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*Jannali with Como Variation of Trust and Land Sale  
Ordinance, 1964*

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No. 5, 1964.

AN ORDINANCE to vary the trusts of certain land at Novara Crescent Como in the Shire of Sutherland to authorise the sale of such land and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust, Diocese of Sydney (hereinafter called the Corporate Trustee) is registered as proprietor in fee simple of the land comprised in Certificates of Title Volume 9626 Folios 149, 150 and 151 more particularly described in the Schedule hereto AND WHEREAS the said land was purchased by the Parish of St. John the Baptist Sutherland but is now situated in the Provisional District of St. Clement Jannali with Como and is Church Trust Property held for the benefit of the said Parish AND WHEREAS a Church Hall known as St. Anne's Como has been erected on part of the said land by the said Provisional District AND WHEREAS the majority of the Parish Council of the Parish of St. John the Baptist has consented that the said land be henceforth held by the Corporate Trustee upon trust for the benefit of the said Provisional District and to the sale thereof on its behalf AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold and the proceeds applied as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES ORDAINS AND DIRECTS as follows :-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held it is inexpedient to carry out and observe the same and it is expedient that the said trusts be varied as hereinafter set out and that the land be subsequently sold.

2. The said land shall henceforth and pending the sale thereof as hereinafter directed be held by the Corporate Trustee 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 at Como in the Provisional District of St. Clement Jannali with Como or any Provisional Parish or Parish into which it may subsequently be formed.

3. The Corporate Trustee is hereby authorised and empowered to sell the said land together or in parcels and to subdivide the

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same for such purpose at such time or times at such price or prices and upon such terms and conditions as the Corporate Trustee may with the approval of the Parish Council of the Provisional District of St. Clement Jannali with Como think fit.

4. The proceeds arising from the sale of the said land shall after paying thereout all outgoings to which it is subject and the costs of and incidental to this Ordinance and the sale and transfer or transfers of the said land and the subdivision thereof and registration of plan of subdivision be paid to the Sydney Church of England Finance and Loans Board to be applied by it firstly in repayment of the balance owing in respect of the advance for the erection of St. Anne's Church Hall and secondly in reduction of money advanced for the acquisition of another site in Wolger Street Como on behalf of the said Provisional District being Lots 80, 81 and 82 D.P. 10512.

5. This Ordinance may be cited as "Jannali with Como Variation of Trust and Land Sale Ordinance, 1964."

**SCHEDULE**

All that piece or parcel of land situated at Como in the Shire of Sutherland Parish of Sutherland County of Cumberland having a frontage of about 210 links to Novara Crescent with irregular depth formerly being Lots 20 and 21 D.P. 2106 and the whole of the land comprised in Certificate of Title Volume 6773 Folio 216 and now being Lots 1, 2 and 3 in Plan lodged for registration as Deposited Plan No. 220315, comprising Certificate of Title Volume 9626 Folios 149, 150 and 151.

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

**ATHOL RICHARDSON,**  
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 23rd day of March, 1964.

**W. L. J. HUTCHISON,**  
Secretary.

I assent to this Ordinance.

**HUGH SYDNEY,**  
Archbishop of Sydney.

23/3/1964.