

AN ORDINANCE to authorise the sale of certain land and to provide for the application of the proceeds thereof.

WHEREAS

A. Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is the registered proprietor of the land described in the First Schedule hereto which land is hereinafter called "the said land".

B. The said land is church trust property held upon trust for the area formerly known as the Parish of Peakhurst with Lugarno but no trusts in writing have been declared concerning the same.

C. The said area is now comprised partly in the Parish of Peakhurst and partly in the Provisional District of Lugarno and Illawong.

D. The said land is situated in the said Provisional District.

E. By reason of circumstances which have arisen since the said land was acquired it is expedient that the said land be sold.

F. By reason of circumstances which have arisen subsequent to the creation of the trusts relating to the said land it is expedient to vary such trusts.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES RULES ORDAINS AND DIRECTS as follows:-

1. 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 said trusts and it is expedient that such trusts in relation to the said land or the sale proceeds thereof be varied to the extent herein provided and furthermore it is expedient that the said land be sold.

2. The Corporate Trustee is hereby authorised and empowered to sell the said land by public auction or private contract at such time for such price upon such terms and conditions as it may consider fit freed from the trusts on which the said land is held.

3. The proceeds arising from any such sale shall be applied as follows:-

(a) firstly, in meeting all costs of and incidental to this ordinance and any sale pursuant thereto, and

(b) secondly, in or towards meeting the cost of constructing a new building

suitable for use as a Rectory in connection with the said Provisional District and any balance remaining may be used for such purposes within the said Provisional District as the Standing Committee may approve from time to time by resolution.

4. This Ordinance may be cited as "Peakhurst and Lugarno Sale Ordinance 1977".

SCHEDULE

ALL THAT land in the Municipality of Hurstville Parish of St. George and County of Cumberland being Lot 20 in Registered Plan 1755 and the whole of the land in Certificate of Title Volume 6988 Folio 147.

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

D. CAMERON  
Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 12th day of December, 1977.

W.G.S. GOTLEY  
Secretary.

I ASSENT to this Ordinance.

M.L. LOANE  
Archbishop of Sydney.

12/12/77.