



STRATEGIC PLAN

ST JOHN'S COLLEGE TRUST BOARD

2014 - 2016

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1.0 INTRODUCTION

- 1.1 This document is structured into various sections from supporting information and detailed action points through to the high level mission and strategy of the Trust, as follows:



2.0 MISSION

- 2.1 To enable God's mission and the Church's ministry by funding the education needs of the Anglican Church in Aotearoa, New Zealand and Polynesia.

3.0 CORE VALUES

- 3.1.1 The Trust's core values reflect the way the Trust will operate and are shaped by the following.

- The Trust, as a Trust of the Anglican Church of Aotearoa, New Zealand and Polynesia, is a three-tikanga body.
- Trustees declare their adherence to the authority of General Synod / Te Hinota Whanui and agree to be bound by the terms of the Constitution/ Te Pouhere.
- Trustees agree to comply with the terms of the Trust.
- The Trust will operate in an open and honest environment where feedback is appreciated and accepted and all Trustees are equal.
- Trustees work cooperatively together and speak with one voice. The Chair, Deputy Chair, Trustee or the Trust Secretary are delegated to speak publically on behalf of the Trust.
- The Trust will maintain the highest professional and ethical standard at all times, in all interactions with Church bodies, beneficiaries, management and stakeholders

4.0 VISION

- 4.1 To be the funder of high quality education within the Anglican Church in Aotearoa, New Zealand and Polynesia.
- 4.2 To strive for efficiency to ensure the reach and effectiveness of the Trust's funding are maximised.
- 4.3 To fund new and innovative methods and delivery of education.
- 4.4 To manage the Trust's investments efficiently and effectively to maximise returns for the current and future beneficiaries of the Trust.
- 4.5 To determine the success of The Trust we will measure outcomes against the following success criteria:

- The increase in the real¹ value of trust capital and value of total² distributions.
- Confirmation that all beneficiaries are using distributions effectively and in accordance with the purposes of the Trust.
- Confirmation that the Trust's investment strategy and investment policies are aligned with and will achieve the objectives of the long term education strategy of the Church as defined by Te Kotahitanga.

5.0 ANALYSIS OF THE TRUST'S BUSINESS

5.1 The primary business of Trustees is to manage the Trust's endowment funds in order to generate distributable income from which the education needs of the Church are funded.

5.2 The Trust is represented by and Trustees manage two principal trusts:

- The College Funds
- The Consolidated Scholarship Funds

5.3 The purposes of these two funds are codified by the terms of the St John's College Trusts Act and are:

College Funds –

The college funds shall hereafter be held upon the following trusts:

- (a) For or towards the maintenance and support of the College;*
- (b) For the education in the College of candidates for ordination;*
- (c) For the costs of the education of students of all races in such manner and in such places as the General Synod shall from time to time direct so long as such education includes instruction in the principles of the Christian faith*

Scholarship funds

- (1) The Trustees shall hold the scholarship funds upon and for the respective trusts and purposes respectively set opposite to the respective lands and investment set forth in the Second Schedule³ to this Act.*
- (2) Notwithstanding the provisions of subsection (1) of this section, it shall be lawful for the Trustees, with the prior authority of the General Synod, from time to time to apply the whole or such portion or portions of the income of the scholarship funds as they think fit in or towards the maintenance and support of candidates for ordination or persons who have been ordained (and their dependents respectively) while taking a course of study for a degree of diploma at any University or University College or any other course of study within New Zealand or elsewhere.*
- (3) Notwithstanding the provisions of subsection (1) of this section, the Trustees may, with the prior authority of the General Synod, out of the income (including accumulated income, whether it was accumulated before or after the passing of this Act) of the scholarship funds finance in whole or in part the teaching of theology at any University or University College or other institution within New Zealand.*

5.4 As at 31 December 2013 the Trust had investment assets totalling \$293 million and made total distributions during the 2013-year of \$13.5 million.

5.5 The activities of the Trust, and duties of Trustees are governed by a number of pieces of legislation and regulations, including:

- The St John's College Trusts Act 1972
- The Anglican Church Trusts Act 1981
- Trustee Act 1956
- Canon II, Title E

¹ Adjusted for the impact of inflation

² Total distributions including all costs of operating St John's College, adjusted for inflation

³ Refers to Consolidated Scholarships, Lady Margaret Scholarships, Griffin Laing Scholarships and Maria Blackett Scholarships

5.6 By virtue of being a charitable Trust, Trustees also have a number of fiduciary duties and obligations, as established by common law, which include:

- To exercise the powers of as trustee in the best interest of all present and future beneficiaries of the trust
- To act impartially towards beneficiaries and between different classes of beneficiaries
- To take advice when necessary
- To be acquainted with the terms of the Trust
- To ensure the terms of the Trust a adhered to
- To undertake the proper investment of trust funds
- To keep and render proper accounts and to give full information when required.
- To act diligently and with prudence in the management of the trust
- Not to delegate trustees duties or powers.
- Not to make a profit for themselves out of the trust

6.0 STRATEGIC OBJECTIVES

6.1 The following sections detail Trustees' key strategies for the Trust.

6.2 MAINTAINING THE CAREFUL STEWARDSHIP OF THE TRUST'S ASSETS:

6.2.1 Maintaining the careful stewardship of the Trust's assets is the primary responsibility of Trustees and must continue to be Trustees' overriding objective.

6.2.2 The Church depends on the income derived from the Trust's diversified investment base to provide resources for education and ministry development and thereby to enable Christ's mission in the world.

6.2.3 The Trust is perpetual. As such Trustees responsibility is not to one single generation of beneficiaries but to those future generations, whom the Church needs to educate and prepare for service.

6.2.4 The Trust needs to have the ability to weather another financial crisis, as its has in recent years, and make investment decisions which will continue to provide a steady income in challenging times.

6.2.5 Actions

6.2.6 The Trust needs to continue its policy to review its investment strategy on an annual basis to ensure it will generate sufficient returns (income and capital) to meet the current and future needs of the Church and its beneficiaries.

6.2.7 The Trust will continue to seek and encourage Te Kotahitanga to complete a strategic plan detailing the future aspirations in respect to the education needs of the Church.

6.2.8 As part of its review of investment strategies the Trust needs to continue to review and identify surplus assets that could be realised, added to trust capital and invested in order to generate returns to fund new education initiatives.

6.3 ENSURING VALUE FOR MONEY FROM TRUST DISTRIBUTIONS:

6.3.1 Trustees' legal duties include ensuring adherence to the terms (purposes) of the Trust. This duty extends to ensuring that distributions made to beneficiaries are being used in accordance with the purposes of the Trust.

