

TITLE EOF EDUCATIONAL INSTITUTIONS IN CONNECTION
WITH THE GENERAL SYNOD / TE HĪNOTA WHĀNUI

CANON I

1980

OF THE PROVINCIAL BOARD
FOR MINISTRY

Repealed 1992.

CANON II

OF ST JOHN'S COLLEGE

AND

1998

THE UTILISATION OF THE ST JOHN'S COLLEGE
TRUST FUNDS

1. Interpretation

1. In this Canon unless the context otherwise requires:

“**Act**” means the St John's College Trusts Act 1972.

“**Board of Oversight**” means the Board of Oversight of St John's College, appointed in accordance with this Canon.

“**Candidate for Ordination**” means a person accepted for training for ordained ministry in any Christian Church which the General Synod / te Hīnota Whānui may from time to time nominate.

“**College Funds**” shall have the same meaning as that contained in Section 2 of the Act.

“**College**” means the College of St John the Evangelist situate in Auckland.

“**Constituent Society**” is a society as defined in Clause 3.12.1.

“**The Governors**” shall mean the Board of Governors of St John's College comprised of the members of Te Kotahitanga appointed in accordance with this Canon.

“**Regulations**” and/or “**Rules**” mean regulations and rules made by the Board of Oversight exercising the delegated power of the Governors.

“**Residential**” refers to educational programmes in which the fact of residence is part of the educational process.

“**Scholarship Funds**” shall have the same meaning as that contained in Section 2 of the Act.

“**Te Kotahitanga**” means the Standing Commission of the General Synod / te Hīnota Whānui constituted by and appointed according to the provisions of this Canon.

“**Tikanga Ministry Bodies**” shall mean that body set up by and within each of the Tikanga with responsibility for the oversight of theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church and for relating to Te Kotahitanga.

“**The Dean**” means the head of the College of the Southern Cross.

“**Te Ahorangi**” means the head of Te Rau Kahikatea.

“**The Principal**” means the head of the College of the Diocese of Polynesia.

2. Tikanga Ministry Bodies

- 2.1 Each Tikanga may constitute a Tikanga Ministry Body appointed and named by each Tikanga as it shall think fit.
- 2.2 The responsibility for each Tikanga Ministry Body may include:- *Responsibilities*
- (a) The development of policy on theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church for that Tikanga.
 - (b) The provision of a regular forum for the sharing of ideas, initiatives, experience and skills within that Tikanga.
 - (c) The fostering of co-operation between all providers of theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church within that Tikanga.
 - (d) The oversight of residential, distance and regional theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church within that Tikanga.
 - (e) Ensuring appropriate support and resourcing for the professional development of educators within that Tikanga.
 - (f) The development of planning processes appropriate to the Tikanga which articulate the local ministry and mission needs within that Tikanga.
 - (g) The identification of the educational strategies and resources required to respond to these needs over a specified period of time.
 - (h) The development of protocols for measuring educational outcomes which are appropriate and relevant to that Tikanga.
 - (i) Ensuring that any review processes developed also meet the requirements for accountability of any funding body, and reporting to such bodies.
 - (j) Ensuring that such reviews are undertaken regularly.
 - (k) Assisting in the sourcing of funding for Tikanga initiatives and developments.

- (l) Coordinating the preparation of funding applications for the Tikanga to the St John's College Trust Board in support of those development plans.
- (m) Indicating in all funding applications to the St John's College Trust Board any other sources of funding, or their potential for generating or attracting additional funding.
- (n) Developing a working relationship with its constituent society within St John's College.
- (o) Articulating clearly the Tikanga requirements of its constituent society through its planning process, so that the development plans of St John's College will reflect the development priorities and plans of the three Tikanga.

