

Mission Property (Rouse Hill) Land Sale Ordinance 2003

No 30, 2003

Long Title

An Ordinance to authorise the sale of certain land at Rouse Hill 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 1/1033065 being the site of Christ Church, Rouse Hill (the "Land").

B. The Land is church trust property held on the trusts set out in the Mission Property Ordinance 2002.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient that the Land 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 Mission Property (Rouse Hill) Land Sale Ordinance 2003.

2. Declaration

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

3. Authority to sell

(1) Subject to clause 3(2), the Property Trust is authorised to sell the Land by private treaty 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) for such price and subject to such terms and conditions as the Property Trust considers appropriate.

(2) The authority to sell the Land arises only after the sentence of consecration of the church on the Land has been revoked.

(3) Clause 11 of the Church Grounds and Buildings Ordinance 1990 does not apply to the church on the Land. The Archbishop may revoke the sentence of consecration as and when he considers fit.

4. Application of proceeds

(1) The costs of and incidental to this ordinance and the sale of the Land and all outgoings to which the Land is subject are to 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 applied as follows –

- (a) first, in payment of any goods and services tax (as defined in *A New Tax System (Goods and Services Tax) Act 1999*) in connection with the sale; and
- (b) the balance to be held as part of the fund constituted under the Mission Property Ordinance 2002.

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

PG KELL
Chairman of Committees

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I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 11 August 2003.

MA PAYNE
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
12/8/2003