6.3.2 Trustees have recently discussed that they believe this duty extends beyond just ensuring that distributions have been expended on education, but to ensuring that distributions are being spent efficiently on quality education that is delivering measurable benefits to the Church of Aotearoa, New Zealand and Polynesia.

6.3.3 It is acknowledged that some of the oversight of the beneficiaries of the Trust falls under the role of Te Kotahitanga⁴. However, by law Trustees are unable to delegate the responsibility to ensure expenditures made possible by the Trust are used for the purposes for which they are intended, meet standards of probity and appropriateness and represent a wise investment for the Church.

6.3.4 Over the years, with the advent of Te Kotahitanga, the Trust has become distanced from its beneficiaries. While the Trust receives advice from Te Kotahitanga on an annual basis in respect to the allocation of the annual distribution from the Trust, the Trust receives no other advice and now pays distributions to beneficiaries about whose activities Trustees' know very little and from whom we receive very little feedback.

6.3.5 This 'distance' is at odds with the general requirement for Trustees to have taken reasonable and appropriate steps to know whom their beneficiaries are, at least in broad terms, carried out appropriate checks and have clear beneficiary selection criteria which are consistently applied.

6.3.6 Actions

6.3.7 For the Trust to fulfil its duty to ensure distributions of the Trust are being spent in accordance with the Trust delivering measurable benefits to the Trust, the Trust wishes to implement a beneficiary review process.

6.3.8 This process will involve the appointment of consultants, independent of the Board and Te Kotahitanga, reviewing the activities of the Trust's beneficiaries in order to provide advice to the Trust that funds have been used in accordance with the purposes of the Trust and the expenditure of these funds has delivered measurable benefits to the Church.

6.3.9 Trustees also wish and need to become closer to and informed on the nature, scope and activities of its beneficiaries. Achieving this objective will require the support and assistance of Te Kotahitanga in providing information to the Trust.

6.3.10 The Trust may also seek to visit or communicate directly with Trustees in order to forge stronger relationships directly with them.

6.4 BUILDING A CLOSER WORKING RELATIONSHIP WITH TE KOTAHITANGA:

6.4.1 As noted in paragraph 6.3.3 Te Kotahitanga plays a key role in oversight of the beneficiaries of the Trust and as an advisor to the Trust in respect to distributions in accordance with the Canons. The relationship between the Trust and Te Kotahitanga is therefore very important.

6.4.2 Trustees acknowledge that the stronger the relationship between the Trust and Te Kotahitanga the better both organisations can serve the Church and the better Trustees' will be able to discharge their governance responsibilities.

6.4.3 Trustees also appreciate the enormity of the role of Te Kotahitanga, and the significant demands, lack of resources and constraints which impact on Te Kotahitanga's ability to fulfil its functions and accountabilities as detailed in Canon II, Title E.

6.4.4 Trustees would therefore like to consider how it can assist Te Kotahitanga fulfil its role in addition to the annual operational funding it currently provides.

6.4.5 Actions

6.4.6 The Trust believes it can forge a stronger relationship and agree common goals with Te Kotahitanga if the boards of the two organisations were to meet more often than the current annual joint meeting.

6.4.7 Regular meeting between the Chairs of the Trust and Te Kotahitanga between meetings would also assist communications, discussing and resolving issues, and progressing the common goals of both bodies.

⁴ Established under Canon II, Title E

6.4.8 The Trust, acknowledging the lack of resources available to Te Kotahitanga will consider the provision of additional funding to allow Te Kotahitanga to complete its strategic planning processes and other responsibilities as detailed under the Canon.

6.5 BECOMING MORE INVOLVED IN THE LIFE OF ST JOHN'S COLLEGE:

6.5.1 Under the terms of the Act, Trustees retain certain specific responsibilities for the management of physical assets and support of Students at St John's College. The provisions of the Act mean the Trust has a 'special' relationship with the College that is not shared with any other beneficiary⁵.

6.5.2 The provisions of Canon II, Title E, give rise to the establishment of a Te Kaunihera⁶, to manage the affairs of the College, which reports directly to Te Kotahitanga. While providing for the good governance and management of the College, this structure does introduce an additional level of separation between the Trust and its 'special' beneficiary.

6.5.3 The responsibilities contained within the Act represent significant costs and liabilities to the Trust. In recent years the Trust has found it hard to make decisions regarding investing in the infrastructure of the College, as it does not have a close relationship with, or a clear understanding of the strategy for the College and its future direction.

6.5.4 In order for Trustees to fulfil their specific responsibilities in regard to St John's College, Trustees require a greater degree of involvement in the life of the College including more regular reporting and discussion with those in executive leadership positions at the College as well as with Te Kotahitanga as the College governors.

6.5.5 In forming a closer relationship, the Trust has no interest in undermining existing relationships and the roles of Te Kotahitanga and Te Kaunihera have in respect to governing and managing the College. It is however, due to the significant implications on all beneficiaries of the Trust, it is important that the Trust is involved in the process of developing the strategy for the College.

6.5.6 Actions

6.5.7 The Trust will advise Te Kotahitanga and the College that it wishes to be advised of the activity of the College and be invited to attend any special functions being held at the College.

6.5.8 The Trust will also seek the opportunity to meet at least twice a year with the Manukura/Principal of the College in order to get an update on College life and College activities.

6.5.9 Given the significant implications on all beneficiaries of the Trust, the Trust will be involved in the process of developing a strategy for the College.

6.6 RAISING THE PROFILE OF THE TRUST:

6.6.1 The Trust has never had a strong proactive approach to communicating with its stakeholders and beneficiaries, with much of the communication about the Trust coming about by adhoc personal interactions.

6.6.2 This has lead to a lot of miscommunication and incorrect perceptions and understandings about the Trust and its activities and the reasons the Trust has made various decisions.

6.6.3 Trustees wish to implement a more formal and proactive approach to reporting and, to improve transparency and enforce accountability, become more visible to the wider Church.

6.6.4 Actions

⁵ Section 3 of the Act stipulates that the Trust does not need to seek the advice of Te Kotahitanga in respect to distributions for the support or maintenance of the College or for the education in the College of candidates for ordination.