2.3 Each Tikanga Ministry Body is requested to report to Te Kotahitanga annually on activities, planning and development within that Tikanga as they relate to theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church. *Reports*

3. Te Kotahitanga

3.1 There is hereby constituted Te Kotahitanga as a Standing Commission of the General Synod / te Hīnota Whānui and comprised as follows: *Election and Appointment of Members*

- (a) Two members from each Tikanga elected biennially at each Ordinary Session of the General Synod / te Hīnota Whānui, of whom at least one member from each Tikanga shall be a member of the Synod.
- (b) One member from each Tikanga appointed by the respective Tikanga Ministry Body biennially, following each Ordinary Session of the General Synod / te Hīnota Whānui.
- (c) One member appointed by the St John's College Trust Board biennially following each Ordinary Session of the General Synod / te Hīnota Whānui.

The making of appointments to, and the operating process of Te Kotahitanga are to be consistent with the fulfilment of the partnership covenant of the Constitution / te Pouhere. Te Kotahitanga may appoint administrative staff as necessary. *2006*

3.2 Any member of Te Kotahitanga may resign by writing addressed to the Chair of Te Kotahitanga. If at any time a person shall by resignation, death or otherwise cease to be a member of Te Kotahitanga a new member of Te Kotahitanga shall be appointed by the same body which appointed the original member to hold office for the remainder of the term of that original member, PROVIDED THAT the Standing Committee of General Synod shall act in the case of members appointed under the provisions of Clause 3.1(a) of this Canon. *Resignation*

3.3 Except as provided by Clause 3.2 of this Canon the members of Te Kotahitanga shall hold office until reappointed or replaced by their appointing body. *Hold Office*

- 3.4 In exercising its powers and in fulfilling its obligations and responsibilities Te Kotahitanga shall make a declaration of assent by Tikanga if called upon to do so by any member, in the manner provided in the Standing Orders of the General Synod / te Hīnota Whānui in force from time to time. *Assent by Tikanga*
- 3.5 Te Kotahitanga shall meet at least twice in each year. *Meetings*
- 3.6 The Chair of Te Kotahitanga shall be elected by the members of Te Kotahitanga at their first meeting following each Ordinary Session of the General Synod / te Hīnota Whānui. *Appointment of Chairperson*
- 3.7 Te Kotahitanga may appoint the General Secretary of this Church, or his or her nominee, as Secretary of Te Kotahitanga *Secretary 2006*
- 3.8 The quorum for meetings of Te Kotahitanga shall be half of the members, PROVIDED THAT at least one representative from each Tikanga shall be present. *Quorum*
- 3.9 If any member of Te Kotahitanga is unable to attend a meeting the Senior Bishop of that Tikanga may appoint an alternate to act and vote in place of that member. *Alternates*
- 3.10 Te Kotahitanga may make use of consultants to assist it to make informed decisions. *Consultants*
- 3.11 Te Kotahitanga shall be responsible for exercising oversight of theological education, ministry training and formation, and other education and training relevant to advancing the mission and ministry of the Church, whether residential, regional or distance, and for facilitating the resourcing of such education and training. *Responsibilities*
- In order to carry out these responsibilities it shall:
- (a) Provide a forum where an overview of the needs of this Church and Common Life understanding of such needs relating to theological education, ministry training, and other education and training relevant to advancing mission and ministry may be gained. *Overview of needs*
 - (b) Facilitate the coordination of the strategic plans of the three Tikanga for theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church, encouraging co-operation where appropriate and seeking opportunities where the strategies of one Tikanga can meet the resource needs of another. *Coordinate various strategic plans*
 - (c) Ensure that strategic shifts in direction in theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church are understood by the Tikanga.
 - (d) Assist the Tikanga to develop within that Tikanga appropriate structures and processes for regular review of theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church. *Regular reviews*

