

PARISH OF ST. ANDREW LAKEMBA SALE ORDINANCE 1978No. 49 1978

AN ORDINANCE to vary the trusts and to authorise the sale of certain lands at Lakemba and to provide for the application of the proceeds thereof.

WHEREAS Morris William Attenborough, Ormond Sydney Dixon and Walter Edward Thomson (hereinafter called "The Trustees") are the registered proprietors of the whole of the land comprised in Certificate of Title Volume 4648 Folio 119 more particularly described in the Schedule hereto (hereinafter called "the land") AND WHEREAS the land is church trust property held by the Trustees in trust for the Church of England in the Parish of St. Andrew at Lakemba pursuant to a trust deed made 21 July 1971 AND WHEREAS a dwelling known as No. 160 Lakemba Street Lakemba is erected on the said land AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land is held it is inexpedient to carry out and observe the same to the extent to which the same are hereby varied and it is expedient that the land be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES ORDAINS RULES AND DIRECTS as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land is held it is inexpedient to carry out and observe the same to the extent to which the same are hereby varied and it is expedient that the land be sold.
2. The Trustees are hereby empowered to sell the land by public auction or private treaty at such time and at such price and upon such terms and conditions as the Trustees may determine freed from any trusts whatsoever.
3. The proceeds arising from the sale of the land after paying thereout the costs of and incidental to this Ordinance and of the transfer in pursuance thereof and all outgoings to which the land may be subject shall be applied:-

- (a) firstly all moneys owing to the Bank of New South Wales in respect of the present overdraft on the security of the land shall be repaid to the Bank.



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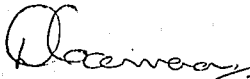
(b) secondly the whole of the surplus shall be paid to the churchwardens for the time being of St. Andrew's Church Lakemba and applied by the churchwardens as may be from to time required for repairs to the church rectory and other buildings of the Parish.

4. This Ordinance may be cited as "Parish of St. Andrew Lakemba Sale Ordinance 1978".

THE SCHEDULE

ALL THAT parcel of land in the Municipality of Canterbury, Parish of St. George and County of Cumberland and State of New South Wales, being the whole of the land comprised in Certificate of Title Volume 4648 Folio 119 having a frontage of 34 feet 2 inches to Lakemba Street and a depth of about 294 feet 1 inch, together with the dwelling thereon known as 160 Lakemba Street Lakemba.

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



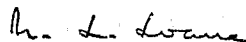
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 11th day of December 1978.



Secretary

I ASSENT to this Ordinance.



Archbishop of Sydney
11/12/1978