
All Saints' Sutton Forest Land Sale Ordinance 1960.

No. 1, 1960.

AN ORDINANCE to authorise the sale of certain land situated near Sutton Forest in the Shire of Wingecarribee County of Camden and to provide for the application of the proceeds thereof.

WHEREAS by Crown Grant dated 10th November 1842 No. IV entered in the Register of Grants of the United Church of England and Ireland No. 78 Page 25 land containing 40 acres more particularly described in the first part of the Schedule hereto was granted unto Charles Throsby, Henry Badgery, William Bowman, George Meares Countess Bowen, and the Reverend George Vidal being Trustees nominated and appointed under the Act 8 William IV entitled "An Act to regulate the Temporal Affairs of Churches and Chapels of the United Church of England and Ireland in New South Wales" and to their heirs and assigns upon trust as a Glebe annexed to the Church of the United Church of England and Ireland erected at Sutton Forest known as All Saints' AND WHEREAS by Crown Grant dated 19th March 1891 Registered Volume 1009 Folio 47 the land more particularly described in the second part of the said Schedule was granted to Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) but no trusts in respect of such land have been declared AND WHEREAS the present Rectory of the Parish of All Saints' Sutton Forest is erected upon part of the land described in the first part of the said Schedule and the land described in the second part of such Schedule is adjacent thereto AND WHEREAS it is expedient that the land described in the first part of the said Schedule be vested in the Corporate Trustee AND WHEREAS it is expedient to acquire or erect a new Rectory in a more convenient position for the use of the said Parish and for such purpose to sell the lands described in the said Schedule and apply the net proceeds in or towards such acquisition or erection NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS AND DIRECTS as follows:—

1. That the land described in the first part of the Schedule hereto be and the same is hereby vested in the Corporate Trustee subject to the trusts upon which the same was heretofore held.

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2. By reason of circumstances which have arisen since the creation of the trusts upon which the lands described in the Schedule hereto are held it is inexpedient to carry out and observe the same and it is expedient that the said lands be sold.

3. The lands described in the said Schedule may be sold together or in parcels by public auction or private contract at such time or times for such price or prices and upon such terms and conditions as the Corporate Trustee may determine freed from the trusts aforesaid.

4. The proceeds of such sale or sales shall after paying thereout all outgoing to which the said land is or may be subject and the costs of and incidental to this Ordinance and the sale or sales of the said land and transfers in pursuance thereof shall be applied by the Corporate Trustee in and towards the acquisition of a new Rectory and the cost of any initial repairs and improvements thereto or the acquisition of a site and the erection thereon of a new Rectory within the Parish of All Saints' Sutton Forest.

5. Any balance not so used in accordance with Clause four hereof shall be invested by the Corporate Trustee in accordance with the provisions of the "Investment of Church Trust Property Ordinance 1944" or any amendment or amendments thereof and the said investments shall be held for the Parish of All Saints' Sutton Forest and the net income arising therefrom shall be applied from time to time towards the maintenance and upkeep of the Rectory of such Parish and insofar as it is not so required for the general purposes of the Parish.

6. This Ordinance may be cited as "All Saints' Sutton Forest Land Sale Ordinance 1960."

SCHEDULE.

FIRST PART.

All that piece or parcel of land containing 40 acres situated at Sutton Forest bounded on the east by a line north twenty six chains forty links commencing at Lowry's south west Corner on the north by Pavey's bearing west twenty-four chains seventy links on the west by a line south forty degrees east twenty three chains thirty links and a line south eight chains from Teagues

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south east corner and on the south by a line east nine chains sixty links being the land comprised and described in Crown Grant dated 10th November 1842 No. IV entered in the Register of Grants of the United Church of England and Ireland No. 78 Page 25.

SECOND PART.

All that piece or parcel of land containing 2 acres 3 roods 39 perches situated near Sutton Forest in the Parish of Sutton Forest County of Camden being Portion 4 of such Parish and being the whole of the land comprised and described in Crown Grant dated 19th March 1891 Registered Volume 1009 Folio 47.

I certify that the Ordinance as printed is in accordance with the Ordinance as passed.

W. G. HILLIARD, Bishop,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 29th day of February, 1960.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

HUGH SYDNEY,
Archbishop of Sydney.

29/2/1960.