

Cataract with Ambarvale Land Sale Ordinance 2003

No 24, 2003

Long Title

An Ordinance to permit the sale of certain land at 20 Cleopatra Drive, Rosemeadow.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land at 20 Cleopatra Drive, Rosemeadow being Lot 1263 in Deposited Plan 262848 and being the whole of the land in Certificate of Title Volume 14831 Folio 242 (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 (the "Parish").

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 2003.

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. Allocations from the Cataract with Ambarvale Trust

(1) Subject to clauses 4(2), the Property Trust is directed that the capital of the Cataract with Ambarvale Trust may be used to make the following payments -

- (a) firstly, the costs and expenses of and incidental to this Ordinance and the sale of the Land;
- (b) secondly, in payment of any goods and services tax (as defined in A New Tax System (Goods and Services Tax) Act 1999) in connection with the sale of the Land; and
- (c) thirdly, to purchase a residence or purchase land and construct and fit out a new residence or residences on such land; and
- (d) fourthly, the balance for such capital purposes of the Parish as the parish council of the Parish may by resolution direct.

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

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

R TONG
Deputy Chairman of Committees

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I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 30 June 2003.

MA PAYNE
Secretary

I Assent to this Ordinance.

RC FORSYTH
Commissary
2/7/2003