- (e) Be a body where negotiation between Tikanga can take place regarding theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church and the resourcing of that education and training. *Negotiation*
- (f) Call Common Life Hui from time to time on specific educational and training topics.
- (g) Consult fully with the Tikanga Ministry Bodies.
- (h) Ensure that funding structures and policies for theological education, ministry training, and other education and training relevant to advancing the mission and ministry in this Church are responsive to the declared strategic planning objectives of the Tikanga. *Funding*
- (i) Advise the St John's College Trust Board regarding the disbursement of College Funds and Scholarship Funds (as defined respectively in Sections 2, 3 and 7 of the Act), and to make recommendations to the said Board regarding the proportion of available income from the Trusts to be allocated for theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church. *Scholarships*
- (j) Advise the St John's College Trust Board so as to enable it to disburse funds to institutions, programmes and individuals for work which is consistent with the planning objectives of each Tikanga. *Disbursement of funds*
- (k) Develop guidelines for funding from the St John's College Trusts, with explicit accountabilities and review periods.
- (l) Make recommendations for the distribution of funds from the St John's College Trusts that are equitably balanced between distance, regional and residential education and training and between the three Tikanga.
- (m) Endeavour to ensure equitable access by those receiving theological education, ministry training, and other education and training relevant to advancing the mission and ministry in this Church to the widest possible range of educational resources
- (n) Exercise such functions, powers and duties as may be delegated to it by the General Synod / te Hīnota Whānui in terms of Section 13 of the Act
- (o) Advise the St John's College Trust Board on any matter referred to it by the said Trust Board.
- (p) Ensure that recipients of funding from the St John's College Trusts for theological education, ministry training, and other education and training relevant to advancing the mission and ministry of the Church are aware of the expectations of the St John's College Trust Board with regard to that funding.

3.12 **The College of St John the Evangelist.**

3.12.1 The College shall comprise three societies, one known as the College of the Southern Cross, consisting of a Dean, the teaching faculty and scholars, together with other students whose names are or may hereafter be entered on its Register; another known as Te Whare Wananga o Te Rau Kahikatea, consisting of Te Ahorangi, the teaching faculty and scholars, together with other students whose names are or may hereafter be entered on its Register; and another, known as the College of the Diocese of Polynesia, consisting of a Principal, the teaching faculty and scholars, together with other students whose names are or may hereafter be entered on its Register. *Three societies and membership*

3.12.2 The members of Te Kotahitanga shall be the Governors of St John's College in terms of Section 2 of the Act.

3.12.3 Te Kotahitanga, acting as the Board of Governors of St John's College, shall delegate to the St John's College Board of Oversight under the provisions of Section 4(b) of the Act and subject to the proviso to Clause 3.12.4.8 of this Canon, its powers under Section 4(a) of the Act to make rules and regulations for the College relating to the admission of students, the constitution and government of the College, the course or courses of study to be followed therein, and for ensuring the good order and efficiency thereof.

3.12.4 **The St John's College Board of Oversight**

3.12.4.1 The St John's College Board of Oversight shall consist of eleven members, appointed as follows: *Appointment*

- (a) One member appointed by each of the three Tikanga Ministry Bodies.
- (b) One member representing each of the three Tikanga of this Church, appointed by but not themselves members of, Te Kotahitanga.
- (c) One member appointed by Te Kotahitanga from among its own members.
- (d) Four additional members appointed by Te Kotahitanga on the recommendation of the Board of Oversight.

3.12.4.2 The following shall be entitled to attend the meetings of the Board of Oversight with the right to speak but without the right to vote unless appointed to the Board under the provisions of Clause 3.12.4.1 of this Canon: *Also entitled to attend*

- (a) The Dean.
- (b) Te Ahorangi.
- (c) The Principal.
- (d) The Chief Executive of the College.

