

BLACKTOWN RECTORY SALE ORDINANCE 1989

No 16, 1989

AN ORDINANCE to authorise the sale of the property known as 15 West Street, Blacktown and to provide for the application of the proceeds of sale.

WHEREAS

A. Church of England Property Trust Diocese of Sydney (now called Anglican Church Property Trust Diocese of Sydney) (hereinafter called "the Corporate Trustee") is registered as proprietor of the whole of the land contained in Certificate of Title Volume 13741 Folio 240 (hereinafter called "the property").

B. On the property is erected a house which is used as the residence of the Minister of the Parish of Blacktown. The property is church trust property held for the purposes of the Anglican Church in the Parish of Blacktown but there is no evidence of that trust having been declared in writing.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the property is held it is expedient to authorise that the property be sold and that the proceeds be applied on the same trusts, i.e. for the acquisition of a residence for the Minister of the Parish.

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. This Ordinance may be cited as "Blacktown Rectory Sale Ordinance 1989".

2. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the property is held it is now inexpedient to carry out and observe those trusts and it is expedient to sell the property and to apply the proceeds of sale as set out hereunder.

3. The Corporate Trustee is hereby authorised and empowered to sell the property 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 private contract in one or more lots at such time and at such price or prices and upon such terms and conditions as it may determine free from the trusts upon which the property is held.

4. The proceeds arising from the sale of the property after deduction of costs and fees of and incidental to this Ordinance and the sale thereof shall be applied towards the acquisition of property which is suitable as a residence for the Minister of the Parish. The Churchwardens of the Parish after consultation with the Parish Council shall determine whether the new residence shall be acquired by the purchase of land and the erection of a suitable dwelling, the purchase of an existing dwelling and the carrying out of alterations and renovations to make the same suitable, or the purchase of an existing dwelling which would meet required diocesan standards for a residence for a Minister. Pending application of the proceeds as aforesaid such proceeds shall be invested and the interest capitalised.

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

E.D. CAMERON
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 26th day of June 1989.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

JOHN R REID
Commissary for the Archbishop of Sydney
26 / 6 / 89