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LONGUEVILLE SALE OF LAND  
(VARIATION OF TRUSTS) ORDINANCE 1987

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NO. 21, 1987

AN ORDINANCE to authorise the sale of, or disposition of the beneficial interest in freehold property at Lane Cove, to vary trusts and to provide for application of proceeds of sale or disposition.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (formerly Church of England Property Trust Diocese of Sydney) is registered as proprietor of land at Lane Cove comprising lot 220 in Deposited Plan 10801 being the whole of the land in Certificate of Title Volume 5268 Folio 61 on which is erected a residence known as No. 28 Taleeban Road Lane Cove ("the property").

B. The property is church trusts property held upon trust for the Anglican Church of Australia in the Parish of Longueville in the Diocese of Sydney and is presently used as a residence for the Director of the Anglican Counselling Centre under lease held from the Parish, but no trusts in writing have been declared.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the property is held it is inexpedient to carry out observe those trusts and it is expedient to vary or vacate the trusts and to declare other trusts upon which the property is held to the extent necessary to enable the property or the beneficial interest therein to be sold or otherwise disposed of and to deal with the application of the proceeds of sale or disposition.

D. The Anglican Counselling Centre has expressed interest in acquiring the beneficial interest in the property for the sum of two hundred and twenty-five thousand dollars (\$225,000).

Now the Standing Committee of the Synod of the Diocese of Sydney in the name and said place of the Synod HEREBY ORDAINS DECLARES

*Handwritten signatures*

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the property is held it is inexpedient to carry out and observe those trusts and it is expedient to vary and vacate the trusts and declare other trusts upon which the property is held and to sell the property or otherwise dispose of the beneficial interest in the property and to apply the proceeds of sale or disposition as hereinafter provided.

2. The Property Trust is HEREBY AUTHORISED AND EMPOWERED to sell the property or otherwise to dispose of the beneficial interest in the property within three (3) years from the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee (expressed by resolution thereof) by public auction or by private contract free from the trusts upon which the property is held, or by declaration of change of the trusts upon which the property or the beneficial interest therein is held for such price and on and subject to such terms as the Property Trust may think fit.

3. Without limiting the general power of sale and disposition hereinbefore contained the Property Trust IS HEREBY AUTHORISED AND EMPOWERED upon payment by the Anglican Counselling Centre to the Property Trust of the sum of Two hundred and Twenty-five thousand dollars (\$225,000) which shall be held and applied as hereafter provided TO HOLD the beneficial interest in the property thenceforth for the general purposes of the Anglican Counselling Centre whether as a residence for its Director or otherwise as the Centre may from time to time direct or require.

4. The proceeds of sale of the property or disposition of the beneficial interest therein as hereby authorised whether under clause 2 or clause 3 shall be applied:-


FIRSTLY in meeting the costs of and incidental to this Ordinance and of the sale and disposition of the property or beneficial interest therein; and

SECONDLY for the provision and furnishing of buildings within the Parish for the purposes of ministry, or otherwise as required by the Churchwardens for the time being of the Parish of Longueville with the approval of the Parish Council.


5. Pending any application of funds under clause 4 the Property Trust shall invest the proceeds of sale or disposition and capitalise the income. 10

6. This Ordinance may be cited as the "Longueville Sale of Land (Variation of Trusts) Ordinance 1987".

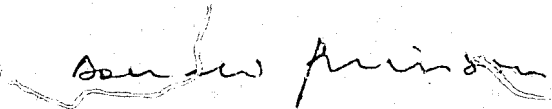
I CERTIFY that the Ordinance as printed is in accordance with the Ordinance as reported.

  
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 31st day of August 1987.

  
Secretary

I ASSENT to this Ordinance.

  
Archbishop of Sydney

31 / 8 / 1987