The Secretary-Treasurer shall enter upon the Roll the names of and the payments made by all Clergymen placed upon the Fund. The Roll shall contain:

(a) The names of all Clergymen who are life members of the former Church Society of the Diocese of Huron.

(b) The names of all Clergymen who are now upon the Fund.

(c) The names of all Clergymen who shall hereinafter place themselves upon the Fund by the payment of the entrance fee hereinafter prescribed; and no Clergyman shall be placed upon the Fund except as above provided.

5. The payments to be made by the Clergy of the Diocese to the income of the Fund shall, except as hereinafter provided, be as follows:

(a) Any Clergyman, except as hereinafter provided, licenced for service in the Diocese, may place himself upon the Fund by paying an entrance fee varying with his age at the time of such payment according to the following scale, and the payment of the entrance fee shall be considered as, and shall be *hereinafter called his entrance*:

(1) If a Clergyman at the time of his entrance is under thirty years of age, he shall pay an entrance fee of five dollars.

(2) If a Clergyman at the time of his entrance is thirty years of age or over, but is under sixty years of age, his entrance fee shall be five dollars, together with five dollars additional for each and every year by which his age at his entrance exceeds thirty years.

(b) If a Clergyman is sixty years of age or over, he cannot be placed upon the Fund.

(c) The said entrance fee shall be paid by one payment, nevertheless the Bishop may in special cases, and for good and sufficient reasons, allow the said fee to be paid by consecutive annual instalments, provided the number of instalments shall not in any case exceed five, and such Clergyman's name shall be placed upon the Roll upon the payment of the first instalment.



(d) Every Clergyman whose name has been placed upon the Roll as prescribed in Clause 4 and sub-section (a) of this Clause shall pay into the Fund from and after the date of his name being placed upon the Roll, an annual fee of five dollars, and such annual subscriptions shall be payable on or before the first day of March next following the date of entrance on the Fund, excepting always such Clergymen as are life members of the former Church Society of the Diocese of Huron, who shall be exempt from all payments whatsoever to the Fund.

6. If any Clergyman who has been placed on the Fund as aforesaid shall fall into arrears in the payment of his annual fee of five dollars, or of the instalments of his entrance fee, then interest at the rate of six per cent., compounded annually, shall be charged upon all such arrears, and if any such Clergyman shall at his death be in arrear in respect of any or all of his annual subscriptions to the Fund, or in respect to any instalments of his entrance fee, then such an annuity shall be paid to his widow and orphans as shall be in the same proportion to the full annuity as the total sum paid by him to the amount required under the Canon.

7. If any Clergyman who has been placed upon the Fund marries while upon the Superannuation Fund, or after he has attained the age of sixty years, his widow and children, if any, by such marriage shall not be entitled to any annuity from the Fund. Provided always that this Clause shall not apply to any marriages solemnized before June 18, 1891.

8. The Synod will, subject to the rules, regulations and provisions of this Canon, from and after the death of any Clergyman of the Diocese who has been placed upon this Fund, pay to his widow during her natural life, or until she marries again, an annuity of \$200.00, payable in twelve equal payments on the first day of each month in each year, the first of such payments to be made on the day above-mentioned next following the death of her husband. And if the deceased Clergyman left a widow and more than two children (the latter then being under eighteen years of age) surviving him, there shall be paid to the said widow during her natural life, or until she marries again, a further annuity, payable monthly as aforesaid, of forty dollars for three children, or eighty dollars for four children, or one hundred dollars for all children, if the number of children exceeds four, until the said children shall respectively attain the age of eighteen years, provided





that no more than one hundred dollars a year be paid for orphans in one family. If the deceased Clergyman died, leaving a child or children but no widow surviving him, or if he died leaving a widow and children, and the widow dies or is again married, or neglects or refuses to make the application required by the provisions of Sec. 9, then from and after his decease or her decease, or her re-marriage, as the case may be, the Synod will (subject to the provisions of this Canon) pay to the guardian of the estate of such child or children an annuity of sixty dollars payable monthly as aforesaid for each such child, if the number of children does not exceed three, or an annuity of two hundred dollars if the number of children exceeds three. Provided always that:

(1) Annuities to children shall cease upon their respectively attaining the age of eighteen years, or marrying, whichever event shall first happen.

(2) Annuities hereunder shall only be payable on the receipt by the Secretary-Treasurer of the declaration prescribed by Sec. 10.