⁶ Subject to the passing of Bill 11 at General Synod – to be confirmed

- 6.6.5 Rather than the Trust simply submitting its reports to General Synod, the Trust will seek to attend and formally present any reports to the bi-annual meetings of General Synod/te Hinota Whanui.
- 6.6.6 The Chair of the Trust will also be available and seek to meet with and address various bodies of the Church including, General Synod Standing Committee, Te Kotahitanga, Runanga Whaiti and the Bishops of the Province.
- 6.6.7 The Trust will take a proactive approach to issuing press releases and articles for publication in the likes of the Taonga magazine and website.
- 6.6.8 The Trust will also establish a website to provide interested parties more information on Trustees and the the activities of the Trust.

6.7 ENSURING THE HIGHEST STANDARDS IN TRUST OPERATIONS:

- 6.7.1 The Trust prides itself on maintaining a high standard of governance and management. However it is important that from time to time the Trust review its operations to ensure the Trust and Trustees are meeting the highest of standards.

6.7.2 Actions

- 6.7.3 The Trust will increase the frequency of its meeting to six weekly intervals during 2014
- 6.7.4 A policy manual will be developed documenting the operating policies of the Trust. These policies will include a code of conduct and policies in respect to the eligibility of beneficiaries and the accountability for distributions paid to beneficiaries.
- 6.7.5 Trustees will participate in a board evaluation survey to assess the performance of the Board and identify any issues that may need addressing.
- 6.7.6 The Chair of the Trust will seek to personally engage with each Trustee annually to assess how well trustees think the work of the Trust is proceeding.
- 6.7.7 Trustees will be encouraged to complete governance and other training relevant to their roles and become members of the Institute of Directors.



7.0 ACTION PLAN

7.1 Below is a detailed Action Plan arising from the Key Initiatives discussed above, including in the last column an assessment of the progress to achieve the planned action

	Action	Measure of success	Update	Prog
	MAINTAINING CAREFUL STEWARDSHIP OF THE TRUST'S ASSETS			
1	Annual review of the Trust's investment strategy	Investment Strategy reviewed and approved	To be reviewed October 2014	
2	Obtain and consider strategy and future education plans for the Anglican Church against the Investment Strategy	Investment Strategy reviewed against educations strategy		
3	Undertake review of assets of the Trust and determine whether there are surplus assets or underperforming assets that should be realised and proceeds reinvested.	Surplus/underperforming assets realised and reinvested.	<ul style="list-style-type: none"> • Residential leasehold portfolio realised. • Investigation underway with respect to 'Parsons Paddock' • Proposal to relocate Student housing at St John's College. 	
	ENSURING VALUE FOR MONEY FROM TRUST DISTRIBUTIONS			
4	Implementation of beneficiary review programme focussed on value for money assessment.	All beneficiaries reviewed over a four year cycle.	Pilot reviews undertaken. Now considering external consultants to complete reviews.	
5	Receive additional information to assist Trustees better understand the nature, scope and activities of beneficiaries.	Trustees better informed about beneficiary activities		
6	With the support of Te Kotahitanga, forge closer relationships direct with beneficiaries.	Trustees better informed about beneficiary activities		

	Action	When	Measure of success	Update	
	BUILDING A CLOSER WORKING RELATIONSHIP WITH TE KOTAHITANGA				
7	Arrange for Trustees and Members of Te Kotahitanga to meet more frequently than a single annual joint meeting.	30 June	The Te Kotahitanga and the Trust build a shared joint vision.		
8	Arrange for the Chairs of the Trust and Te Kotahitanga to meet more frequently to discuss issues of common interest.	30 June	The Te Kotahitanga and the Trust build a shared joint vision.		
9	The Trust provide the resources necessary to allow Te Kotahitanga to complete its strategic planning processes and fulfilling its functions as defined under the Canon.	30 September	The Te Kotahitanga is able to finalise and discuss a longer term strategy for education with Trustees.		
10.	That Trustees consider the appointment of a member of Te Kotahitanga as provided for under the Canon to assist Te Kotahitanga fulfil its role.	30 September	The Te Kotahitanga is able to finalise and discuss a longer term strategy for education with Trustees.		
	BECOMING MORE INVOLVED IN THE LIFE OF THE COLLEGE				
11	That Te Kotahitanga and the College be advised that Trustees wish to attend more functions and events relating to the College.	Ongoing	That Trustees are more aware and involved in the activities of the College.	A number of events attended	
12	The Trust will seek the opportunity to meet with the Manukura of the College twice annually.	Ongoing	That Trustees are more aware and involved in the activities of the College.		
13	The Trust will be involved in the development of a strategy for the College.	December 2014	That Trustees are more aware and involved in the activities of the College and are able to better plan for its funding.		

	Action	When	Measure of success	Update	
	RAISING THE PROFILE OF THE TRUST				
14	The Trust will seek to present its Annual Report to General Synod.	30 June 2014	The Trustee presents directly to Synod to increase its profile.	The Chairman and Trustees presented to the 2014 Synod.	
15	The Trust will report and the Chair will address various bodies within the Church as opportunities present themselves	Ongoing	The profile and transparency of the Trust increases.	Reports have been submitted to Runanga Whaiti. The Chairman, Trustees and Secretary addressed Te Runanganui and GSSC.	
16	The Trust will seek to issue press releases as and when it can	Ongoing	The profile and transparency of the Trust increases.	Press releases issued for: <ul style="list-style-type: none"> • Te Aute (3) • Presentation to Synod 	
17	The Trust will establish a website and make available reports and articles of interest to the public.	30 June 2014	The profile and transparency of the Trust increases.	Website launched using sjctb.co.nz	
	ENSURING THE HIGHEST STANDARDS IN TRUST OPERATIONS				
18	The Trust will increase the frequency of its meeting to 6 weekly intervals.	January 2014	That Trustees meet more frequently and are better informed to govern the Trust	Implemented	
19	A policy manual will be developed to document the policies of the Trust.	December 2014	That there is clarity with the governance requirements of the Trust	Initiated	
20	Trustees will complete a board evaluation survey	December 2014	That any governance issues are highlights and resolved	Initiated	
21	The Chair of the Trust will engage with each Trustee to discuss the governance of the Trust.	December 2014	That any governance issues are highlights and resolved	Initiated	
22	Trustees will be encouraged to undertake governance and other related training	December 2014	That governance knowledge of trustees and governance standards of the Board are improved	IOD training initiated	

