
Part 5 Church Trustees

23 Special resolution

For the purposes of this Part in order to pass a special resolution a Church of Christ shall adopt the following procedure, namely:

- (a) a special meeting of the members of the Church of Christ shall be called by the secretary of the Church of Christ after being requested so to do by the Church Trustees or by the Board of officers of the Church of Christ or on receipt of a requisition signed by not less than ten members of the Church of Christ,
- (b) notice of such special meeting shall be given by announcement at the church services held by such Church of Christ on the two Sundays preceding the meeting, by affixing a notice in a prominent place at the entrance to the building in which such church services are held and allowing the same to remain there for the two Sundays preceding the meeting and by inserting, not less than three nor more than fourteen days before the date of the meeting, an advertisement in at least one daily or weekly newspaper circulating in the district in which such Church of Christ is situated,
- (b1) written notice of the special meeting shall be given to the Registrar at least 14 days before the date of the meeting,
- (b2) each notice referred to in paragraph (b) or (b1) shall state the nature of the business to be considered at the special meeting to which it relates,
- (c) at such special meeting only such members of the Church of Christ who are 18 years of age or over and whose names are on the roll of such Church of Christ according to the custom and practice of such Church of Christ shall be entitled to vote,
- (c1) any 2 members of the Trust appointed for the purpose by the Registrar may attend and take part in the special meeting, but shall not be entitled to vote at the meeting,
- (d) the members of such Church of Christ present at such meeting shall elect one of their number or a member of the Trust or the Registrar to be chairman thereof and any member present thereat may propose a motion of which notice has been given in accordance with the appropriate form of resolution set forth in Schedule 3 or such other appropriate form embodying any matter required or permitted by this Part to be the subject of any special resolution. Such motion shall be duly seconded, and after discussion the chairman shall put the motion to the vote of the members of such Church of Christ present at such meeting and

the motion shall be deemed carried if three-fourths of the members present and entitled to vote in favour of the motion,

- (e) if the said motion shall be carried as aforesaid the chairman of the meeting shall forward to the Registrar a copy of the motion so carried accompanied by a statutory declaration verifying the said motion in the form set forth in Schedule 4.

24 Churches associated under Churches of Christ Property Management Act 1906

Any Church of Christ which immediately before the commencement of this Act was associated with the Churches of Christ under the *Churches of Christ Property Management Act 1906* for the purposes of that Act shall be deemed to be registered under this Part and the Registrar shall issue to every such Church of Christ a certificate in or to the effect of Form 1 of Schedule 5.

25 Registration of Churches of Christ

Any Church of Christ not registered or not deemed to be registered under this Act in which any property is vested or about to be vested may, on passing a special resolution in the appropriate form prescribed by Schedule 3, make application to the Trust to be registered under this Part. The Trust shall consider the application and may, subject to any direction of Conference, approve of the application or reject the application without assigning any reason for so doing.

If the application is approved by the Trust the Registrar shall issue to such Church of Christ a certificate in or to the effect of Form 2 in Schedule 5.

26 Existing Church Trustees continued in office

The persons who immediately before the commencement of this Act held office as trustees of any Church of Christ associated with the Churches of Christ under the *Churches of Christ Property Management Act 1906* shall be deemed to be duly registered as trustees of such Church of Christ under this Part. Upon furnishing the Registrar with such evidence as he may require of their due appointment as Church Trustees under the said Act the Registrar shall issue to the Church of Christ of which such persons are Church Trustees a certificate in or to the effect of Form 3 in Schedule 5.

27 Appointment or change of Church Trustees

- (1) Subject to subsections (3) and (4), any Church of Christ registered or deemed to be registered or applying for registration under this Part may, by special resolution in the appropriate form prescribed by Schedule 3, appoint Church Trustees or remove any Church Trustee or Church