- 3.12.4.3 Any member of the Board of Oversight may resign by writing addressed to the Chair of the Board. If at any time a person shall by resignation, death or otherwise cease to be a member of the Board a new member of the Board shall be appointed by the same body which appointed the original member *Resignation*
Filling of vacancy
- 3.12.4.4.1 The members appointed under Clause 3.12.4.1 (a) and (b) shall be appointed at the first meeting of each appointing body following each Ordinary Session of the General Synod / te Hīnota Whānui, and except as provided by Clause 3.12.4.3 of this Canon shall hold office until reappointed or replaced by the appointing body. Each member may hold office for up to three consecutive two-year terms, but shall then not be eligible for reappointment for at least two years. *Term of appointment 2002*
- 3.12.4.4.2 The member appointed by Te Kotahitanga under Clause 3.12.4.1(c) shall hold office until the conclusion of the first meeting of the Board of Oversight following each Ordinary Session of the General Synod / te Hīnota Whānui but shall be eligible to be reappointed by Te Kotahitanga under that Clause. *2002*
- 3.12.4.4.3 The four additional members appointed by Te Kotahitanga under Clause 3.12.4.1(d) shall hold office until the conclusion of the first meeting of the Board of Oversight following each Ordinary Session of the General Synod / te Hīnota Whānui; but at that meeting of the Board of Oversight they shall not take part in the process of deciding the names of those to be recommended to Te Kotahitanga for the new appointments. Any member appointed under this sub-clause may hold office for up to three consecutive two year terms, but shall not be eligible for reappointment for at least two years.” *2002*
- 3.12.4.5 The Board of Oversight shall, at its first meeting following each biennial appointment of members, appoint one of its members to be Chair of the Board for a two year term. If the Chair shall resign from that office or from the Board the Board shall forthwith elect another member to hold office as Chair for the remainder of that term. *Appointment of Chairperson*
- 3.12.4.6 A quorum for a meeting of the Board of Oversight shall be six members and shall include at least one member from each Tikanga, and if any member is unable to attend a meeting the Senior Bishop of the particular Tikanga may appoint an alternate to act and vote in place of that member. The quorum shall not depend on the presence of the Chair or any other particular member of the Board. *Quorum*

- 3.12.4.7 The Board of Oversight shall be responsible for setting policy for the College in order that it may provide theological education, ministry training, and other education and training relevant to advancing the mission and ministry according to the needs of this Church, as defined by and under the direction of Te Kotahitanga, and for ensuring development and management of the constituent societies and staff in ways consistent with that policy and in order that the needs and priorities for such residential education and ministry training, of each Tikanga, as articulated by the Tikanga Ministry Body of that Tikanga, are met within the College. Whenever the Board of Oversight is proceeding to appoint any person to be Dean, Te Ahorangi or Principal of a constituent society the Board shall ensure that it (or any Search and Selection Committee it may appoint) shall consult fully with the bishops of the Tikanga with which the relevant constituent society associates itself as part of the search, selection and appointment process. *Responsibilities*
Appointment consultations 2006
- 3.12.4.8 In accordance with Section 4 of the Act and Clause 3.12.3 of this Canon the Board of Oversight shall make rules and regulations for the College relating to the admission of students, the constitution and government of the College, the course or courses of study to be followed therein, and for ensuring the good order and efficiency thereof, and may revoke in whole or part or amend any such rule or regulation, PROVIDED THAT any such rule or regulation or revocation or amendment of a rule or regulation shall be submitted to Te Kotahitanga (as a Standing Commission of the General Synod / te Hīnota Whānui) and such rules and regulations and revocation or amendment shall remain in force unless otherwise ordered by Te Kotahitanga. *Admission of Students and government of College.*
- 3.12.4.9 In exercising its powers and in fulfilling its obligations and responsibilities the Board of Oversight shall make a declaration of assent by Tikanga if called upon to do so by any member, in the manner provided in the Standing Orders of the General Synod / te Hīnota Whānui in force from time to time. *Declaration of Assent by Tikanga*
- 3.12.4.10 The Board of Oversight shall report annually on the College to Te Kotahitanga *Reports.*
- 3.12.5 **Senior Members**
- 3.12.5.1 The Board of Oversight may from time to time elect as Senior Members persons who, having been students at the College for not less than one year, shall have distinguished themselves by their learning or ability; also such other persons, of whom there shall not be more than four at a time, who may be of assistance by their knowledge of theology and education. No Senior Member shall, unless also a Governor or a member of the Board of Oversight, take part in the government of the College. *Qualification of Senior Members*

