

**HOLY TRINITY CHURCH BAULKHAM HILLS MORTGAGING ORDINANCE 1990**

No 49, 1990

AN ORDINANCE to authorise a Mortgaging of certain lands situate at Baukham Hills such lands being more particularly described in the schedules hereto and to provide for the application of the proceeds thereof.

**WHEREAS**

- A. Anglican Church of Australia Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is registered as proprietor of the land described in the first schedule hereto.
- B. The Corporate Trustee is proposing to enter into a contract for the purchase of land together with the residence thereon described in the second schedule hereto and upon completion of the purchase the land will be church trust property.
- C. The land described in the first schedule is church trust property held for the sole benefit of the Parish of Holy Trinity Baukham Hills but no trusts have been declared concerning the same.
- D. It is necessary and expedient to mortgage the land in the first schedule and the land described in the second schedule to complete the purchase of the land described in the second schedule following which the land in the second schedule will become church trust property.

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 said trust it is expedient to mortgage the land described in the first schedule hereto and, following its purchase when it becomes church trust property, the land described in the second schedule hereto.
2. The Corporate Trustee is hereby authorised and empowered to mortgage the land described in the first schedule and the land described in the second schedule hereto (upon that land becoming church trust property) for the purpose of borrowing a sum not exceeding two hundred & seventy thousand dollars.
3. The proceeds of any mortgage hereby authorised shall be applied by the Corporate Trustee as follows.
  - (a) In the payment of the costs, charges and expenses of and incidental to this Ordinance and such mortgage or any mortgages executed in pursuance of this Ordinance.
  - (b) Subject thereto the balance shall be applied in or towards the completion of the purchase of the land described in the second schedule hereto together with any charges costs and expenses incidental thereto.
4. This Ordinance may be styled and cited as the "Holy Trinity Church Baukham Hills Mortgaging Ordinance 1990".

**FIRST SCHEDULE**

ALL THAT piece or parcel of land situate at the corner of Windsor Road and Cook Street, Baukham Hills being Lot D in Plan annexed to Instrument of Transfer No. F386780 being the whole of the land comprised in Certificate of Title Volume 6498 Folio 103.

**SECOND SCHEDULE**

ALL THAT piece or parcel of land at Baukham Hills in the Shire of Baukham Hills Parish of Castle Hill County of Cumberland being Lot 6029 in Deposited Plan 258368 and being the whole of the land comprised in Certificate of Title Folio Identifier 6029/258368.

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

**E.D. CAMERON**  
Deputy Chairman of Committees

**I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 26th day of November 1990.**

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

**I ASSENT to this Ordinance.**

**DONALD ROBINSON**  
Archbishop of Sydney  
26/11/1990