

ST LUKE'S LIVERPOOL ORDINANCE 1986

NO. 66, 1986

AN ORDINANCE to vary the trusts on which certain property is held.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney is the trustee of certain property held upon trust to apply the income in accordance with the St. Luke's Liverpool Lease Ordinance (No. 2) 1976 which Ordinance is hereinafter called the "Principal Ordinance".

B. By reason of circumstances which have arisen subsequent to the creation of the said trust it is expedient that the same be varied to the extent provided in this Ordinance.

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. (1) This Ordinance may be cited as "St Luke's Liverpool Ordinance 1986".

(2) The Principal Ordinance as amended by this Ordinance may be cited as "St. Luke's Liverpool Ordinance 1976-1986" and Clause 1 of the Principal Ordinance is amended accordingly.

2. By reason of circumstances which have arisen subsequent to the creation of the trusts hereinbefore referred to it is inexpedient to carry out and observe the same to the extent that the same are hereby varied.

3. The following clauses are substituted for Clause 6 of the Principal Ordinance:

" 6. So much of the said income as is derived on and from 1 January 1987 and before 1 January 1990 shall be applied as follows:

- (a) Nine percentum (9%) per annum shall be paid to the churchwardens for the time being of the Church of St. Luke Liverpool to be applied to the maintenance of the ministry (excluding the rector's stipend) and the relief of need and distress.
- (b) Two and a half percentum (2.5%) per annum shall be paid to the said churchwardens to be applied for payment towards such extra parochial purposes including ethnic work based at the Church of St. Luke Liverpool as shall be decided by resolution of the Parish Council of the Parish of Liverpool.
- (c) Five percentum (5%) per annum shall be paid to the said churchwardens and appropriated to a special account to be applied towards the restoration, maintenance and repair of the church, the buildings and the grounds of St. Luke Liverpool.
- (d) Seven and one half per centum (7.5%) per annum shall be paid to the said churchwardens to be applied in or towards the repayment of the sum of Fifty thousand dollars (\$50,000) and interest

thereon borrowed for the purposes of constructing the building known as the "Church Centre" in the Parish of Liverpool, such repayments to continue until the debt on the said church centre is liquidated and after payment of such sum and interest thereon shall be applied in accordance with paragraph (c).

- (e) Twenty percentum (20%) per annum shall be paid to the Sydney Diocesan Secretariat and applied for such purposes as shall be determined by Synod
- (f) Fifteen percentum (15%) per annum shall be paid to the Sydney Diocesan Secretariat for the benefit of the Sydney Church of England New Areas Committee to be applied to the furtherance of its objectives and work as defined by the ordinance which constitutes that Committee, but having regard to the needs of parishes and other ecclesiastical districts in the Parramatta Region.
- (g) Thirty percentum (30%) per annum shall be paid to the Parramatta Anglican Regional Council for 1987 and to that Council through the Diocesan Income and Expenditure Ordinance for the balance of the effective period of this Ordinance to be applied from time to time as the said Council may determine towards all or any of the following:
  - (i) educational, pastoral, ethnic, or evangelistic purposes (except stipends of incumbents) in any parish or other ecclesiastical district within the said Region, or
  - (ii) meeting the cost of purchasing land, erecting buildings or other improvements where such land, buildings or improvements are held or are to be held on trust for the said Region, or
  - (iii) repaying monies borrowed to meet such costs and the interest thereon.
- (h) Ten percentum (10%) per annum shall be paid to the Sydney Diocesan Secretariat for the benefit of the Sydney Anglican Home Mission Society Council and applied to the establishment and maintenance of full or part time hospital chaplaincies in the said Region.
- (i) One percentum (1%) per annum shall be paid to the Sydney Diocesan Secretariat for the benefit of the Archbishop of Sydney's Vision for Growth Appeal Fund.

7. The provisions of clause 6 shall be reviewed during the year 1989 and any amendments to the said provisions arising out of such review shall take effect on and from 1 January 1990. The Corporate Trustee shall not distribute any income derived on or from 1 January 1990 until such time as such a distribution has been authorised by an ordinance passed after such review. The provisions contained in Clause 6 shall not be taken as a precedent."

4. The Principal Ordinance is further amended as follows:

(a) by the insertion of the following recital after recital H:

"I. Lot A and Lot B have been sold and the proceeds from the sale have been re-invested."; and

(b) by the insertion of the following after "Lot B" in Clause 2:

"and all investments from time to time made from the proceeds arising from the realization thereof"

and by the insertion of the following at the end of that Clause:

"The income from Lot A and Lot B and the said investments shall be applied in accordance with the provisions of this ordinance as amended from time to time."

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

E.D. CAMERON  
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 15th day of December 1986.

W.G.S. GOTLEY  
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON  
Archbishop of Sydney  
15/12/1986