9. On the death of any Clergyman placed upon the Fund, his widow, or, if he leaves no widow, or if his widow neglects or refuses to apply, the guardian of the estate of his child or children may apply in writing to the Synod to be placed upon the list of Annuitants. Such application shall be in the form and contain the particulars from time to time prescribed and required by the Executive Committee.

10. Every Annuitant, whether widow or guardian, shall annually before the first day of May in each year, file with the Secretary-Treasurer of Synod a declaration in the form and containing the particulars from time to time prescribed by the Executive Committee, and such declaration shall be attested by a magistrate or by the Incumbent of the Parish wherein such widow or guardian resides, and a further declaration attested by the Incumbent of the Parish wherein she or the children reside, that the widow continues to be a member of the Church of England, and that the children are brought up as members of the same Church.

11. (a) Any Clergyman placed upon the Fund as hereinbefore prescribed (except Superannuated Clergymen above sixty-five years of age) who, whether with or without leave, shall have been absent from the Diocese for two years or over, shall cease to be on the Fund, and thereafter he cannot be



reinstated upon his return except by the payment of the entrance fee prescribed for the age at which he makes application to be placed again upon the Fund; and

(b) Any Clergyman who shall have been sentenced under the Canon on the Discipline of the Clergy to suspension or to removal from the performance of clerical functions, shall cease to be upon the Fund; but should he be restored, then, and in such case, he may place himself again upon the Fund by the payment of the entrance fee prescribed for his then age, and all arrears and interest as provided by Clause 6; and in the event of the death of a Clergyman while under sentence of suspension or removal, the Executive Committee shall have the power to make a special yearly grant, not exceeding two hundred dollars, from the Fund to the widow and children, if any, of such Clergyman, provided said Clergyman had been upon the Fund at the time of his suspension, and that his suspension was for a period less than five years.

12. In the interpretation of this Canon, absence from the Diocese shall be taken to mean ceasing to hold the Bishop's licence to a cure of souls.

13. The above Canon shall take effect on first day of August, 1899.

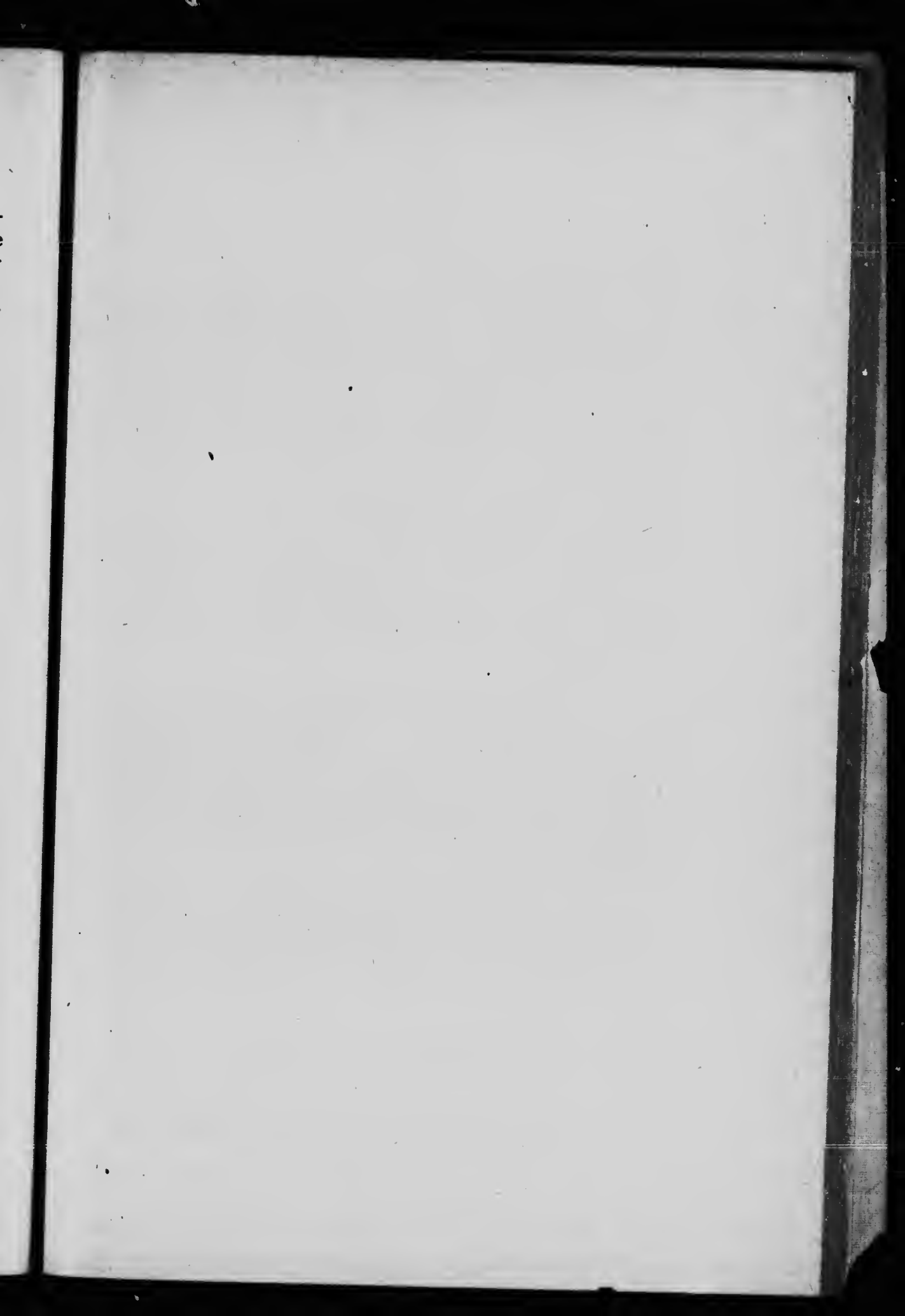
#### XXIX.—On the Mission Fund.