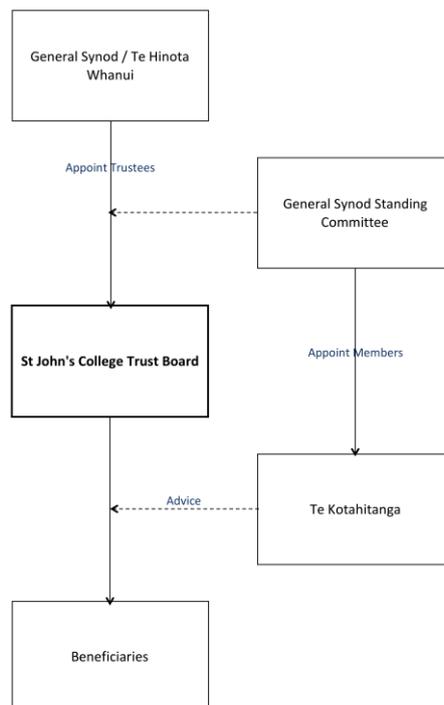
8.0 DEFINITIONS

8.1 For the purposes of this document the following terms shall have the following meanings:

Term	Definition
Trust	The St John's College Trust Board
Act	The St John's College Trusts Act 1972
Church	The Anglican Church of Aotearoa, New Zealand and Polynesia
Canons	Being the Canons of the Anglican Church of Aotearoa, New Zealand and Polynesia
Canon	Being Title II, Canon E of the Canons
College	Being the College of St John the Evangelist situated in Meadowbank, Auckland.
General Synod	The ultimate governing body of the Church
General Synod Standing Committee ("GSSC")	Being the body appointed in accordance with the Canons to act with the authority of General Synod when the Synod is not in session.
Te Kotahitanga	Being a Standing Commission of General Synod established under the Canon and responsible for overseeing and developing and promoting strategies for education within the Church.

9.0 GOVERNANCE STRUCTURE

9.1 The following table depicts the present governance structure of the Trust.



10.0 Appendices

10.1 The St John's College Trust's Act 1972

10.2 Canon II, Title E

**Reprint
as at 24 November 2009**



St John's College Trusts Act 1972

Private Act 1972 No 6
Date of assent 20 October 1972
Commencement 20 October 1972

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

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An Act to declare the trusts upon which the St John's College Trust Board holds certain land and investments and to provide for the administration thereof

Preamble

Whereas the St John's College Trust Board, incorporated under the provisions of the Charitable Trusts Act 1957 (hereinafter called the **Trustees**) had vested in it the land and investments described in Schedule 1 (hereinafter referred to as the **college funds**), the land and investments described in Schedule 2 (hereinafter referred to as the **scholarship funds**), and the land and investments described in Schedule 3 (hereinafter referred to as the **widows and orphans endowment**):

And whereas some of the said land has been sold and the net proceeds thereof invested in other assets in the name of the Trustees:

And whereas in the preamble to the St John's College, Auckland, Removal Act 1883 the trusts upon which the

college funds are held were therein recited which said trusts had pursuant to the provisions of the Bishop of New Zealand Trusts Act 1858 been declared in a deed dated 18 August 1859 and made between the Right Reverend George Augustus Selwyn, Bishop of New Zealand of the one part, the Reverend John Frederick Lloyd, the Reverend John Coleridge Patterson, the Honourable Henry John Tancred, the Honourable William Kenny, and Theodore Minet Haultain, Esquire, of the second part:

And whereas in the said deed it was declared that the college funds were held upon trust, *inter alia*, for the education of candidates for holy orders, and for the instruction and training of the youth of both races in useful learning, and in moral and industrious habits, and for the education of all students therein in the principles of the Christian religion according to the doctrine and discipline of the Church of England:

And whereas for many years past the St John's College has been and still is a theological college for the education of candidates for holy orders in the Church of the Province of New Zealand commonly called the Anglican Church:

And whereas in view of the growing co-operation between the churches, the General Synod of the said Anglican Church is desirous that the said College should not be restricted to the education of candidates for ordination in the said Anglican Church but should become a general theological college for the education of candidates for ordination in the principles of the Christian faith:

And whereas by the provisions of section 3 of the St John's College Trust Act 1923 the Trustees were authorised and empowered at their discretion from time to time to apply the whole or such portion or portions as they thought fit of the income from the Scholarship Funds referred to in Schedule 1 of that Act for the general purposes of St John's College for a period of 20 years from the passing of that Act or for such longer period as might be directed from time to time by the said General Synod:

And whereas the said period of 20 years expired on 22 August 1943:

And whereas the said General Synod did on 11 November 1943 direct that the period during which the said funds might be so used be extended until the session of the Synod in 1952: And whereas the said General Synod did on 12 March 1952 direct that the said period be extended until the conclusion of the second ordinary session of the General Synod after 1952 which period expired at the conclusion of the session of the General Synod held in 1958, namely, 27 November 1958:

And whereas the said General Synod has not further directed that the said period be extended:

And whereas by virtue of section 2 of the St John's College Trust Amendment Act 1957 the Trustees were empowered at their discretion to apply the whole or such part of the income of the scholarship funds as they thought fit in or towards the maintenance and support of candidates for holy orders of the Church of the Province of New Zealand while taking a course for a degree or diploma at any university or university college within New Zealand:

And whereas since the said 27 November 1958 the Trustees have applied part of the income of the scholarship funds towards the general purposes of the St John's College and the said General Synod desires that such past applications of income should be validated:

And whereas the said General Synod desires that the ambit of the trusts of the college funds and the scholarship funds be extended having regard to modern social and religious conditions and that the trusts of the college funds and the scholarship funds be consolidated and varied in this Act:

And whereas the trusts of the widows and orphans endowment created by the said Right Reverend George Augustus Selwyn have been administered by the Trustees:

And whereas the said General Synod is desirous that the St John's College Trust Board shall hereafter hold the funds of the widows and orphans endowment upon the trusts hereinafter declared in section 10:

And whereas the said General Synod is desirous that the powers of investment in respect of all the aforesaid trusts be extended:

And whereas having regard to the changing social and religious conditions in New Zealand the Trustees have from time to time considered it necessary or desirable that there be a variation or extension of the powers conferred upon them and that the method of administration of the aforesaid trusts be varied and it has been found necessary to promote legislation to that end:

And whereas it would be more convenient to provide that any variations or extensions of those powers or the method of administration of the aforesaid trusts, including the widows and orphans endowment, which from time to time may be required should be submitted to the High Court of New Zealand for approval in the form of a scheme prepared pursuant to Part 3 of the Charitable Trusts Act 1957 rather than that the Trustees should be required to promote from time to time Acts of Parliament for such purposes as aforesaid:

And whereas the Charitable Trusts Act 1957 provides adequate safeguards in that it provides for a report from the Attorney-General on any such scheme and the said court has power to approve with or without modification or reject any such scheme.

Preamble: amended, on 1 April 1980, pursuant to section 12 of the Judicature Amendment Act 1979 (1979 No 124).

