

# Endowment of the See (West Strathfield and Oatlands) Land Sale Ordinance 2002

No 76, 2002

## Long Title

An Ordinance to authorise the sale of certain land at West Strathfield and at Oatlands and to provide for the application of the proceeds of sale.

## Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of land in certificate of title folio identifier 4/839459 known as 27B Pemberton Street, West Strathfield (the "West Strathfield Land") and the land in certificate of title folio identifier 201/1014924 known as 25 Wyoming Avenue, Oatlands (the "Oatlands Land").

B. The West Strathfield Land and the Oatlands Land are each church trust property held upon the trusts set out in the 7th Schedule to the Endowment of the See Ordinance 1977.

C. By reason of circumstances which have arisen after the creation of the trusts on which the West Strathfield Land and Oatlands Land are held it is expedient that those lands be sold and that the proceeds of sale be applied in the manner set out in this ordinance.

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

### 1. Name

This Ordinance is the Endowment of the See (West Strathfield and Oatlands) Land Sale Ordinance 2002.

### 2. Declaration

By reason of circumstances which have arisen after the creation of the trusts on which the West Strathfield Land and Oatlands Land are held it is expedient that those lands be sold and that the proceeds of sale be applied in the manner set out in this ordinance.

### 3. Authority to Sell

(1) The Property Trust is authorised to sell the West Strathfield Land and the Oatlands Land at any time within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution.

(2) The sale may be by public auction or private agreement and for such price and subject to such terms and conditions as the Property Trust considers appropriate.

### 4. Application of Proceeds

(1) The costs of and incidental to this Ordinance and the sale of the West Strathfield Land and Oatlands Land and all outgoings to which they may be subject shall be paid from the proceeds of sale.

(2) The remaining balance of the proceeds of sale is to be paid to the Property Trust and shall be applied as follows -

- (a) first, 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; and
- (b) the balance to be held upon the trusts set out in the 7th Schedule to the Endowment of the See Ordinance 1977.

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

PG KELL  
Chairman of Committees

**Endowment of the See (West Strathfield and Oatlands) Land Sale Ordinance 2002**

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 9 December 2002.

MA PAYNE  
Secretary

I Assent to this Ordinance.

PETER F JENSEN  
Archbishop of Sydney  
10/12/2002