PREAMBLE.—Whereas it is desirable to make each Parish, as soon as practicable, self-supporting, and to extend the ministrations of the Church to all her members within the bounds of the Diocese, it is hereby enacted:—

1. There shall be a fund, known as the Mission Fund, which shall consist of the proceeds of such invested funds and general offerings of the Diocese as are available for the purposes of this Canon.

2. Every station or group of stations deemed by the Executive Committee unable to contribute \$750.00 per annum to the support of a Clergyman shall, for the purposes of this Canon, be called a Mission, and such places only shall be eligible for a grant from the Mission Fund.

3. The duty of maintaining the Clergyman and providing him with a residence, shall rest primarily upon the Mission receiving his services, and aid from the Mission Fund shall be regarded as temporary and made to the Mission for the purpose of assisting it in the performance of that duty, and



shall be reduced or withdrawn so soon as the circumstances of the Mission will permit.

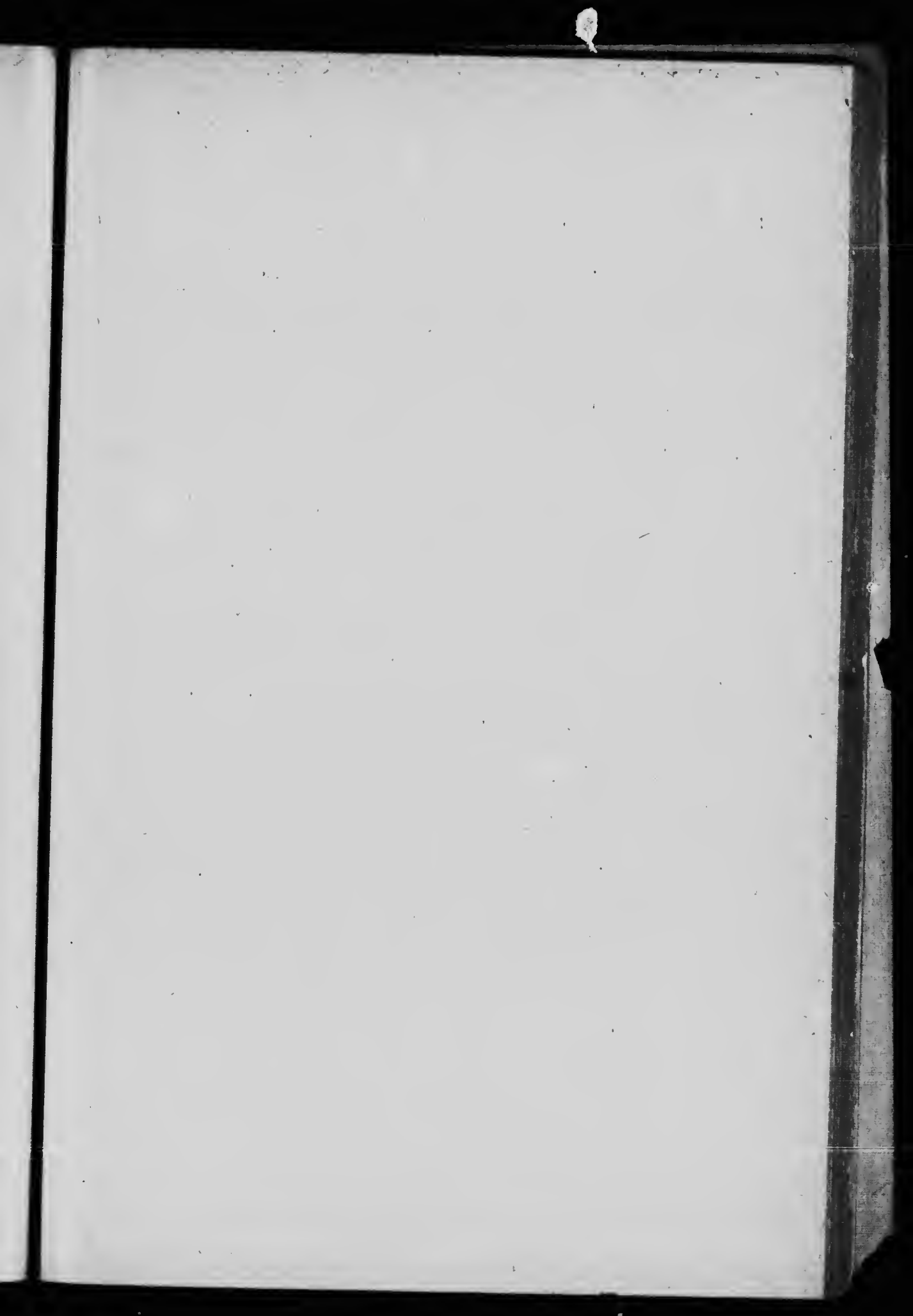
4. No Mission shall receive aid from the Mission Fund whose Clergyman receives a grant from the Surplus Commutation Fund, or which is assessed (including the net proceeds of any local endowment) to the amount of the Canonical stipend of the Clergyman serving it; no grant from the Mission Fund to any Mission, except in the case of Travelling Missions, shall exceed \$300.00 per annum, and should any Mission fail to pay the amount for which it is assessed it shall receive from the Mission Fund only such a sum as together with the amount for which it has been assessed would have brought the stipend up to \$750.00 per annum. Notwithstanding, when a Mission voluntarily increases its assessment and ratifies the same by resolution of the Vestry and notifies the Executive Committee through the Secretary-Treasurer accordingly, then, provided the same Incumbent remains in charge, the Mission Fund grant shall not be correspondingly reduced until the expiration of the two years next following the meeting of the Executive Committee, at which the notification was received.