1 Short Title

This Act may be cited as the St John's College Trusts Act 1972.

2 Interpretation

In this Act, unless the context otherwise requires,—

Anglican Church means the Church of the Province of New Zealand, including the Dioceses of Melanesia and Polynesia

candidate for ordination means a person intending to be ordained into the Ministry of such Christian church as may from time to time be nominated by General Synod

College means the College of St John the Evangelist now situated in Auckland and wheresoever hereafter from time to time the same may be situated

college funds means the land and investments described in Schedule 1 or other assets representing the same

General Synod means the General Synod of the Anglican Church

Governors means the body of persons who are from time to time appointed pursuant to the provisions of the Canons of the Anglican Church to be the Governors of the College

scholarship funds mean the land and investments described in Schedule 2 or other assets representing the same

the Trustees means the St John's College Trust Board incorporated under the Charitable Trusts Act 1957

widows and orphans endowment means the land and investments described in Schedule 3 or other assets representing the same.

Part 1

St John's College

3 St John's College trusts

- (1) The college funds shall hereafter be held upon the following trusts:
- (a) for or towards the maintenance and support of the College:
 - (b) for the education in the College of candidates for ordination:
 - (c) for the costs of the education of students of all races in such manner and in such places as the General Synod shall from time to time direct so long as such education includes instruction in the principles of the Christian faith.

4 Rules and regulations

The Governors may from time to time—

- (a) with the prior authority of the General Synod 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, for ensuring the good order and efficiency thereof, and otherwise for securing the due execution of the trusts and purposes aforesaid, and may

with the like authority revoke in whole or in part or amend any such rule or regulation:

- (b) delegate any 1 or more of the powers conferred on them by this Act to a subcommittee or subcommittees appointed by them, consisting of 1 or more Governors and such other persons (if any) as the Governors think fit, and may rescind any delegation or appointment so made.

5 Buildings

The Trustees, with the prior authority of the General Synod, may—

- (a) demolish any existing buildings of the College:
- (b) add to or extend existing buildings of the College or erect new buildings—

and for such purposes may expend the income as well as the capital of the college funds.

**Part 2
Scholarship funds**

6 Validations of certain payments

All payments or applications of income derived from the scholarship funds made by the Trustees since 27 November 1958 for the general purposes of the College are hereby validated and declared to have been lawful.

7 Trust of scholarship funds

- (1) The Trustees shall hold the scholarship funds upon and for the respective trusts and purposes respectively set opposite to the respective lands and investments set forth in Schedule 2.
- (2) Notwithstanding the provisions of subsection (1), it shall be lawful for the Trustees, with the prior authority of the General Synod, from time to time to apply the whole or such portion or portions of the income of the scholarship funds as they think fit in or towards the maintenance and support of candidates for ordination or persons who have been ordained (and their dependents respectively) while taking a course of study for a

degree or diploma at any university or university college or any other course of study within New Zealand or elsewhere.

- (3) Notwithstanding the provisions of subsection (1), the Trustees may, with the prior authority of the General Synod, out of the income (including accumulated income, whether it was accumulated before or after the passing of this Act) of the scholarship funds finance in whole or in part the teaching of theology at any university or university college or other institution within New Zealand.

8 Disposition of income

Notwithstanding anything in this Part, if in any year or years any part of the income of the scholarship funds shall not, in the opinion of the Governors, be required for the purposes of subsection (1) of section 7 it shall be lawful for the Trustees to apply the whole or such part or parts of the surplus income of the scholarship funds as they think fit for any 1 or more of the purposes set forth in section 3, in such manner as they think fit:

provided that, before so applying the same, the Trustees shall give prior notice of their intention so to do the General Synod and obtain its consent to such application.

Part 3

Widows and orphans endowment

9 Widows and orphans endowment

- (1) The Trustees shall hereafter hold the widows and orphans endowment upon trust for and towards the support of clergymen who have retired or who are in need of financial assistance and for and towards the support of the widows and orphans of deceased clergymen, and, subject to section 10, after deducting costs incurred by the Trustees in connection with the said funds, the Trustees shall pay the net available income to the New Zealand Anglican Church Pension Fund Board established by the General Synod or, if directed by the General Synod, to such other Trustees as shall hereafter be appointed by the General Synod to distribute such income in accordance with the foregoing trusts and in accordance with the rules gov-

erning the eligibility of such clergymen or widows or orphans (if any) which the General Synod may from time to time determine.

- (2) For the purposes of this section the term **clergymen** means persons who have been ordained and who have served in the Anglican Church.

Part 4

Powers of Trustees

10 Power to accumulate

The Trustees may from time to time, with the consent of the New Zealand Anglican Church Pension Fund Board or of such other Trustees as may be appointed by the General Synod pursuant to section 9 accumulate any part or parts of the income arising from the widows and orphans endowment and add such accumulation to the capital thereof, including any past accumulations, as the Trustees think fit.

11 Powers of Trustees

- (1) In addition to and not in substitution for any powers howsoever conferred upon or vested in them, the Trustees may from time to time in respect of any land or investments at any time vested in them pursuant to the trusts of the College or the scholarship funds or the widows and orphans endowment—
- (a) with the prior authority of the General Synod, whether given generally or in respect of any particular area or areas of land, sell any land or any part or parts thereof:
 - (b) borrow money with or without security for any purpose or purposes of the said trusts:
 - (c) invest money held by the Trustees in the securities of any company, whether incorporated in New Zealand or elsewhere, which is officially listed on a registered exchange's securities market (within the meaning of section 2(1) of the Securities Markets Act 1988) and which comprise—
 - (i) ordinary or preference shares, stock or debentures (including debenture stock and bonds and

whether constituting a charge on assets or not);
or

- (ii) secured or unsecured notes, whether registered or unregistered, and whether conveying the right of conversion to shares or not,—

but excluding—

- (iii) any shares, stock, debentures, or notes, not fully paid up, except such as are, by the terms of issue, required to be fully paid up within 12 months after the date of issue; and
- (iv) any notes, or any debentures, under or in respect of which any liability to make further advances or payments will remain after the expiration of 12 months after the date of acquisition:

provided that an investment under this paragraph shall not be made in the securities of any company—

- (i) unless the company has a paid-up share capital of \$1,000,000 or more; and
 - (ii) if the company has not paid a dividend of at least 5% in each complete financial year of the company the last day of which occurred within 5 years before the date of the investment, on all ordinary stock and shares issued in that financial year after the dividend was declared and any stock or shares on which (in terms of their issue) no dividend or dividends of less than 5% are payable in the financial year:
- (d) delegate any 1 or more of the powers conferred on them by this Act to a subcommittee or subcommittees appointed by them consisting of 1 or more of the trustees and may rescind any delegation or appointment so made.