3.12.6 **Alumni/Alumnae**

3.12.6.1 Any person shall be deemed to be an Alumnus / *Alumnus/ Alumna*
 Alumna who has been a student at the College and -

(a) has been ordained and was a resident within *Ordained minister*
 the College for not less than one year or

(b) is a member of the laity who was a resident *Lay person*
 within the College for not less than two years and has taken a degree at any recognised University, or has passed examinations qualifying for the practice of any profession such as Law, Medicine, Engineering, Teaching or any other profession approved by the Board of Oversight, except any student who has been the holder of a Scholarship granted to enable that student to prepare for Ordination, and who has not been ordained but has entered some profession or other occupation in life, unless that student shall have repaid the amount granted under such Scholarship or such lesser amount as may be decided upon by the Governors.

3.12.6.2 The Board of Oversight shall maintain a record and *Electoral Roll*
 roll of Alumni / Alumnae for each society and shall decide any question which may arise as to the inclusion or otherwise of a student on the said roll. Any person on the said roll shall be eligible to be elected a Senior Member.

3.12.7 **The Visitor**

3.12.7.1 The Primate / te Pihopa Mātāmua for the time being *The Primate*
 shall be the Visitor.

3.12.7.2 Any person aggrieved by any act of the Governors or *Appeal to visitor*
 Board of Oversight may appeal to the Visitor.

3.12.7.3 The Visitor, if unable to adjust the grievance, may *Referral to Judicial Committee*
 give permission in writing for the question to be referred for settlement to the Judicial Committee appointed by the General Synod / te Hīnota Whānui whose decision shall be final.

3.13 Te Kotahitanga shall report annually to the Standing Committee *Report 2004*
 of the General Synod / te Hīnota Whānui.

4. The Trustees

- 4.1.1 The St John's College Trust Board shall consist of nine members appointed by the Standing Committee of the General Synod / te Hīnota Whānui in the manner hereinafter provided and their seats shall be numbered 1 to 9. *Appointment of Trustees*
- 4.1.2 The Standing Committee of the General Synod / te Hīnota Whānui shall appoint the Trustees on the nomination of: *Nomination and appointment*
- (a) Te Runanga Whāiti o te Pīhopatanga o Aotearoa: to fill seats 1,2,3.
 - (b) The Inter-Diocesan Conference Coordinating Group: to fill seats 4,5,6.
 - (c) The Standing Committee of the Diocese of Polynesia: to fill seats 7,8,9.
- 4.1.3 At the end of each financial year three Trustees, beginning with the Trustees occupying seats 1,4, and 7, and following with the Trustees occupying seats 2,5,8, and seats 3,6,9, in rotation, shall be deemed to have retired but shall be eligible for renomination for appointment and shall remain in office until they shall have been reappointed or their successors shall have been appointed as the case may be by the Standing Committee of the General Synod / te Hīnota Whānui, after the appropriate nomination. *Retirement by Rotation*
- 4.1.4 The Chair of the Trustees shall be appointed each year at the first meeting of Trustees after the commencement of each financial year. Any Trustee who is appointed as Chair of the Trustees shall retire from that office after the commencement of the first meeting of Trustees held after the commencement of the next financial year following the year in which that Trustee was elected and shall be eligible for re-election PROVIDED ALWAYS no Trustee shall hold office as Chair more than four years in succession at the end of which period that Trustee shall not be eligible for election as Chair for a period of two years. *Appointment of Chairperson*
- 4.1.5 In the event of the Chair being unable to be present at a meeting of the Trustees that Chairperson shall appoint one of the Trustees to be Chair of that particular meeting and if no such appointment is made the Trustees shall appoint one of themselves to conduct that meeting. *Temporary appointment of Chairperson*
- 4.1.6 If a member of the Board is unable to be present for a particular meeting.
- 4.1.6.1 the member may appoint any person as an alternate to attend, speak and vote at that meeting.
 - 4.1.6.2 the appointment must be made in consultation with the Senior Bishop / Te Pīhopa Aporei of the Tikanga by which the member is nominated.
 - 4.1.6.3 the member and the Senior Bishop / Te Pīhopa Aporei must bear in mind the need to provide appropriate expertise.
 - 4.1.6.4 the person appointed as alternate must be qualified in terms of Title F Canon VIII, Clause 2, and 3 and must have given timely notification of qualification under Clause 4.

