

**CHRIST CHURCH ST IVES ORDINANCE 1991**

No 27, 1991

**AN ORDINANCE to authorise the sale of land known as Lot 4 Walker Avenue, St Ives.**

**WHEREAS**

- A. The Property Trust is registered as proprietor in fee simple of the land described in the First Schedule (which land is hereinafter called "the land").**
- B. The land is church trust property held upon the trusts set forth in the Second Schedule for the benefit of the Parish of Christ Church St Ives with a contingent gift over for the benefit of the Home Mission Society of the Anglican Church.**
- C. It is expedient that the land be sold and that the net sale proceeds be appropriated in the manner hereinafter provided.**
- D. The Home Mission Society of the Anglican Church has consented to the passing of this ordinance.**

**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 is held it is inexpedient to carry out and observe the same and it is expedient that the land be sold and that the trusts be varied as hereinafter set forth.**
- 2. The Property Trust is hereby empowered to sell the land within three years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee in one or more parcels by public auction or by private contract at such time or times at such price or prices and upon and subject to such terms, conditions, covenants and reservations as it shall think fit freed from the trusts upon which it is presently held.**
- 3. The proceeds arising from the sale of the land after paying thereout all costs of and incidental to this Ordinance and to the sale and transfer in pursuance thereof and all outgoing's to which the said land may be subject shall be applied in or towards the purchase of a property suitable for use as a rectory in the Parish of St Ives to be held upon trust to permit the same to be used for a residence for a minister or full-time lay worker or partly for one and partly for another of such purposes in connection with the Anglican Church of Australia in the Parish of St Ives or any parish or district into which such parish shall be formed or divided and to be subject to the provisions of any ordinance of the Diocese of Sydney for the time being in force and applicable to the said property PROVIDED HOWEVER that in the event of the Archbishop-in-Council at any time hereafter determining in his or their absolute discretion that the said property can no longer be used for the purpose aforesaid or any one or more of them in the Parish of Christ Church St Ives or any parish into which such parish shall be formed or divided upon trust to permit the same to be used for and by the Home Mission Society of the Anglican Church of Australia in the Diocese of Sydney for the general purposes thereof absolutely.**
- 4. This Ordinance may be cited as "Christ Church St Ives Ordinance 1991".**

**FIRST SCHEDULE**

**ALL THAT land situate at St Ives in the Municipality of Ku-ring-gai Parish of Gordon and County of Cumberland being Lot 4 in Deposited Plan No 232081, being the whole of the land in Certificate of Title Volume 10552 Folio 188 and known as 7 Walker Street, St Ives.**

**SECOND SCHEDULE**

**UPON TRUST to permit the same to be used for a church parsonage or parish hall or partly for one and partly for another of such purposes in connection with the Church of England in Australia in the Parish of Christ Church, St Ives or any parish into which such parish shall be formed or divided and to the subject to the**

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provisions of the Sydney Church Ordinance 1912 or any other Ordinance of the Diocese of Sydney for the time being in force and applicable to the said land PROVIDED HOWEVER that in the event of the Archbishop-in-Council at any time hereafter determining in his or their absolute discretion that the said lands can no longer be used for the purposes aforesaid or any of them or more of them in the Parish of Christ Church St Ives or any parish into which such parish shall be formed or divided into trust to permit the same to be used for and by the Home Mission Society of the Church of England in the Diocese of Sydney for the general purposes thereof absolutely.

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 the 29th day of July 1991.

**W.G.S. GOTLEY**  
Secretary

I ASSENT to this Ordinance.

**DONALD ROBINSON**  
Archbishop of Sydney  
29 / 7 / 1991