- (2) For the purposes of subparagraph (ii) of the proviso to paragraph (c) of subsection (1), a company formed to take over the whole of the business of another company or other companies shall be deemed to have paid the requisite dividend in any financial year, if such a dividend was paid by each such other company in each financial year of that company any part of

which fell within the relevant financial year of the company taking over the business.

- (3) Before making any investment pursuant to paragraph (c) of subsection (1), the Trustees shall first obtain and consider proper advice in writing as to the suitability of the proposed investment from a person—
 - (a) who is reasonably believed by the Trustees to be qualified by his ability in and practical experience of financial matters; and
 - (b) who is not a member of the St John's College Trust Board, or an officer or employee of that Board or of the company in which it is proposed to make such investment.

Section 11(1)(c): amended, on 24 November 2009, by section 23(1) of the Securities Markets Amendment Act 2009 (2009 No 54).

Section 11(1)(c): amended, on 1 December 2002, by section 30 of the Securities Markets Amendment Act 2002 (2002 No 44).

12 Leasing powers

- (1) The Trustees are hereby declared to be a leasing authority within the meaning of the Public Bodies Leases Act 1969.
- (2) The Trustees may, on such terms and conditions as they think fit, grant a lease of any area or areas of land for any period not exceeding 21 years at a nominal rent of a peppercorn, on payment to the Trustees of a premium by the proposed lessee, and the Trustees may include in any such lease a provision for payment of the premium by instalments and may confer on the lessee an option to require at the end of the term the grant of a new lease under the provisions of the Public Bodies Leases Act 1969.
- (3) The Trustees may at any time accept a surrender of any lease whensoever and howsoever granted upon such terms and conditions as they think fit.

13 Delegation by General Synod

The General Synod may at any time delegate the functions, powers, and duties conferred or imposed on it by this Act to any person or body of persons, whether incorporated or not, and may at any time rescind any delegation so made.

14 Repeals and savings

- (1) The enactments specified in Schedule 4 are hereby repealed.
- (2) Any act or thing made or done by the Trustees pursuant to any of the provisions of the enactments specified in the said Schedule 4 insofar as the same are capable of taking effect at the time of the passing of this Act shall be deemed to have been made or done by the Trustees or the Governors under the provisions of this Act.

15 Private Act

This Act is hereby declared to be a private Act.

Schedule 1

Name of Trust, and lands and funds affected	Trusts upon which lands and funds held
Allot 38a Crown Grant to Bishop, 30 September 1845 (62a.0r.7p.)	Upon trust for the College of St John the Evangelist near Auckland.
Allot 39a Crown Grant to Bishop, 30 September 1845 (32a.0r.0p.)	
Allot 33 Pt Conveyance from John McRitchie, 21 October 1845 (35a.0r.0p.)	
Allot 33 Pt Conveyance from Frederick Whitaker, 17 October 1844 (63a.0r.6p.)	
Allot 34 Pt Conveyance from Frederick Whitaker, 17 October 1844 (97a.3r.16p.)	
Allot 35 Pt Conveyance from Frederick Whitaker, 17 October 1844 (106a.2r.31p.)	
Allot 36 Pt Conveyance from Frederick Whitaker, 17 October 1844 (102a.2r.10p.)	
Allot 37 Pt Conveyance from David Rough, 30 July 1850 (1a.0r.05p.)	
Allot 37 Pt Conveyance from David Rough, 30 July 1850 (1a.1r.14p.)	
Allot 2 Conveyance, Watts, 9 September 1845 (60a.3r.23.5p.)	

Schedule 2

Name of Trust, and lands and funds affected	Trusts upon which lands and funds held
<p>1 Consolidated Scholarships Allotments 45, 46, 47, and 12A of Section 12, District of Tamaki, containing 160 acres 3 roods 6 perches; Allotment 26A of Section 12, District of Tamaki, containing 17 acres and 16 perches; part Allotment 37, District of Tamaki, containing 45 acres 1 rood 31 perches; part Allotment 37, District of Tamaki, containing 13 acres; Allotment 48, District of Tamaki, containing 21 acres; part Allotment 11, District of Tamaki, containing 20 acres; part Section 1, District of Tamaki, containing 5 acres 3 roods 20 perches; capital sum of £2,500 invested at interest.</p>	<p>Upon trust for and towards the maintenance and support of scholars of the College of St John the Evangelist, near Auckland, to be called after the names of the benefactors in such manner that the first elected of such scholars shall be called a Whytehead Scholar, the second an Appleyard Scholar, the third a Meyrick Scholar, the fourth an Abraham Scholar, the fifth an Eton Scholar, and again the sixth a Whytehead Scholar, and so on in succession in the order before stated, subject to all such rules and regulations as may from time to time be made by or by authority of the said General Synod concerning the election of such scholars, the number of such scholars to be maintained, the yearly sum to be allowed to each and otherwise for securing the due execution of the trusts and purposes aforesaid; and until such rules and regulations shall be made concerning the matters aforesaid, subject to all such rules and regulations as may from time to time be made concerning the same by the trustees for the time being; and, in case the rents, issues, and profits of the said lands shall exceed the amount needed for the support and maintenance of such scholars, or in case there shall be no such scholar, then upon trust to pay and apply the same towards the support and maintenance of the said College of St John, and for the general purposes thereof.</p>
<p>2 Lady Margaret Scholarships Part of Farm Section No 2, District of Tamaki, containing 60 acres 3 roods 8 perches.</p>	<p>Upon trust for and towards the endowment of scholarships in the College of St John the Evangelist, near Auckland, to be called by the name of Lady Margaret.</p>

Name of Trust, and lands and funds affected	Trusts upon which lands and funds held
<p>3 Griffin Laing Scholarships Part of Allotment 37, District of Tamaki, containing 69 acres and 19 perches; Allotment 56, District of Tamaki, containing 8 perches.</p>	<p>Upon trust for and towards the maintenance of a scholar or scholars of the College of St John the Evangelist, near Auckland, to be called Griffin Laing Scholars; and, in case the rents, issues, and profits of the said lands shall exceed the amount needed for the support and maintenance of such scholars, or in case there shall be no such scholar, then upon trust to pay and apply the same for and towards the support and maintenance of the said college.</p>
<p>4 Maria Blackett Scholarships Part of Allotment 1 of Section 1 of the City of Auckland, containing 8.13 perches.</p>	<p>Upon trust for the endowment of scholarships in the College of St John the Evangelist, in Auckland, to be called by the name of Maria Blackett, or otherwise towards the support and maintenance of the said college.</p>

Schedule 3

Name of Trust, and lands and funds affected

Widows' and Orphans' Endowment—Part of Farm Section 5, District of Tamaki, containing 111 acres 1 rood 5 perches; capital sum of £1,712 1s. 9d. invested at interest.

