

*Hornsby Land Mortgage 1922.*

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AN ORDINANCE to authorise the mortgaging of certain lands situate at Hornsby in the County of Cumberland Parish of South Colah in the State of New South Wales and to provide for the application of the proceeds thereof.

WHEREAS a certain Ordinance known as the "St. Peter's Church Hornsby Land Mortgage Ordinance of 1907" authorised the raising of a sum of money not exceeding One thousand pounds upon the security of the land and buildings therein mentioned and in the manner therein more particularly set forth and directed that the amount to be raised should be paid to the Rector for the time being of the Parish of Wahroonga and Hornsby and the Churchwardens for the time being of the said Church of St. Peter Hornsby and should be by them applied for or towards the building of a Church upon the land in the said Ordinance referred to AND WHEREAS by a further Ordinance entitled "St. Peter's Church Hornsby Land Mortgage Ordinance Amendment Ordinance of 1912" it was ordained and declared that so much of the said St. Peter's Church Hornsby Land Mortgage Ordinance of 1907 as directed that the amounts raised under and by virtue thereof should be paid to the Rector for the time being of the Parish of Wahroonga and Hornsby and the Churchwardens for the time being of the Church of St. Peter's Hornsby should be repealed and that the said amounts should be paid to the Rector for the time being of the new Parish of Hornsby and the Churchwardens for the time being of the said Church of St. Peter Hornsby and should be applied by them for or towards the building of the said Church upon the said piece of land AND WHEREAS an advance of money has not been obtained on the security of the said piece of land in pursuance of the said St. Peter's Church Hornsby Land Mortgage Ordinance of 1907 and it is expedient that an advance not exceeding the sum of Five hundred pounds should be obtained upon the security of the said piece of land and the buildings thereon and to be erected thereon in addition to the sum authorised to be obtained by the said last mentioned Ordinance, but not exceeding altogether the sum of One thousand five hundred pounds for the purpose of building the said Church as aforesaid AND WHEREAS

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by an Act of Parliament passed in the eighth year of the reign of His Majesty King George the Fifth entitled the "Church of England Trust Property Act 1917" (No. 21) it was enacted that during the recess of a Synod a Committee Council or other body of persons appointed for that purpose by Ordinance of Synod might in place of such Synod exercise "such of the powers and functions referred to in the said Act as should be determined by Ordinance of the Synod" AND WHEREAS by an Ordinance of the Synod passed in the year One thousand nine hundred and eighteen the Standing Committee was appointed for the purpose of exercising and accordingly might during the recess of the Synod of the Diocese exercise in the place of such Synod all or any of the powers and functions and do and make all or any of the things referred to in sections 28 to 31 (inclusive) constituting Part VI. of the said Act Now the Standing Committee of the Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the said Acts and Ordinance and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales and by the "Church of England Trust Property Act 1917" or otherwise in the name and in place of such Synod ordains directs and rules as follows:—

1. That for the purpose of carrying out and giving effect to the trusts in the said "St. Peter's Church Hornsby Land Mortgage Ordinance of 1907" mentioned it is expedient to obtain an advance of money which with the amount authorised to be obtained by such Ordinance will not exceed One thousand five hundred pounds on the security of the said piece of land and the buildings erected and to be erected thereon.

2. That the said piece of land and buildings erected and to be erected as aforesaid and the appurtenances may be mortgaged to secure the repayment of the money so to be borrowed as aforesaid.

3. That the amount so to be raised shall be paid to the Rector for the time being of the said Parish of Hornsby and the Churchwardens for the time being of the said Church of St. Peter Hornsby and shall be by them applied for or towards the building of the said Church upon the said piece of land.

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4. That the said piece of land and buildings may be mortgaged from time to time for the purpose of raising any sum not exceeding One thousand five hundred pounds with which to discharge or renew the Mortgage now and by the said "St. Peter's Church Hornsby Land Mortgage Ordinance of 1907" authorised or any mortgage or mortgages raised in substitution for the purpose of discharging same and any interest accrued in respect thereof.

5. This Ordinance may be styled and cited as the "St. Peter's Church Hornsby Land Mortgage Ordinance of 1922."

Passed in Committee.

GERARD D'ARCY-IRVINE,  
*Chairman of Committee.*

6th October, 1922.

I certify that this Ordinance was passed by the Standing Committee this sixth day of October, 1922,

C. R. WALSH,  
*Secretary.*

I assent to this Ordinance.

JOHN CHARLES SYDNEY.

23rd October, 1922.