

Cataract with Ambarvale Land Sale Ordinance 2002

No 46, 2002

Long Title

An Ordinance to permit the sale of certain land at Appin and Douglas Park.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land at Appin comprised in folio identifier 1/999948 and at Douglas Park comprised in folio identifier 1003/734802 (the "Land").

B. The Land is church trust property and forms part of the property of the Cataract with Ambarvale Trust which, under the Cataract with Ambarvale Trust Ordinance 2001, is held for the purposes of the provisional parish of Cataract with Ambarvale.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Cataract with Ambarvale Land Sale Ordinance 2002.

2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold.

3. Power of sale

The Property Trust is authorised to sell the Land within 3 years after the date of assent to this ordinance and thereafter only with the consent of the Standing Committee given by resolution.

4. Allocation from the Cataract with Ambarvale Trust

(1) Subject to clause 4(2), the Property Trust is directed to make the following payments from the capital of the Cataract with Ambarvale Trust -

- (a) first, the costs and expenses of and incidental to this ordinance and the sale of the Land;
- (b) second, in payment of any goods and services tax as defined in the *A New Tax System (Goods and Services Tax) Act 1999* in connection with the sale of the Land; and
- (c) third, the balance for such capital purposes of the Provisional Parish of Cataract with Ambarvale (the "Parish") as the parish council of the Parish shall by resolution direct and with the prior concurrence of the Bishop of Wollongong or his Assistant.

(2) No payment is to be made under clause 4(1) until the proceeds from the sale of the Land have been paid to the Property Trust.

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

N M CAMERON
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 23 September 2002.

M A PAYNE
Secretary

I Assent to this Ordinance.

P F JENSEN
Archbishop of Sydney
24/09/2002