



# AUSTRALIAN CATHOLIC BISHOPS CONFERENCE

## COMPLEMENTARY LEGISLATION FOR AUSTRALIA

### ENACTED BY

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#### **Promulgation of Laws of the Australian Episcopal Conference**

Canon 8 §2.

Laws enacted by the Australian Episcopal conference, after they have been reviewed by the Apostolic see, are promulgated by publication in the *Australasian Catholic Record*, although in particular cases another manner of promulgation can also be prescribed. They come into force only on the expiry of one full calendar month after the last day of the month of publication appearing on the particular issue of the *Record*, unless because of the nature of the case they bind at once, or unless a shorter or longer interval has been specifically and expressly prescribed in the law itself.

ACR LXII, 4, October 1985

#### **Formation of Permanent Deacons**

Canon 236

The 'Norms for Permanent Diaconate' as approved by the Sacred Congregation for the Evangelization of Peoples on 23 November 1970 (Prot N.5147/70) and as amended by cann. 236 and 1031 §2 of the Code of canon Law, shall continue to be observed for the formation of those who aspire to the permanent diaconate.

ACR LXII, 4, October 1985

#### **Liturgy of the Hours for Permanent Deacons**

Canon 276 §2 3°

Permanent deacons are obliged to recite daily Morning and Evening prayer from the liturgy of the hours.

ACR LXII, 4, October 1985

#### **Ecclesiastical Dress**

Canon 284

Without prejudice to the provisions of Can. 288 clerics are to dress in such a way that they are identifiable as clerics; they are to observe a standard of dress appropriate to each occasion. Owing to different circumstances and climate in various areas of Australia, further determination of the matter of clerical dress is to be made by the diocesan bishop.

ACR LXII, 4, October 1985

#### **Parish Priests' Term of Appointment.**

Canon 522

Parish Priests may be appointed for a term of six years. Such appointments may be extended for further periods of six years. (It was understood that existing appointments of Parish Priests were not subject to this qualification of limited tenure.)

ACR LXII, 4, October 1985

## **Baptismal Registers in Cases of Adoption**

Canon 877 §3

Baptism may not be lawfully administered before adoption has taken place unless:

- 1) there has been a specific request by the natural parent(s) that the child be baptised and there is a founded hope that the child will be brought up in the catholic faith, OR
- 2) in danger of death.

If the adopting parents are aware that the child was baptised before adoption, they are to ask that the following not be made in the original register –

“This child was legally adopted as ..... (name)  
on ..... (date) at ..... (place)  
by ..... (names of adopting parents)”.

Certificates of baptism are to carry only the adopted name and the names of the parents who have adopted.

*ACR LXII, 4, October 1985*

## **Material to be Used for a Fixed Altar**

Canon 1236 §1

Fixed altars are to be constructed with natural stone, or any solid, worthy material approved by the diocesan bishop.

*ACR LXII, 4, October 1985*

## **Days of Penance**

(Canons 1251, 1253)

Abstinence for meat, and fasting, are to be observed on Ash Wednesday and Good Friday. On all other Fridays of the year the law of the common practice of penance is fulfilled by performing any one of the following:

- (a) prayer – as for example, mass attendance; family prayer; a visit to a church or chapel; reading the Bible; making the stations of the cross; praying the rosary; or in other ways;
- (b) self-denial – v.g. not eating meat; not eating sweets or dessert; giving up entertainment to spend time with the family; limiting food and drink so as to give to the poor of one's own country and elsewhere; or in other ways;
- (c) helping others – v.g. special attention to someone who is poor, sick, elderly, lonely or overburdened, or in other ways.

*ACR LXII, 4, October 1985*

## **Holy Days of Obligation**

Canon 1247

The holydays of obligation in Australia are:

All Sundays of the year  
Solemnity of the Nativity of Our Lord Jesus Christ  
Assumption of the Blessed Virgin Mary.

These two holydays of obligation are to be observed annually, regardless of the day of the week on which they fall.

Decree of Promulgation  
15 May 2001  
*ACR 78,3, July 2001*

## **Acts of Extraordinary Administration**

Canon 1277

The following are acts of extraordinary administration for diocesan bishops:

- (a) An act of administration by which a diocese would be committed to an annual repayment, principal and interest, in excess of 50 cents per capita of Catholic population or \$100,000, whichever being the greater;
- (b) An act of administration by which a diocese would forgo an annual sum equal to 20 cents per capita of Catholic population of \$40,000 whichever being the greater. (Both figures are to be indexed to inflation rate: the base rate being 1984).

*ACR LXII, 4, October 1985*

## **Alienation**

Canon 1292

The maximum sum for alienation as mentioned in canon 1292 §1 is \$2,000,000 Australia, such sum being indexed in accordance with the annual rate of inflation as determined by civil courts which govern industrial awards.

The minimum sum for alienation as mentioned in canon 1292 §1 is \$10,000 Australian, also indexed in the same manner.

*ACR LXII, 4, October 1985*

## **Leasing of Ecclesiastical Goods**

All leases of ecclesiastical goods are to be drawn up in accordance with the norms of civil law.

Except when the lease is to a body engaged in the apostolate, the monetary consideration it to approximate to the ruling market value.

Leases for periods in excess of 9 years require the consent of the competent authority mentioned in canon 1291 §1.

*ACR LXII, 4, October 1985*

## **CHANGES TO THE CALENDAR FOR AUSTRALIA**

23 January (transferred from 26 January)	Saints Timothy and Titus, bishops	memorial
		Decree Prot. N. 154/93/L 26 February 1993 <i>ACR LXX, 2, April 1993</i>
7 July	Blessed Peter To Rot	optional memorial
5 August	Saint Dominic, priest: memorial	
Saturday after 5 August	Dedication of the Basilica of St Mary Major	optional memorial
8 August	Blessed Mary MacKillop, virgin	feast
		Decree Prot. N. 1334-1483/95/L 9 August 1995 <i>ACR LXXII, 4, October 1995</i>