- 4.1.7 The Trustees subject to the provisions of Clauses 4.1.4 and 4.1.5 hereof may at any time and from time to time make any such Standing Order relating to the holding and conduct of its meetings and rescind alter or vary any Standing Order so made. *Conduct of meetings*
- 4.1.8 The Trustees may at any time and from time to time appoint sub-committees consisting of one or more of the Trustees and delegate to such sub-committees such powers and duties as the Trustees shall think fit and in like manner revoke any appointment so made or any powers or duties so delegated. *Appointment of sub-committee*
- 4.1.9 Any Trustee may by writing under hand addressed to the General Secretary of the Anglican Church in Aotearoa, New Zealand and Polynesia resign office. Any vacancy occurring in the number of Trustees shall be filled by the Standing Committee of the General Synod / te Hīnota Whānui appointing a new Trustee, from the nomination of the body that had nominated the Trustee whose seat has been vacated, and the Trustee so appointed shall hold office for the remainder of the term for which the previous holder of the office was appointed. *Resignation*
Filling of vacancies
- 4.1.10 All appointments and resignations of Trustees shall be reported to the General Synod / te Hīnota Whānui at each Ordinary Session. *Report*
- 4.1.11 Any Trustee appointed under this Canon shall not take office until that trustee has signed a declaration in conformity with the Constitution / te Pouhere and it shall have been received by the General Secretary of the Anglican Church in Aotearoa, New Zealand and Polynesia, PROVIDED THAT if that person does not sign the said declaration within a reasonable time to be fixed by the Standing Committee of the General Synod / te Hīnota Whānui the appointment shall at the expiration of that time become void. *Trustees to sign declaration*
- 4.1.12 In case any Trustee shall be absent from meetings of the Board without leave for a period exceeding six months, or shall die, the Standing Committee of the General Synod / te Hīnota Whānui shall declare the office of such Trustee to be vacant, and shall proceed to fill such a vacancy. *Office when forfeited 2006*
- 4.1.13 All the provisions of Title F Canon VIII, concerning the qualifications of members of certain Committees and Trust Boards, apply to members of the Board. *2006*
- 4.1.14 The Board shall report annually to the Standing Committee of the General Synod / te Hīnota Whānui. *Reports 2004*
- 4.1.15 The Standing Committee of the General Synod / te Hīnota Whānui shall be a body authorised by the General Synod / te Hīnota Whānui to act on its behalf and exercise the powers of appointment and removal of Trustees of the St John's College Trust Board under Section 20 of the Anglican Church Trusts Act 1981. *Standing Committee to act on behalf of the General Synod / te Hīnota Whānui*

- 4.1.15 The Trustees shall hold and manage all endowments and investments upon Trust for the purposes of the College Funds and Scholarship Funds in accordance with the trusts respectively declared concerning the same and with the powers conferred upon them by the Act and with all other powers howsoever conferred upon them and shall in each year present a report and accounts in respect of the College Funds and the Scholarship Funds to Te Kotahitanga. *Management of Trusts*