5. At the September meeting of the Executive Committee there shall be appointed annually from the members thereof, a Committee, to be called the Missions Committee, whose duty it shall be to assess all the Parishes in the Diocese for such sums as, after due enquiry, they may be adjudged able to contribute towards the maintenance of their respective Clergymen, and such Committee shall report all assessments and other business to the Executive Committee for confirmation or amendment.

6. The Missions Committee shall consist of the Bishop, who shall be Chairman, and five Clergymen and five Laymen, of whom three of each Order shall be elected by ballot by the Executive Committee, and the remainder shall be nominated by the Bishop. Five members of the Missions Committee shall be a quorum.

The Missions Committee shall meet quaterly, in the same months as the Executive Committee, or may be called together by the Bishop at any time.

7. The Clergy in parochial charge in each Rural Deanery, together with the Churchwardens and Lay Delegates of the several Parishes, shall meet annually, in the month of Sep-



tember, the Rural Dean presiding, or, in his absence, the Senior Clergyman present, to consider matters affecting the interests of the Church in the Rural Deanery. At this meeting a Committee shall be appointed, consisting of the Rural Dean, who shall be Convener, and Chairman, when present, and two Clergymen and two Laymen, being communicants, of whom three, including the Rural Dean, shall be a quorum, which Committee, when requested by the Missions Committee, shall act as Assessors for the purposes of this Canon. They shall co-operate with the Clergy of the Deanery, in raising and increasing the contributions to the several funds of the Diocese, and report to the Bishop any openings for extending the Church within the limits of the Deanery. Nothing in this Clause shall prevent the Missions Committee of Synod from ascertaining by other agencies than that herein provided, the amount for which any Parish or Parishes may properly be assessed.

