
ST ANNE'S RYDE SALE ORDINANCE 1991

No 6, 1991

AN ORDINANCE to authorise the sale of certain land at Ryde and to vary the trusts on which the sale proceeds of the same shall be held.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is registered as the proprietor of the whole of the land contained in Folio Identifier 69/5887 situate at 16 Shepherd Street, Ryde (hereinafter called "the land").

B. The land is church trust property within the meaning of the Anglican Church of Australia Trust Property Act 1917 as amended and is held upon trust by the Corporate Trustee in connection with the Anglican Church of Australia within the Diocese of Sydney pursuant to St Anne's Ryde Mortgaging Ordinance 1981 on the trusts set out in that ordinance for the sole benefit of the Parish of St Anne's Ryde or any Parish or ecclesiastical district into which it may subsequently be formed or form a part.

C. 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 and observe the same and it is expedient that the land be sold and that the trusts on which the proceeds from the sale of the same will be held be varied to the extent hereinafter provided.

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

1. This Ordinance may be cited as the "St Anne's Ryde Sale Ordinance 1991".
2. By reason of the circumstances which have arisen subsequent to the creation of the trusts on which the land is held it is inexpedient to carry out and observe the same and it is expedient that the land be sold and that the trusts insofar as the same apply to the proceeds from the sale of the land be varied to the extent hereinafter provided.
3. The Corporate Trustee is hereby authorised to sell the land within three years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or private agreement and in one or more lots and for such price or prices and on and subject to such terms and conditions as, to the Corporate Trustee, may seem appropriate.
4. The proceeds arising from the sale shall be applied by the Corporate Trustee as follows:
 - (a) First in payment of the costs of and incidental to this Ordinance and the sale; and
 - (b) Secondly, towards the costs of the purchase of a rectory or residence for the minister or other staff employed by the Parish of St Anne's Ryde or any Parish or ecclesiastical district into which it may subsequently be formed or form a part and towards the furnishings, repairs and any alterations thereof PROVIDED THAT pending any application pursuant to this paragraph the funds shall be invested by the Corporate Trustee and the income arising therefrom shall be capitalised and any residue of the proceeds and income after such purchase, furnishings, repairs or alterations to such property shall be held by the Corporate Trustee upon trust for the Parish of St Anne's Ryde to be applied for such purpose or purposes as requested from time to time by a resolution of the majority of the Parish Council of the said Parish and approved by the Standing Committee or, failing such approval, as approved by the Synod of the Diocese of Sydney.

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

N.M. CAMERO
Chairman of Committee

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney
on the 25th day of March 1991.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney
25 / 3 / 1991