Trusts upon which lands and funds held

Upon trust for and towards the support and maintenance of superannuated and invalid clergymen of the Branch of the United Church of England and Ireland in New Zealand, and the widows and orphans of deceased clergymen—preference being given to those clergymen and widows who shall have been in connection with the College of Saint John the Evangelist, near Auckland, or shall be willing to reside within the college estate and to discharge such duties as may be assigned to them by the governing body of the said college—to pay and apply the said rents, issues, and profits to the purposes and subject to the preference aforesaid and in such proportion, under such conditions, and in such manner as to the Board shall seem fit; and, in case the rents, issues, and profits shall exceed the amount needed for the support and maintenance of such persons as aforesaid, or in case there shall be no such person entitled thereto, then upon trust for the support and maintenance of the said College of Saint John, and for the general purposes thereof.

Schedule 4
Enactments repealed

St John's College Auckland Removal Act 1883 (1883 No 1 (P))

St John's College Trust Act 1923 (1923 No 1 (P))

St John's College Trust Amendment Act 1957 (1957 No 3 (P))

Contents

- 1 General
 - 2 Status of reprints
 - 3 How reprints are prepared
 - 4 Changes made under section 17C of the Acts and Regulations Publication Act 1989
 - 5 List of amendments incorporated in this reprint (most recent first)
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Notes**1 General**

This is a reprint of the St John's College Trusts Act 1972. The reprint incorporates all the amendments to the Act as at 24 November 2009, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, see <http://www.pco.parliament.govt.nz/reprints/>.

2 Status of reprints

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 How reprints are prepared

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and

provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

5 *List of amendments incorporated in this reprint
(most recent first)*

Securities Markets Amendment Act 2009 (2009 No 54): section 23(1)

Securities Markets Amendment Act 2002 (2002 No 44): section 30

Judicature Amendment Act 1979 (1979 No 124): section 12

CANON II
OF ST JOHN'S COLLEGE
AND
THE UTILISATION OF THE ST JOHN'S COLLEGE
TRUST FUNDS

1998

1. **Interpretation**

In this Canon unless the context otherwise requires:

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

“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 ²⁰¹⁴ in Auckland (commonly called St John's College).

“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.

“Manukura” means the Principal of the College, appointed ²⁰¹⁴ under clause 3.12.1.

“Regulations” and/or **“Rules”** mean regulations and rules ²⁰¹⁴ made by the Governors 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 Kaunihera” means the sub-committee of Te Kotahitanga ²⁰¹⁴ appointed under Clause 3.12.1.2.

“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.

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 St John's College. *2014*
- (o) Articulating clearly the Tikanga requirements 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. *2014*

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 Governance

2014

3.12.1.1 The governance of the College is vested in the Governors, whose responsibilities include:

- (a) developing a strategic vision for the College, which must be based on Kaupapa tuku iho – Māori cultural values and the partnership and covenant relationship between the three Tikanga Church;
- (b) setting policies for the College in order that it may provide theological education, ministry training and formation and such other education and training as it considers necessary and appropriate to the advancement of mission and ministry according to the needs of this Church;

- (c) appointing and reviewing the Manukura of the College; and
- (d) approving the annual student enrolment as specified in clauses 3.12.4(d) and
- (e) authorising the expulsion of students from the College.

3.12.1.2 The Governors will retain responsibilities for Clauses 3.12.1.1(a) and (c) but delegate all other governance powers and oversight, relating to the College, to Te Kaunihera, a sub-committee of Te Kotahitanga, comprising the Manukura ex-officio together with three members appointed by Te Kotahitanga from amongst its own membership, one from each Tikanga, and four other persons appointed by Te Kotahitanga, all of whom will have appropriate expertise and experience in governance matters. Specific governance responsibilities may be assigned to individual members. Te Kotahitanga will consult with stakeholders of the College, including Te Waka Matauranga, the Tikanga Pākehā Ministry Council and the Tikanga Pasefika Ministry Committee before making appointments to Te Kaunihera.

3.12.1.3 The formal relationship between the Tikanga Ministry Bodies and the College shall be through Te Kaunihera.

3.12.2 Management

2014

3.12.2.1 The Management of the College is the responsibility of the Manukura who shall be the Head of the College, accountable to Te Kaunihera, and whose responsibilities include:

- (a) implementing the Governors' strategic vision for the College;
- (b) acting in close consultation with the Deans, to ensure the running of the three Tikanga College as a single, cohesive theological seminary (an institution where education happens within a community framed by its common worship);
- (c) the finances of the College, including the annual budget and making funding applications for the College to Te Kotahitanga;
- (d) the discipline of students of the College, including making recommendations to Te Kaunihera for the expulsion of students where necessary;
- (e) acting as the manager of the College staff, including appointing the Deans in accordance with clause 3.12.3.3;
- (f) discharging such other duties and responsibilities as Te Kaunihera may allocate in accordance with the job description of the Manukura; and

(g) reporting at least twice a year to Te Kaunihera as to these matters.

3.12.2.2 Te Kaunihera may delegate to the Manukura of the College such powers and authorities as it sees fit to ensure the good operation, development, and management of the College, the teaching faculty, and the management team, in ways that are consistent with the policies for the College and in order that the needs and priorities of education, training and formation of each Tikanga are met within the College.

3.12.3 College Staff

2014

3.12.3.1 The staff of the College will be employees of the Governors, and be responsible to the Manukura, who shall have the delegated authority of the Governors in relation to employment matters.

3.12.3.2 The teaching staff of the College will include three Deans, each of whom, in addition to their teaching responsibilities will interpret and communicate their Tikanga needs to the Manukura. The Deans will also be responsible for the pastoral care of students of the Tikanga to which they relate. Each Dean may be assigned a distinctive title by his or her respective Tikanga.

3.12.3.3 When the need arises to appoint a Dean for the:

- (a) Tikanga Māori students, (to be known as Te Ahorangi), the Manukura will make an appointment on the recommendation of nga Pīhopa/Bishops of Tikanga Māori.
- (b) Tikanga Pākehā students, (may be known by a distinctive title), the Manukura will make an appointment in consultation with the Tikanga Pākehā Ministry Council.
- (c) Tikanga Pasefika students, (to be known as the Polynesian Dean), the Manukura will make an appointment on the recommendation of the Tikanga Pasefika Ministry Committee.

