

St Andrew's Cathedral Land Sale Ordinance 2001

No 57, 2001

Long Title

An Ordinance to authorise the sale of the properties known as 191 Fuller's Road, Chatswood and 6 Lea Street, Croydon.

Preamble

A. The Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land described in Schedule 1 (the "Fullers Road Property") and the land described in Schedule 2 (the "Lea Street Property"), (collectively the "Land").

B. The Property Trust holds the Land on trust for the purposes of St Andrew's Cathedral but no written trusts exists in respect thereof.

C. By reason of circumstances which have arisen subsequent to the creation of those trusts, it is expedient that the Land be sold.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the St Andrew's Cathedral Land Sale Ordinance 2001.

2. Declarations

By reason of circumstances which have arisen subsequent to the creation of the trusts on which the Land is held it is inexpedient to carry out or observe those trusts and, it is expedient that the Land be sold and the proceeds applied in the manner set out in this Ordinance.

3. Power of sale

(1) The Property Trust is authorised to sell the Fullers Road Property.

(2) The Property Trust is authorised to sell the Lea Street Property when requested by the Chapter of the Cathedral so to do.

(3) Any sale by the Property Trust may be by public auction or private treaty and for such price and subject to such conditions and terms which the Property Trust considers appropriate.

(4) A sale shall not be effected pursuant to this ordinance after 31 December 2004 unless approved by resolution of the Standing Committee.

4. Application of proceeds of sale

(1) The proceeds from the sale of the Land shall be applied as follows:

(a) first, in meeting the costs of this ordinance and of the sale; and

(b) thereafter in meeting the cost of the purchase and/or repair of any property held in trust for the Cathedral or the Chapter thereof as requested from time to time by the Chapter.

(2) The income from the proceeds may be applied in or towards the payment of housing allowances for officers of the Cathedral or staff employed by the Chapter of the Cathedral or for the purpose stated in clause 4(1)(b) in each instance as requested from time to time by the Chapter.

Schedule 1

The land in Folio Identifier 4/852710 known as 191 Fullers Road Chatswood.

Schedule 2

The land in Folio Identifier 33/G/5639 known as 6 Lea Street, Croydon.

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

PETER YOUNG
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 10 December 2001.

MA PAYNE
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
11/12/2001