



## ELIZABETHAE SECUNDAE REGINAE

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### An Act to change to “Anglican Church of Australia” the name of the Church of England in Australia

[ASSENTED TO 5TH APRIL, 1977]

**Preamble.** Whereas the Constitution of the Church of England in Australia provides, in Chapter XI, for alteration thereof provided such alteration is made in accordance with the provisions of that chapter:

And Whereas the provisions of the said chapter have been complied with to give effect to an alteration of the Constitution changing to “Anglican Church of Australia” the name of the Church of England in Australia:

And whereas it is desirable that legislative recognition be given to the said change of name and that legislative provision be made therefor accordingly:

BE IT THEREFORE ENACTED by the Queen’s Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

1. **Short title.** This Act may be cited as the *Anglican Church of Australia Act 1977*.

2. **Commencement.** (1) This section and section 1 shall commence on the day on which this Act is assented to by the Governor for and on behalf of Her Majesty.

(2) Except as provided in subsection (1), this Act shall commence on such day as is, on the recommendation of the Primate of the Church of England in Australia, fixed by Proclamation.

**3. Change of name.** The name of the Church of England in Australia referred to in *The Church of England in Australia Constitution Act of 1961* is hereby changed to "Anglican Church of Australia".

**4. Construction of laws of the State, laws of the Church, and instruments.** On and from the day fixed by Proclamation pursuant to section 2 (2), a reference, however expressed, to the Church of England or to the Church of England in Australia in—

- (a) the Acts specified in Schedule 1 and any other Acts in force immediately before that day;
- (b) instruments made under Acts and so in force;
- (c) Church Canons of the General Synod of the Church of England in Australia so in force;
- (d) Church Ordinances (within the meaning of section 74 of the Constitution of the Church of England in Australia) of a Provincial or Diocesan Synod of the Church so in force;
- (e) Church Rules and Regulations made by the authority of those Canons and Ordinances and so in force;
- (f) grants, deeds, wills and other instruments having effect on and after that day,

shall be construed as a reference to the Anglican Church of Australia.

**5. Savings.** (1) This Act does not prejudice or affect the continuity of any corporation or any property, rights, authorities, duties, functions or obligations of any corporation.

(2) Any legal proceedings that immediately before the day fixed by Proclamation pursuant to section 2 (2) had been, or could have been, commenced or continued by or against any corporation of which the name is changed by this Act may be commenced or continued by or against the corporation under the new name of the corporation.

**6. Amendment of certain Acts.** Each Act specified in Column 1 of Schedule 2 is amended in the manner specified opposite the particular Act in Column 2 of that Schedule.

SCHEDULE 1

[s. 4]

*The Church of England (Diocese of Brisbane) Property Act of 1889*  
(53 Vic.)

*The Church of England Act of 1895* (59 Vic. No. 15)

*The Bishopsbourne Estate and See Endowment Trusts Act of 1898*  
(62 Vic.)

*The Bishopsbourne Estate Act of 1900* (64 Vic. No. 33)

*The Church of England Act of 1895 Amendment Act of 1901* (1 Edw.  
VII. No. 21)

*The All Saints Church Lands Act of 1924* (15 Geo. V. No. 23)

*The All Saints Church Lands Act of 1960* (9 Eliz. II. No. 21)

*The Church of England in Australia Constitution Act of 1961* (10  
Eliz. II. No. 17).

## SCHEDULE 2

[s. 6]

Column 1	Column 2
<i>The Church of England (Diocese of Brisbane) Property Act of 1889</i>	Section 12— Omit the words “ Church of England ” and substitute the words “ Anglican Church of Australia ”.
<i>The Church of England Act of 1895</i>	Section 19— Omit the words “ Church of England ” and substitute the words “ Anglican Church of Australia ”.
<i>The Church of England Act of 1895 Amendment Act of 1901</i>	Section 1— Omit the words “ Church of England ” where three times occurring and substitute in each case the words “ Anglican Church of Australia ”.
<i>The Church of England in Australia Constitution Act of 1961</i>	Section 1— Omit the words “ Church of England in ” and substitute the words “ Anglican Church of ”.