
St. John's Darlinghurst Land Sale Ordinance 1963

No. 37, 1963.

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

WHEREAS the Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) is the registered owner of the land described in the schedule hereto AND WHEREAS the said land is held upon trust for the erection and maintenance thereon of a residence or dwelling house for the School Master for the time being of the School belonging to or in connection with St. John's Church at Darlinghurst AND WHEREAS by reason of circumstances subsequent to the creation of the trusts of the said land it has become expedient to sell the same NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and in the place of the said Synod ordains and declares as follows :-

1. This Ordinance may be cited as "St. John's Darlinghurst Land Sale Ordinance 1963."

2. That by reason of circumstances which have arisen subsequent to the creation of the trusts of the land described in the schedule hereto it is inexpedient to carry out the said trusts and it is expedient to sell the said land.

3. The said land may be sold by the said Corporate Trustee either by public auction or private contract together or for cash or credit and at such price and upon such terms and conditions as the said Corporate Trustee may determine with power to vary or rescind any contract for sale.

4. The purchase money to arise from any sale of the said land or any part or parts thereof shall be paid to the said Corporate Trustee and so much thereof as shall be required for such purpose shall be applied by it in the payment of all outgoing properly chargeable against the said land and all costs charges and expenses of and incidental to this Ordinance and of and incidental to any sale or sales of the said land or any part or parts thereof and the balance of the said purchase money shall be paid to the Churchwardens for the time being of St. John's Darlinghurst and applied by them as to the corpus thereof towards the acquisition of alternative real property for the use and occupation of the Assistant Minister

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or Curate of the said Church or otherwise to invest the same in accordance with the provisions of the Church of England Trust Property Investment Ordinance 1944 as amended and as to the income thereof towards the rent of premises to be leased for such purpose and in so far as not so required apply the same for general Church purposes within the said Parish.

SCHEDULE

Land in the City of Sydney Parish of Alexandria in the County of Cumberland and Colony of New South Wales being portion of Block number sixteen of the New Grant of the Riley Estate bounded on the North by Surry Street commencing at a point distant one hundred and thirty-one feet easterly from its junction with the eastern building line of Victoria Street and bearing easterly twenty-one feet on the east by a line bearing southerly one hundred and twenty feet to Surry place (nineteen feet six inches wide) on the south by Surry place bearing westerly twenty-one feet and on the west by a line bearing northerly one hundred and nineteen feet nine inches to the point of commencement be the said dimensions a little more or a little less.

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

H. G. S. Begbie,
Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of October 1963.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

28/10/1963.

HUGH SYDNEY,
Archbishop of Sydney.