

Pitt Town Land Sale Ordinance 2006

No 22, 2006

Long Title

An Ordinance to permit the sale of certain land at Cattai.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land contained in folio identifier 1/66179 and Folio Identifier 1/225914 and known as St Luke's Anglican Church Cattai (the "Land").

B. The Land is church trust property and by clause 4 of the St James Pitt Town (Rockleigh) Land Sale and Variation of Trust Ordinance 1965 is held on trust for a church, parsonage or parish hall or partly for one or partly for another or such purposes in connection with the Church of England in Australia at Cattai in the parish of Pitt Town.

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 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 Pitt Town Land Sale Ordinance 2006.

2. Declarations

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 be applied in the manner set out in clause 4.

3. Authority to Sell

(1) Subject to subclause (2), the Property Trust is authorised to sell the Land by private treaty or public tender 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 whether given before or after that date 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The authority to sell the Land arises only after the licence or sentence of consecration of the church on the Land has been revoked.

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

4. Application of the Proceeds of Sale

(1) The proceeds of sale, after payment of the costs of and incidental to this Ordinance and the sale of the Land, are to be paid to the Property Trust and applied as follows -

- (a) first, towards the provision of a residence for a second full-time ministry worker, and
- (b) the balance, towards the upgrade of ministry facilities at Wisemans Ferry.

(2) Pending application of the sale proceeds, the sale proceeds (or the balance remaining from time to time) are to be invested and the income capitalised.

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

R TONG
Chairman of Committees

Pitt Town Land Sale Ordinance 2006

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 28 August 2006.

R WICKS
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
29/8/2006