

BERRIMA CUM MOSS VALE LAND SALE ORDINANCE 1983

No. 5 1983

AN ORDINANCE to vary the trusts of certain land at New Berrima in the Shire of Wingecarribee and to permit the sale thereof and provide for the application of the proceeds.

WHEREAS:-

- A. Anglican Church of Australia Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is the registered proprietor of the whole of the land comprised in Certificate of Title Volume 4453 Folio 165 more particularly described in the Schedule hereto.
- B. The said land is held upon trust for the sole benefit of the Parish of Berrima cum Moss Vale.
- C. There are no buildings upon the said land.
- D. By reason of circumstances which have arisen subsequent to the creation of the said trusts it is inexpedient to carry out and observe the same to the extent that they are hereby varied and it is expedient to sell the land.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held it is inexpedient to carry out and observe the same and it is inexpedient to deal with and apply the said land for the same or like purposes and it is expedient that the land be sold.
2. The Corporate Trustee is hereby empowered to sell the land in the Schedule within three years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or by private contract at such time or times and at such price and upon such terms and conditions as it may determine freed from the trusts upon which the land is now held.
3. The proceeds arising from the sale of the land in the schedule hereto after paying thereout the costs of and incidental to this ordinance and of the sale shall be held by the corporate trustee and applied by them in accordance with a resolution of the Standing Committee passed at the written request of a majority of the parish council for the improvement of church buildings within the parish or such other purposes as the Standing Committee may resolve at the request of the parish council. Pending such application the amount held shall be invested and the proceeds of such investment capitalised.
4. This ordinance may be cited as "Berrima cum Moss Vale Land Sale Ordinance 1983."

THE SCHEDULE

ALL THAT piece of parcel of land at New Berrima in the Shire of Wingecarribee Parish of Bong Bong County of Camden being Lots 317, 318 and 319 D.P.15995 and being the whole of the land in Certificate of Title Volume 4453 Folio 165.

I CERTIFY that the ordinance as printed is in accordance with the ordinance as reported.

E.D. CAMERON
Chairman of Committees

I CERTIFY that the ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of March 1983.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney
28/3/83