5 The General Synod / te Hīnota Whānui.

- 5.1 The General Synod / te Hīnota Whānui at any time and from time to time may appoint any person or body of persons to exercise all or any one or more of the powers and authorities conferred upon it by the Act upon such terms and conditions as it shall think fit and may in like manner revoke any such appointment so made. *Powers of the General Synod / te Hīnota Whānui*

Note: The Objects for which the College Funds and Scholarship Funds are held in accordance with the Act are found in Sections 3, 7 and 8 of the Act. (Please refer pages PA 32 to PA 41 of the Handbook)

CANON III
OF KING'S COLLEGE

1961

WHEREAS

- (a) George Augustus Selwyn, Bishop of New Zealand, in the year 1843 purchased inter alia an area of land situate in Parnell in the City of Auckland which by endorsement made by him on the Deed of Conveyance vesting the land in him declared that "I and my successors do and shall stand seized and possessed of the said lands and of the rents, issues and profits thereof for the site and for and towards the support and maintenance in the first place of a Grammar School connected with and subordinate to the College of Saint John the Evangelist near Auckland and then of other schools connected with and subordinate to the said College". *Purchase of land*
- (b) The General Synod in the year 1859 accepted the trust of the said land and appointed Trustees to hold the said land together with other lands for the College of Saint John the Evangelist. *1859 Trust*
- (c) The school erected on the said land and known as the Parnell Grammar School was carried on until the year 1893 when it was closed and the revenue received from the said land was held by the Trustees and duly accumulated. *Parnell Grammar School*
- (d) In the year 1930, the Trustees of the said lands purchased the College known as King's College, Auckland, and the College was duly vested in the Trustees of the Grammar School Trust. *Grammar School Trust*
- (e) The General Synod of the Bishops, Clergy and Laity of the Church of the Province of New Zealand (hereinafter called "General Synod") passed a statute No. 261 on the second day of March 1961 intituled "A Statute to add to Title E a new Canon to be designated Canon III", which statute established a separate Board of Trustees to hold the properties and funds of the Grammar School Trust heretofore held by the St John's College Trust Board and to authorise the appointment of a Board of Governors to manage the affairs of King's College, Auckland. *Separate Board of Trustees*
- (f) The King's College Trustees were incorporated as a Board under the provisions of the Charitable Trusts Act, 1957, on the 19th of September 1961. *Kings College Trustees (Inc)*

- (g) Pursuant to the provisions of The Anglican Church Trusts Act, 1981, General Synod by resolution dated the 25th day of April 1990 resolved to vary the trusts of The Grammar School Trust which were to be as follows: *Variation 1990*

"I and my successors do and shall stand seized and possessed of the said lands and of the rents, issues and profits thereof for the site and for and towards the support and maintenance in the first place of a Grammar School and then of any other schools". *Interpretation 1961*

IT IS NOW PROVIDED AS FOLLOWS:

- 1.1. **"The College"** means the Collegiate School called King's College situate at Middlemore in the Suburbs of the City of Auckland.
"Trustees" means the King's College Trustees constituted in accordance with this Canon.
"The Board" means the Board of Governors appointed in accordance with the provisions of this Canon.
- 2.1. The objects of the College shall be: *Objects 1961*
- 2.1.1. The instruction and training in the College of Youth in useful learning and in moral and industrious habits.
- 2.1.2. The education of all students therein in the principles of the Christian Religion according to the doctrine and discipline of the Anglican Church in Aotearoa, New Zealand and Polynesia."
- 3.1 There shall be a Board of Trustees to be designated "The King's College Trustees" which shall be constituted in the following manner: *Appointment of Trustees 1961*
- 3.1.1 The Bishop of Auckland for the time being as Chairperson.
- 3.1.2. The Dean of Auckland for the time being.
- 3.1.3. Six Trustees appointed by The Diocesan Trusts Board of the Diocese of Auckland acting on behalf of the General Synod / te Hīnota Whānui.
- 4.1 The Trustees shall hold and manage all endowments for the benefit of the College and shall place at the disposal of the Board of Governors the nett revenues therefrom. *Duties of Trustees 1961*
- 5.1 There shall be a Board of Governors to be designated "The Board of Governors of King's College" which shall be constituted as follows: *Board of Governors 1961*
- 5.1.1. The Bishop of Auckland for the time being.
- 5.1.2 The Dean of Auckland for the time being.
- 5.1.3. Two lay members appointed by the Trustees.
- 5.1.4 Two members appointed by the Board as representatives of the King's College Old Collegians' Association (Incorporated).
- 5.1.5 One member appointed by the Board as representative of the Association of the Friends of King's College.
- 5.1.6. Two members appointed by the Board as representatives of the Kings' College Foundation.