8. Immediately after assessment the Secretary-Treasurer shall notify the Churchwardens of each Parish of such assessment, who may, if not satisfied therewith, appeal against it to the next ensuing meeting of the Executive Committee, whose decision thereon shall be final. All appeals shall be signed by the Churchwarden or Churchwardens.

9. No Clergyman or Layman shall act as assessor of his own Parish or Mission, and no member of the Executive Committee or of the Missions Committee shall vote on any question affecting the assessment of his own Parish or Mission.

10. The Vestry of each congregation in a Mission, except in the case of a Travelling Mission, receiving aid from the Mission Fund, shall vote by resolution the amount for which it is assessed, and record the same in the minutes of the Vestry, and cause a certified copy thereof to be sent to the Secretary-Treasurer of Synod. It shall be the duty of the Churchwardens to remit the assessed amount of stipend in quarterly payments, or the Clergyman's receipt therefor, to the Secretary-Treasurer (or as otherwise provided by the Executive Committee), who shall pay such amount as is received from the Parish, and in any case the sum due from the Synod.

11. The parochial assessments shall be revised annually, at the December meeting of the Missions Committee, for the year commencing May 1st then next ensuing, or on re-organization or change of incumbency.

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12. The scale of grants shall be as follows:

In each case, such an amount as shall, with the local assessment, and the net proceeds of any endowment, make up the stipend per annum, as follows:

(a) For Deacons, such an amount as the Parish to which they are appointed can provide. The Bishop to decide as to the amount.

(b) For Priests who have served less than ten years in the Diocese, \$750.00.

(c) For Priests who have served ten or more years in the Diocese, and who are not receiving a grant from the Commutation Fund, \$850.00.

(d) The years of service of the Clergy shall be calculated by the number of years of active Parochial Service as Priests in the Diocese.

13. That such Clergymen as are ordained in the Diocese, and who are appointed to a Parish necessitating the keeping of a horse, shall be entitled to \$100.00 as an outfit, on condition that a written promise is given to render three years' service in the Diocese.

PROVISO 1.—The above incomes for Priests shall be subject to the provisions in Clause 3, and in the assessment of a Mission, the provision of a house shall be regarded as equivalent to \$100.00.

PROVISO 2.—If the available income of the Mission Fund be at any time insufficient to make the stipends of the Clergy entitled thereto up to \$750.00 per annum, then such a reduction shall be made in the grants as shall leave the incomes of all Clergymen entitled to \$750.00 per annum equal, and as may be necessary to meet such deficiency, so that the annual expenditure in any year shall not be greater than the income, and the last quarterly payment under this Canon shall not be payable until the close of the financial year.

PROVISO 3.—That in case any reduction shall be made in accordance with Proviso 2, such reduction shall be made from the incomes of those receiving over \$750.00 before it shall affect those whose incomes are under that sum.

PROVISO 4.—The Indian Missions of the Diocese dependent for aid, for the maintenance of their Clergyman, shall be

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subject to exceptional treatment, such missionaries shall be entitled to a grant from the Mission Fund of at least \$500.00 per annum, but in no case shall such grant make the stipend exceed the amount to which a Clergyman would be entitled under Clauses 12 and 13. Any Clergyman receiving such grant shall hold his appointment during the Bishop's pleasure.

Such amendments to take effect on August 1st, 1905, but only in the case of such Parishes as have been specially assessed for the support of their Clergy—in all others so soon thereafter as such assessment shall have been made and become effective.

14. This Canon to take effect August 1st, 1899.

**XXX.—On the Election of Delegates to the General and Provincial Synods and of any Committees of the Synod Elected by Ballot.**

1. The election shall take place first in the order of business on the third day of the annual session of the Synod.

2. Four Clergymen and four Laymen shall be named by the Chair to act as scrutineers of the vote of each ballot for Delegates to the General and Provincial Synods, and four of either Order out of which members are to be elected, as scrutineers for each Committee that it may be necessary to elect.

3. Printed lists shall be prepared, alphabetically arranged, of the Clerical and Lay members of the Synod, including the names of all Lay Delegates whose election has been certified to the Secretaries in accordance with the Constitution, for delegates to the General and Provincial Synods and each Committee on which members are to be elected, specifying in each case the number to be elected. In case of the election of Committee on Discipline, the list shall contain only the names of those Clergymen who are eligible for election; the list for each several Committee being distinguished by being printed on paper of different color. (\*)

4. Provided always, that in the event of anyone being elected in that capacity under this Canon, who, by action of the Synod during the session may be declared not a legal member of the same, his election shall be void, and the person

(\*) NOTE.—Sessions of 1878 and 1884. *Resolved.*—That in future the ballot papers for the Executive Committee shall denote the members for the past year and state the number of quarterly meetings at which each was present, and the counties arranged alphabetically showing the residence of each Delegate.



who obtained the next highest number of votes shall be declared elected instead.

