
*C.E.N.E.F. Memorial Centre and "Gilbulla" Menangle
Mortgage Ordinance 1953.*

No. 21, 1953.

AN ORDINANCE authorising the mortgaging of certain land in Castlereagh Street City of Sydney and at Menangle in the Parish and County of Camden and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) is registered as proprietor of the land comprised in Certificate of Title Registered Volume 5602 Folio 137 more particularly described in the first Schedule hereto and known as Church of England Memorial Fund National Emergency Centre 201 Castlereagh Street Sydney AND WHEREAS the Corporate Trust is also registered as proprietor of the land comprised in Certificate of Title Registered Volume 6309 Folio 29 more particularly described in the Second Schedule herewith and known as "Gilbulla" Menangle AND WHEREAS the land described in the said First Schedule is held upon trust for the Church of England National Emergency Fund in the Diocese of Sydney to be held and applied for such purposes of that Fund as long as the Council thereof may so require and determine or in default of such requirement or determination for the use benefit or purposes of the Church of England in the Diocese of Sydney as the Synod may by Ordinance determine AND WHEREAS no express trusts in writing have been declared concerning the land described in the said Second Schedule AND WHEREAS by the "Gilbulla" Menangle Mortgaging Ordinance 1949-1950 the Corporate Trust was authorised to mortgage and/or further charge the lands described in the said Schedule for the specific purposes therein set out AND WHEREAS there is owing to the Bank of New South Wales upon the security of the said lands the sum of £54,256 19s. 8d. including interest to the 30th day of September 1953 AND WHEREAS it has become necessary and expedient to make other financial arrangements with the said Bank for the carrying on of the work at the said Church of England National Emergency Centre and at "Gilbulla" aforesaid and for such purpose to discharge the existing securities and mortgages over the said lands and to authorise the mortgaging of the same for a sum not exceeding £58,300 Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and declares as follows:—

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1. By reason of circumstances subsequent to the creation of the Trusts upon which the lands described in the First and Second Schedules hereto are held it is expedient and authority is hereby given to obtain from time to time an advance or advances of money not exceeding in the aggregate the sum of £58,300 on the security of the lands comprised in the First and Second Schedules hereto and buildings erected thereon.

2. The lands comprised in the said Schedules may be mortgaged from time to time to secure the repayment of the moneys so authorised to be borrowed as aforesaid.

3. The amount or amounts so to be from time to time raised shall be paid and applied as follows:—

(a) In payment of the costs and expenses of and incidental to this Ordinance and of any mortgage or mortgages executed in pursuance of the same.

(b) Subject thereto in discharge of the present mortgage or mortgages on the said lands and the costs and expenses incidental thereto and the balance in providing accommodation for—

(i) Church of England Property Trust Diocese of Sydney C.E.N.E.F. Memorial Centre Account to a limit of £30,900;

(ii) Church of England Property Trust Diocese of Sydney C.E.N.E.F. "Gilbulla" Account to a limit of £27,400.

4. The said lands and all buildings thereon may be mortgaged from time to time for the purpose of raising any sum or sums of money not exceeding in the aggregate the amount from time to time required to discharge or renew the mortgage or mortgages now authorised or any mortgage or mortgages substituted therefor and any interest accrued due in respect thereof and the costs and fees of and incidental to such discharges and new mortgage or mortgages.

5. This Ordinance shall be styled and cited as "C.E.N.E.F. Memorial Centre & 'Gilbulla' Menangle Mortgage Ordinance 1953."

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FIRST SCHEDULE.

All that piece or parcel of land containing an area of 23 perches situated in the City of Sydney, Parish of St. Lawrence County of Cumberland being the whole of the land comprised in Certificate of Title Registered Volume 5602 Folio 137 upon which is erected the building known as No. 201 Castlereagh Street, Sydney.

SECOND SCHEDULE.

All that piece or parcel of land containing 36 acres 3 roods 38 perches situated at Menangle in the Parish and County of Camden being the whole of the land comprised in Certificate of Title Registered Volume 6309 Folio 29 upon which is erected the building known as "Gilbulla" and appurtenances thereto.

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

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

I certify that the Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 28th day of September, 1953.

H. V. ARCHINAL,
Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY,
Archbishop of Sydney.

1/10/1953.