3.12.3.4 If the Manukura has concerns with an initial recommendation received under clause 3.12.3.3, the Manukura should advise Te Kaunihera, and then consult with the body who has made the recommendation, and the Manukura may subsequently receive an alternative recommendation.

3.12.3.5 The Manukura may appoint an acting or temporary Dean from amongst the existing teaching staff of the appropriate Tikanga, to fill any vacancy until a permanent appointment is made, or during any period of absence of incapacity.

3.12.4 Students

2014

3.12.4.1 The students (who may be residential) of the College comprise:

- (a) Tikanga Māori Students – those students whose application to attend the College has been approved by a Pīhopa/Bishop of Tikanga Māori;
 - (b) Tikanga Pākehā Students – those students whose application to attend the College has been approved by a Pīhopa/Bishop of Tikanga Pākehā;
- and
- (c) Tikanga Pasefika Students – those students whose application to attend the College has been approved by a Pīhopa/Bishop of Tikanga Pasefika through the Tikanga Ministry body.
 - (d) Melanesian students – those students from the Church of Melanesia who come to the College through the approval of both their Bishop and Te Kaunihera;
 - (e) International Students – those students who from time to time come to the College through the approval of both their Bishop and Te Kaunihera;

3.12.4.2 The names of all students will be recorded in a register.

3.12.5 Senior Members

2014

3.12.5.1 Te Kaunihera may from time to time appoint as senior members of the College, persons who:

- (a) having been students at the College for not less than one year, shall have distinguished themselves by their learning or ability; and
- (b) totalling no more than four at any time, have, by their assistance or by their knowledge of theology and education or otherwise, rendered significant service to the College.

3.12.5.2 No senior member shall take part in the governance or management of the College unless specifically authorised to do so in each and every case or unless also a Governor of the College at the time.

3.12.6 Alumni/Alumnae

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

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

- (b) is a member of the laity who was a resident 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 Te Kaunihera 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. *Lay person 2014*

- 3.12.6.2 Te Kaunihera shall maintain a record and roll of Alumni / Alumnae for the College 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. The obligation to maintain this record may be delegated to the Manukura. *Electoral Roll 2014*

3.12.7 The Visitor

- 3.12.7.1 The Primates/Nga Pīhopa Mātāmua of this Church for the time being shall jointly and severally be and may act as Visitor of the College. *The Primates 2014*
- 3.12.7.2 Any person aggrieved by any act of the Governors or Te Kaunihera may appeal to the Visitor. *Appeal to visitor 2014*
- 3.12.7.3 The Visitor, if unable to resolve the grievance, may 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. *Referral to Judicial Committee 2014*

3.12.8 Kaitiaki/Guardian

2014

Te Pīhopatanga o Aotearoa shall exercise the role of Kaitiaki/Guardian in relation to the College, with power to report thereon to Te Kotahitanga and/or to the General Synod/te Hīnota Whānui if and whenever it considers it appropriate to do so.

Te Pihopatanga o Aotearoa may from time to time delegate this responsibility to Te Pīhopa o Aotearoa or his nominee.

3.12.9 The Kinder Library Oversight Committee

- 3.12.9.1 The Kinder Library Oversight Committee being a sub-committee of Te Kotahitanga shall consist of seven members, appointed as follows: *Appointment*
- (a) Two members appointed by Te Kotahitanga from among its own members *2014*
- (c) A library expert, appointed by Te Kotahitanga.

- (d) A member in Regional Theological Education, appointed by Te Kotahitanga from nominations received from the Tikanga Ministry bodies
 - (e) Up to two members appointed by but not necessarily from Te Kotahitanga on the recommendation of the Library Committee – provided that among the members listed in parts (a) to (e) of each clause each Tikanga is represented.
 - (f) The John Kinder Theological Library Librarian.
- 3.12.9.2 Any member of The Kinder Library Oversight Committee may resign by writing addressed to the Chair of the Oversight Committee. If at any time a person shall by resignation, death or otherwise cease to be a member of the Oversight Committee, a new member of the Oversight Committee shall be appointed by the same body which appointed the original member. *Resignation*
Filling of vacancy
- 3.12.9.3 The members appointed under Clause 3.12.8.1(a) shall be appointed at the first meeting of Te Kotahitanga following each Ordinary Session of General Synod / te Hīnota Whānui, and except as provided by Clause 3.12.8.2 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 2014*
- 3.12.9.4 The member appointed by Te Kotahitanga under Clause 3.12.8.1(c) shall hold office until the conclusion of the first meeting of The Kinder Library Oversight Committee following each Ordinary Session of the General Synod / te Hīnota Whānui but shall be eligible to be reappointed by Te Kotahitanga under that Clause.
- 3.12.9.5 The member appointed by Te Kotahitanga under Clause 3.12.8.1(d) from nominations received from Ministry Boards shall hold office until the conclusion of the first meeting of The Kinder Library Oversight Committee following each Ordinary Session of the General Synod / te Hīnota Whānui but shall be eligible to be reappointed by Te Kotahitanga under that Clause.

- 3.12.9.6 The additional members appointed by Te Kotahitanga under Clause 3.12.8.1(e) shall hold office until the conclusion of the first meeting of The Kinder Library Oversight Committee following each Ordinary Session of the General Synod / te Hīnota Whānui; but at that meeting of The Kinder Library Oversight Committee 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.
- 3.12.9.7 The Kinder Library Oversight Committee 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 Oversight Committee, the Oversight Committee shall forthwith elect another member to hold office as Chair for the remainder of that term. *Appointment of Chairperson*
- 3.12.9.8 A quorum for a meeting of The Kinder Library Oversight Committee shall be three members and if any member is unable to attend a meeting, Te Kotahitanga 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 Oversight Committee. *Quorum*
- 3.12.9.9 The Kinder Library Oversight Committee shall be responsible for setting the policy and overseeing the management and operations for the John Kinder Library (“the Library”) in order that it may provide support and resources for 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 *Responsibilities 2014*
- 3.12.9.10 The Kinder Library Oversight Committee shall report annually on the Library to Te Kotahitanga. *Report*
- 3.13 Te Kotahitanga shall report annually to the Standing Committee of the General Synod / te Hīnota Whānui and to each Ordinary Session of the General Synod/te Hīnota Whānui. *Report 2004, 2014*
- 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*
- 4.1.16 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 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)