5. The lists shall be furnished to the members of the Synod by the Secretaries on the first day of session, and they shall bring them completed the third morning, each member, who desires to vote, having put a cross opposite the names of the persons he votes for on the various lists.

6. The order of proceeding shall be varied on the third day of session, by the report of the Committee on Lay Delegates being presented and dealt with immediately after No. 6, of order of proceedings (d), and the calling of the Roll postponed until after this report has been disposed of.

7. As each name is called, the person called upon shall deposit his voting papers in the ballot boxes to be provided for the purpose, one for each Order for each set of papers.

8. On the balloting being declared closed by the Chairman, the scrutineers may, with the permission of the Chair, forthwith retire for the purpose of counting the ballots, and as soon as the count is concluded shall report the result to the Chairman, who shall announce to the Synod the names of the members elected. For the purpose of a quorum, the scrutineers, while engaged in their duties, shall be counted as present.

9. The vote for Delegates to the General Synod shall be taken annually by Orders. Clergymen to vote for not more than twelve Clergymen, and Laymen to vote for not more than twelve Laymen. The eight of each Order receiving the highest number of votes to be Delegates and the other four to be substitutes. The vote to be taken with that for Provincial Synod, and the scrutineers of the vote for Delegates to Provincial Synod to also act as scrutineers of the vote for Delegates to the General Synod.

#### NUMBER OF DELEGATES TO PROVINCIAL SYNOD.

10. That in the ballot for Delegates, each Clergyman and Layman shall vote for not more than sixteen of their respective Orders, and that the scrutineers be directed to report the names of the sixteen Clergymen and Laymen respectively who shall have received the highest number of votes; the first twelve of each Order to be considered as the Representatives of this Synod to the Provincial Synod, and the other names to be considered as substitutes; in case of



sickness or other good cause why the Representative appointed may not be able to attend the meeting of the Provincial Synod, and in case of their being required, they shall be taken in the order in which their names appear in the scrutineer's report, and the Secretary of the Provincial Synod shall be notified of the change, at least one week before the meeting of the said Synod.

11. That all ballot papers containing more votes than required for the Committee being voted upon shall not be counted; and the scrutineers shall report every such case to the Synod when announcing the result of the ballot.

**XXXI.—Clergymen Entering the Diocese Over Fifty Years of Age.**

No Clergyman hereafter entering the Diocese, either by ordination or by transfer from another Diocese, being at the time more than fifty years of age, shall share in the benefits of either the Superannuation or the Widows' and Orphans' Fund before he has served ten years in this Diocese.

**XXXII.—Relating to the Order of Deacons.**

PASSED JUNE 20TH, 1902.

Notwithstanding anything to the contrary contained in the Constitution or Canons of the Synod, no Deacon having a worldly calling shall have any claim to, or be entitled to participate in any fund of the Diocese, whether it shall be the Superannuation, Widows' and Orphans', or any other, until he shall have surrendered such worldly calling, and, having received a licence in writing from the Bishop, shall give his whole time to his ministerial work.

Nevertheless, nothing herein contained shall be taken to affect the interests of any Deacon who has been heretofore, or is now, entitled to share in the beneficiary funds of the Diocese.

**XXXIII.—Canon on Reciprocity in Beneficiary Funds.**

Any Clergyman in good standing in any Diocese in the Dominion of Canada, which has or controls any fund for Superannuation or Widows and Orphans for the benefit of the Clergy, and which shall, by Canon duly passed, therein extend equal reciprocal terms to the Clergy of this Diocese, shall,





when duly licenced by the Bishop to any Cure therein, be admitted to all the benefits of the said funds in this Diocese without any entrance fee, and the years of service in such reciprocating Diocese shall count as if served in the Diocese of Huron, but he shall be subject to all the prevailing conditions and pay such fees as may be required from the Clergy under the Canons regulating these funds.

Provided, nevertheless, that no Clergyman shall be entitled to participate in the above-named funds who is at the time of his entrance into this Diocese in arrears in any required payments to the beneficiary funds of the Diocese from which he is removing.

