

South Australia

# **Roman Catholic Archdiocese of Adelaide Charitable Trust (Membership of Trust) Amendment Act 2014**

An Act to amend the *Roman Catholic Archdiocese of Adelaide Charitable Trust Act 1981*.

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**The Parliament of South Australia enacts as follows:**

### **Part 1—Preliminary**

#### **1—Short title**

This Act may be cited as the *Roman Catholic Archdiocese of Adelaide Charitable Trust (Membership of Trust) Amendment Act 2014*.

#### **2—Amendment provisions**

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

### **Part 2—Amendment of *Roman Catholic Archdiocese of Adelaide Charitable Trust Act 1981***

#### **3—Amendment of section 4—Interpretation**

- (1) Section 4, definition of *the Convent of Mercy* and *the Sisters of Mercy*—delete the definition
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- (2) Section 4—after the definition of *conveyance* insert:

*designated ministry* means a ministry declared under section 4A to be a designated ministry;

- (3) Section 4—after the definition of *the Salesians of St John Bosco* insert:

*Sisters of Mercy* means the Institute of Sisters of Mercy of Australia & Papua New Guinea;

#### **4—Insertion of section 4A**

After section 4 insert:

##### **4A—Designated ministries**

- (1) For the purposes of section 7(1), each of the following ministries is declared to be a *designated ministry*:
  - (a) the Salesians of St John Bosco;
  - (b) the Sisters of Mercy;
  - (c) the Sisters of St Joseph.
- (2) If a ministry referred to in subsection (1) ceases to exist, the Archbishop may determine the successor to the former ministry and declare the successor ministry to be a designated ministry.
- (3) If a ministry declared to be a designated ministry in substitution ceases to exist, the Archbishop may determine the successor to the substituted ministry and declare that ministry to be a designated ministry.
- (4) A declaration under this section may be varied, revoked or substituted by the Archbishop by further declaration.
- (5) The Archbishop must when making a determination under this section (including a determination as to whether or not to vary, revoke or substitute a declaration) have regard to the principles of canon law.
- (6) The Archbishop must, as soon as practicable after making a declaration under this section, cause a copy of the declaration to be published—
  - (a) in a newspaper circulating generally throughout the State; and
  - (b) on the Archdiocese's website; and
  - (c) in any other way that is, in the opinion of the Archbishop, appropriate.

#### **5—Amendment of section 5—Objects of Trust**

Section 5(1)(a)(ii)—delete "Convent of Mercy" and substitute:

Sisters of Mercy

**6—Amendment of section 7—Membership of Trust**

Section 7(1)(c) to (e)—delete paragraphs (c) to (e) (inclusive) and substitute:

- (c) the Provincial, Leader or nominee of each designated ministry;