
St. James Pitt Town (Mucklow Land) Variation of Trusts Ordinance 1961.

No. 31, 1961.

AN ORDINANCE to vary the trusts upon which certain land at Maraylya in the Shire of Baulkham Hills is held and for purposes incidental thereto.

WHEREAS by Ordinance No. 18, 1961 entitled "St. James Pitt Town Vesting and Land Sale Ordinance 1961" the land described in the Schedule thereto was vested in Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) and the Corporate Trustee was authorised and empowered to sell the same and to invest the net proceeds arising from such sale as therein set out and to pay the net income arising from such investment to the Minister for the time being authorised to officiate in the Church of St. James Pitt Town AND WHEREAS the Home Mission Society in the Diocese of Sydney has requested that the land be not sold by the Corporate Trustee but that the Corporate Trustee might hold the same upon trust for the benefit of such Society AND WHEREAS it has offered to provide a sum of Seven hundred pounds (£700:) to be held and applied by the Corporate Trustee upon the same trusts as are provided by the said Ordinance in respect of the proceeds of sale of the said land AND WHEREAS it is expedient in order to give effect to such request that the trusts upon which the land is now held be varied as hereinafter appearing and provision made for payment and investment of the said sum NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS AND DIRECTS as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule to Ordinance No. 18, 1961 is held and to circumstances subsequent to the passing of the said Ordinance it is inexpedient to carry out and observe the same to the extent to which such trusts are hereby varied and it is expedient that the same be varied as hereinafter set out.

2. The said land shall henceforth be held by the Corporate Trustee upon trust for the Home Mission Society in the Diocese of Sydney. (hereinafter called the Society) in accordance with the provisions of the Home Mission Society Ordinance 1912 (As amended).

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3. The Society shall pay to the Corporate Trustee the sum of Seven hundred pounds (£700:) by consecutive equal annual instalments of One hundred pounds (£100:) the first of which shall be paid on the first day of the month next succeeding the month in which this Ordinance is passed and assented to and thereafter on the first day of the same month in each of the next succeeding six years together with interest calculated from such first mentioned day at the rate of Five pounds (£5:0:0) per centum per annum and thereafter computed on annual rests. The Society shall also pay the costs of and incidental to this Ordinance.

4. The said sum of Seven hundred pounds (£700:) or so much thereof as shall from time to time be paid to the Corporate Trustee shall be invested in accordance with the provisions of the Investment of Church Trust Property Ordinance 1944 as amended or any Ordinance amending or taking the place of the same and the net income arising from such investment as also the interest on the said sum or so much thereof as shall be unpaid from time to time shall be paid to the Minister for the time being authorised to officiate in the Church of St. James at Pitt Town.

5. This Ordinance may be cited as St. James Pitt Town (Mucklow Land) Variation of Trust Ordinance 1961.

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

ATHOL RICHARDSON,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the twenty-fifth day of September, 1961.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

HUGH SYDNEY,
Archbishop of Sydney.

25/9/1961.