**XXXIV.—Canon Declaring the True Construction of the Constitution, Rules of Order, and Canons of the Synod, in the Matter of Amending Canons.**

When any proposed Canon or proposed amendment to a Canon is regularly before the Synod for discussion, in accordance with the Constitution and Rules of the Synod, any amendment to such proposed Canon or proposed amendment is in order without further notice; and this has been, and is, and shall hereafter be the true construction of the Constitution and Rules of the Synod, in that behalf.

**XXXV.—Canon on Clergy Relief Fund.**

1. There shall be a fund, known as the Clergy Relief Fund, which shall consist of the proceeds of such invested funds and general offerings of the Diocese as are available for the purposes of this Canon.
2. The object of the fund is to afford assistance in special cases of distress to such of the Clergy of the Diocese as may be eligible under the provisions of this Canon.
3. Collections for the fund shall be made at such time and in such manner as the Bishop may direct.
4. Only those Clergy shall be eligible to participate in the benefits of this fund whose names are on the Clergy List of the Diocese, and who are resident within the limits thereof.
5. Any Clergyman desirous of obtaining a grant under this Canon shall make a written application, or a written application shall be made for him, to the Bishop, setting forth the grounds upon which an application is based, and the



Bishop, after consultation with a Committee of three Laymen, annually appointed by the Executive Committee, shall consider such application, and may, in his discretion, make a grant, not exceeding \$100.00 in any one case, as he deems advisable, reporting the same to the Executive Committee.

**XXXVI.—Canon on Apportionment for General Board of Missions.**

1. The basis of apportionment shall be the necessary parochial revenue of each Parish, and under "necessary parochial revenue" shall be included Clerical stipends, the salaries of all subordinate officers of the Church (such as organist, clerk, sexton, etc.), the expenses of heating and lighting, together with insurance rates and taxes, and all other ordinary expenses; and when a Church is endowed wholly or in part, the rate of apportionment upon the net revenue from the endowment shall be double that upon the voluntary part of the revenue, except as hereinafter provided.
2. The basis of apportionment shall be arrived at by taking the average parochial revenue, as defined in Clause 1, of each Parish for a period of five years; and the apportionments shall be revised annually upon the same basis.
3. In the case of an endowed Parish, where but for the endowment such Parish would be entitled to receive aid from the Surplus Commutation Fund, or from the Mission Fund, such portion of the endowment shall be deducted from the basis of apportionment, as equals the amount that would otherwise be received from the Surplus Commutation or Mission Fund.
4. In any endowed Parish where the basis of apportionment, as provided in Clause 1, is manifestly beyond the capacity of the congregation, the Executive Committee is empowered to deal therewith in their discretion, notwithstanding anything contained in this Canon.
5. All Parishes shall have the right of appeal to the Executive Committee within thirty days after notification of allotment.

**XXXVII.—Diocesan Commissioner.**

Be it enacted by the Synod of the Diocese of Huron, as follows:

On and after the passing of this Canon, the Bishop and Executive Committee may appoint an officer of the Synod, to



be known as "Diocesan Commissioner," whose duty shall be to assess the various Parishes in reference to the stipends of the Clergy and to do such other work of a general character as shall, from time to time, be assigned to him by the Bishop or the Executive Committee.

**XXXVIII.—On Synod Funds.**

That the control, custody and management of all or any of the financial affairs of the Synod, of what nature or kind soever, shall be vested in, and be and remain under the direction and supervision of the Executive Committee, and the same, including the investment and reinvestment of all moneys of the Synod, shall be administered by or through such sub-committee, officer, agent, corporation, company, or otherwise, and upon such terms, as the Executive Committee may from time to time agree upon or provide.

Provided, always, that all investments shall, before completion, receive the sanction of a sub-committee of the Executive Committee.



The following is a copy of the Indenture between the Church Society of the Diocese of Toronto and each Commuting Clergyman, and contains the Trusts upon which the Commutation Fund is now held by the Synod of Huron:

This indenture made the.....day of.....A. D., 1855, between the Church Society of the Diocese of Toronto of the one part, and.....Clerk of the other part. Whereas, the said.....is a Clerk in Holy Orders of the United Church of England and Ireland, and is now the Incumbent of the Church of....., and as such Incumbent is now and has been heretofore in receipt of the sum of.....from the Clergy Reserve Fund, and whereas the said....., under and by virtue of a Statute lately passed by the Provincial Parliament is entitled, with the consent of the Bishop of the said Diocese, to receive from the Government of Canada a certain sum of money in commutation of his said salary of.....per annum; and has consented and agreed to pay the sum so to be received from the Government as such commutation to the said Church Society in consideration of the payment by the said Church Society to the said.....of the said sum of.....per annum in manner hereinafter mentioned, and in further consideration of the several covenants hereinafter mentioned respecting the said commutation money. Now this Indenture witnesseth that for the considerations aforesaid, and in consideration of the said commutation money to be paid by.....to the said Church Society. The said Church Society covenants and agrees with the said....., his executors and administrators, that the said Church Society shall and will well and faithfully pay to the said.....the annual sum of.....by even and equal payments on the first days of the months of January and July in each and every year so long as the said.....continues to do duty in Holy Orders as aforesaid in the said Diocese, and in the event of his being disabled from doing such duty by sickness or bodily or mental infirmity, so long as such sickness or infirmity shall continue; and when and as soon as such annual payments to the said.....shall cease, the said Church Society shall have and hold the said commutation money and all interest and proceeds therefrom upon such trusts for the support and maintenance of the Clergy of the said Church within the said Diocese or such other Dioceses as the said Diocese shall hereafter be divided into, and in such manner as shall from time to time be declared by any by-law or by-laws of the said Church Society to be from time to time passed for that purpose, so long as the said trust shall continue to be administered by the said Society, and in the event of the Synod of the said Diocese being legally invested with corporate powers so as to be enabled to carry out the trusts aforesaid, shall and will transfer and assign the said commutation money and any securities in which the same may be invested, and all interest and proceeds then unappropriated arising therefrom to the said Synod by whatever corporate name called upon the same trusts and interests and purposes as the same shall and may be held and taken by the said Church Society by virtue of these presents.

In witness whereof the said Church Society has affixed its corporate seal and the said.....his hand and seal the day and the year first above written.

In the presence of,

.....





## Form of Deeds and Wills to Synod.

THIS INDENTURE, made, in duplicate, the.....day of.....one thousand nine hundred and....., in pursuance of the Act respecting Short Forms of Conveyances, between.....of the.....in the county of....., hereinafter called the Grantor of the first part....., wife of the said party of the first part..... of the second part, and the INCORPORATED SYNOD OF THE DIOCESE OF HURON, hereinafter called the Synod, of the third part. WITNESSETH that in consideration of the sum of one dollar of lawful money of Canada, now paid by the Synod to the Grantor (the receipt whereof is hereby acknowledged), the Grantor do grant unto the Synod and their assigns, in fee simple, all and singular the certain parcel or tract of land and premises situate, lying and being..... To have and to hold unto the Synod and their assigns forever to and upon the following uses and trusts, namely..... *(Here insert trusts intended, which should be taken from the list below)*. The Grantor covenant with the Synod that he will execute such further assurances of the said lands as may be requisite. And the Grantor release to the Synod all..... claim upon the said lands. And the said..... wife of the said Grantor, hereby bars her dower in the said lands. IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

Signed, sealed and delivered  
in presence of .....

.....L. S.

.....L. S.

### FORMS TO BE USED IN WILLS GIVING PROPERTY TO THE SYNOD OF THE DIOCESE OF HURON.

#### OF REAL ESTATE.

I give and devise unto The Incorporated Synod of the Diocese of Huron all and singular the certain parcel or tract of lands and premises situate, lying and being in the..... to be held by the said Synod to and upon the uses and trusts following, namely..... *(Here insert the trust intended, which should be taken from the list below.)*

#### OF PERSONAL ESTATE.

I give and bequeath to The Incorporated Synod of the Diocese of Huron the sum of.....or.....shares of stock in the..... Bank, or Company, standing in my name in the books of the said Bank, or Company, (if debentures briefly describe them) upon trust..... *(Here insert the trusts intended, which should be taken from the list given below.)*

#### LIST OF TRUSTS.

- (1) The Mission Fund of the Diocese of Huron.
- (2) The Widows' and Orphans' Fund of the Diocese of Huron.
- (3) The encouragement of education and the support of Day Schools and Sunday Schools in the Diocese of Huron.
- (4) The granting of assistance to those who may be preparing for the Ministry of the Gospel in the United Churches of England and Ireland within the said Diocese.
- (5) The circulation within the Diocese of Huron of the Holy Scriptures, the Book of Common Prayer of the United Churches of England and Ireland in Canada and other approved books and tracts.
- (6) The erection, endowment and maintenance of Churches, Rectories and Parsonages, or of any other particular Church, Rectory or Parsonage within the Diocese of Huron.
- (7) The providing of a site for a Church, Rectory or Parsonage.



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