- 5.1.7. Two members appointed by the Board.
- 5.2 The Bishop of Auckland and the Dean of Auckland shall be members of the Board *ex officio*, and each shall be entitled to appoint an alternate to represent them from time to time. *Ex Officio 1990*
- 5.3. The appointment of two members by the Board shall take place every four years. Members so appointed shall hold office for a term of four years from the date of appointment (unless they previously cease to be a member of the Board) and shall be eligible for reappointment from time to time for further terms of four years each. *Tenure of Office by Board 1961, 1990*
- 6.1. The appointment by the Board of the members representing the King's College Old Collegians' Association (Incorporated), the Association of the Friends of King's College and the King's College Foundation respectively shall take place from time to time as required. *Other appointments 1990. 2008*
- 6.2. Members so appointed shall hold office for a term of four years from the date of their appointment and shall be eligible for reappointment from time to time for further terms of four years each. *Tenure of Office 1990*
- PROVIDED HOWEVER** that in the case of the initial appointment of two members by the King's College Old Collegians' Association (Incorporated) and by the King's College Foundation one of them shall be appointed for an initial term of two years only.
- 6.3 Before making the appointment the Chairperson of the Board shall consult the body mentioned in this clause in respect of which the appointment is to be made. *Consultation 1990, 2008*
- 7.1 The office of any member of the Board shall become vacant if that member shall resign or be absent from New Zealand without leave for a period exceeding six months or shall die. *Vacancies 1961, 1986 2006*
- 7.2 All the provisions of Title F Canon VIII, concerning the qualifications of members of certain Committees and Trust Boards, apply to members of the Board. *2006*
- 8.1 If the office of any member of the Board becomes vacant, the vacancy shall be filled by the Board after consultation with the Body which such member represented. The new member so appointed shall hold office for the remainder of the term for which the predecessor was appointed. *Filling of vacancies, 1961, 2008*
- 9.1 The Board shall be charged with the day to day management of the College and shall submit to the Trustees at the end of each school term a statement of accounts and balance sheet. The board shall make regulations for the conduct of its business and shall have power to appoint Committees for particular purposes. *Duties of Board 1961*

- 10.1. The Headmaster of the College and the Bursar / Finance Director shall be appointed by the Board and the Trustees acting together as the appointing body. *Headmaster and Bursar 1961, 2008*
- 11.1 The Board shall make regulations for the conduct of the affairs of the College and shall, on the recommendation of the Headmaster, appoint the teaching staff, the Sister, the Matrons and the Housekeeper. The Chaplain shall be appointed by the Board on the recommendation of the Headmaster after consultation with the Bishop of the Diocese. The domestic, clerical, maintenance, ground and other staff shall be appointed by the Bursar / Finance Director. *Regulations, Appointments 1961, 2008*
- 12.1. The Trustees and Board of Governors shall report annually to the Standing Committee of the General Synod / te Hīnota Whānui on the operations and finances of the College for the preceding year period *Report to General Synod / Hīnota Whānui, 1990, 2004*

**CANON IV
OF A PROVINCIAL BOARD OF
CHRISTIAN EDUCATION**

Repealed 1992.

**CANON V
OF THE ST JOHN'S COLLEGE TRUST
ADVISORY BOARD**

Repealed 1998