

CONTENTS

<i>Foreword</i>	xi
<i>Abbreviations</i>	xvii
<i>Introduction</i>	xix
I. MEMBERSHIP IN THE CATHOLIC CHURCH	1
1. Some Texts from the Holy Scripture on the Membership of Believers	1
2. Baptism of Infants and Persons who Lack Habitual Use of Reason	2
3. Catechumenate and Baptism of Adults	5
4. Some Conciliar Teachings on Baptism and Membership	7
4.1. Some Conciliar Teachings before the Vatican Council II	7
4.2. Some Teachings of the Vatican Council II	7
4.2.1. Baptism as a Sacrament of Spiritual Rebirth and Divine Filiation with God	7
4.2.2. Determination of Membership in the Church	8
4.2.3. The Social and Ecclesial Membership	10
4.2.4. Juridical and Spiritual Modes of Membership	10
5. Baptism as a Juridical Element for Communion	15
5.1. Baptismal Dignity and the Bond of Communion	15
5.2. A Call to Witness the Gift of <i>Communio Sanctorum</i>	17
5.2.1. Baptismal Seal as a Vocation to <i>Communio</i>	18
5.2.2. <i>Communio</i> as a Dynamic Reality	19
5.2.3. <i>Communio</i> as an Organic Reality	20
5.3. The Obligation to Maintain Communion with the Catholic Church	21
5.4. The Baptised not in Full Communion with the Catholic Church	22
5.5. Juridical Elements of Baptism and Catholic Faith	24
6. Juridical Capacity and Consequences of Baptismal Consent	26
6.1. Juridical Capacity to Give Baptismal Consent	26
6.2. Some Juridical Consequences of Baptismal Consent	27

7. The Bonds of Full Communion with the Catholic Church	29
7.1. The Profession of Faith	32
7.2. The Sacraments	33
7.3. The Ecclesiastical Governance	34
II. ABANDONING THE FULL COMMUNION WITH THE CATHOLIC CHURCH	37
1. Preliminary Notes and <i>Status Quaestionis</i>	37
2. Notorious-public or Occult Disaffiliation	39
2.1. Public Disaffiliation	39
2.2. Notorious Disaffiliation	40
2.3. Relationship between Notorious and Public Disaffiliation	41
2.4. Occult or Quasi-Occult Disaffiliation	45
3. Some Delicts Against the Faith and Unity of the Church	45
3.1. Apostasy	45
3.2. Schism	47
3.3. Heresy	49
4. Juridical Consequences of Disaffiliation	52
4.1. The Retired 1917 CIC: Notorious and Public Defection	52
4.1.1. On Notorious Defection	52
4.1.2. On Public Defection	55
4.1.3. Effects of Notorious-Public Defection	56
4.2. The 1983 CIC and 1990 CCEO on Notorious-Public Defection	58
4.2.1. The 1983 CIC on Notorious Defection	58
4.2.1.1. Notorious Defection from the Communion with the Church - can. 171 §1, 4 ^o CIC	59
4.2.1.2. Notorious Defection from the Catholic Faith - can. 694 § 1, 10 CIC	60
4.2.1.3. Notorious Rejection of Catholic Faith - can. 1071 § 1, 40 and § 2 CIC	60
4.2.1.4. Canonical Effects of Notorious Defection from Communion with the Church	62
4.2.2. The 1983 CIC on Public Defection	64
4.2.2.1. Public Defection from the Catholic Faith or Communion - can. 194 § 1, 2 ^o CIC	64
4.2.2.2. Public Rejection of the Catholic Faith or Communion - can. 316 § 1 CIC	65
4.2.2.3. Canonical Effects on Public Rejection of the Catholic Faith or Communion	67
a) Joining Associations of the Faithful	67
b) Admission to Seminaries or to Institutes of Consecrated Life	68
c) Admission to Catholic Schools	69

4.2.3. The 1990 CCEO on Notorious-Public Defection	70
III. FORMAL ACT OF DEFECTION FROM THE CATHOLIC CHURCH	73
1. Preliminary Notes	73
2. Description and Causes	74
2.1. Description of Formal Act of Defection	74
2.2. Causes of Formal Act of Defection	76
3. Codicial Texts and Commentaries	78
3.1. Can. 1086 § 1 CIC - Disparity of Worship	78
3.2. Can. 1117 CIC - The Canonical Form of the Celebration of Marriage	84
3.3. Can. 1124 CIC - Mixed Marriages	90
4. Theological-Juridical Elements and Administrative Procedure	92
4.1. Theological-Juridical Elements	92
4.2. Administrative Procedure	95
4.3. The Legality of Church Documents	100
5. Penalties, Challenges and Abrogation	103
5.1. Penalties	103
5.2. Challenges	105
5.3. Abrogation	107
6. The Effects of Abrogation and the Force of Law <i>ex</i> cann. 9 and 11 CIC	113
6.1. The Principle of Non-retroactivity <i>ex</i> can. 9 CIC	113
6.2. The Subjects of Ecclesiastical Laws <i>ex</i> can. 11 CIC	114
IV. SOME PROPOSALS TOWARDS RESTORING THE FULL COMMUNION	121
1. Understanding the Text and the Spirit of Ecclesiastical Laws	121
2. Understanding the Meaning of Freedom of Worship	130
3. Promoting Other Means of Economic Sustenance for the Church	132
3.1. Special Requests Such as Grants and Appeals	134
3.2. Ecclesiastical Tax Levies	135
3.3. Mass Offerings or Stips	137
3.4. Begging for Alms or Quests	140
3.5. Special Collection	141
3.6. Free Donations or Contributions	143
4. Pastoral Care Towards Readmission to Full Communion	145
CONCLUSION	153
BIBLIOGRAPHY	161