

East Sydney (Darlinghurst) Special Purpose Amendment Ordinance 2001

No 41, 2001

Long Title

An Ordinance to amend the East Sydney (Darlinghurst) Sale Proceeds and Distribution Ordinance 2000 to authorise the application of further monies held under that ordinance.

Preamble

A. Under the East Sydney (Darlinghurst) Sale Proceeds and Distribution Ordinance 2000 (the "Principal Ordinance") the Anglican Church Property Trust Diocese of Sydney (the "Property Trust") holds certain monies derived from the proceeds of sale under the East Sydney (Darlinghurst) Land Sale Ordinance 1995 (the "Sum").

B. By clause 3(a) of the Principal Ordinance the Property Trust is authorised to apply from the Sum up to \$100,000 or such greater amount as the Standing Committee may approve by resolution towards the St John's Spire Restoration project.

C. At its meeting on 4 December 2000 the Standing Committee resolved pursuant to clause 3(a) of the Principal Ordinance to authorise the application of up to \$400,000 from the Sum for the purposes of the St John's Spire Restoration project.

D. By reason of circumstances which have arisen after the creation of the trusts on which the Sum is held it is inexpedient to carry out and observe those trusts or to apply the Sum for the same or like purposes as those trusts and it is expedient that those trusts be varied in the manner set out in this Ordinance.

E. By the East Sydney (Kings Cross) Development Ordinance 2001 (the "Development Ordinance") the trusts which authorised the Property Trust to lease certain land pursuant to the East Sydney (Kings Cross) Leasing Ordinance 2000 being land more particularly described in schedule 3 of that ordinance (the "Leased Site") may have been varied and superceded by the Development Ordinance.

F. By reason of circumstances which have arisen after the creation of the trusts on which the Leased Site is held it is inexpedient to carry out and observe those trusts and it is expedient to vary those trusts to the extent necessary to permit the Property Trust to lease the Leased Site in accordance with the East Sydney (Kings Cross) Leasing Ordinance 2000.

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

1. Name

This Ordinance is the East Sydney (Darlinghurst) Special Purpose Amendment Ordinance 2001.

2. Declaration

By reason of circumstances which have arisen after the creation of the trusts on which the Sum is held it is inexpedient to carry out and observe those trusts or to apply the Sum for the same or like purposes as those trusts and it is expedient that those trusts be varied in the manner set out in this Ordinance.

3. Amendment

The Principal Ordinance is amended as follows:

- (a) insert the words "and any ordinance amending this Ordinance" after the words "this Ordinance" in clause 3; and
- (b) delete the matter "\$100,000" in clause 3(a) and insert instead the matter "\$445,000"; and
- (c) renumber existing clause 3(b) as clause 3(c); and
- (d) insert a new clause 3(b) as follows:
 - "(b) the Property Trust is directed to lend the Churchwardens \$68,000 on an interest free basis for the general purposes of the parish of East Sydney (the 'Parish'); and"; and
- (e) delete the words "of East Sydney" in clause 4(b).

4. Amendment of Development Ordinance

The Development Ordinance is amended as follows -

- (a) delete the word "was" in recital J and insert instead the word 'is'; and
- (b) delete recital K; and
- (c) delete the matter ", the 1999 Ordinance and the 2000 Ordinance" in each of recital O and clause 2 and insert instead the matter "and the 1999 Ordinance".

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

PETER YOUNG
Deputy Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 24 September 2001.

M A PAYNE
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
9/10/2001