
St. Mark's South Hurstville Sale Ordinance, 1961

No. 23, 1961.

AN ORDINANCE to authorise the sale of certain land in The Mall, South Hurstville and to provide for the application of the proceeds of such sale.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) is registered as the proprietor of the residue of the land comprised in Certificate of Title Volume 2936 Folio 239 more particularly described in the First Schedule hereto (hereinafter called the Old Church Site) and WHEREAS the Old Church Site is held upon trust to permit the same to be used as a site for a church parsonage or parish hall or partly for one or partly for another or others of such purposes in connection with the Church of England in the Parish of St. Mark South Hurstville which trusts were declared in Ordinance No. 15 of 1958 and WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the trusts be varied as hereinafter set out and WHEREAS the old church building and parish hall of St. Mark South Hurstville are erected upon the said land and WHEREAS it is expedient that the said land be sold and the net proceeds applied in and towards the erection of a new parish hall upon part of the land more particularly described in the Second Schedule hereto NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and directs as follows:-

1. By reason of circumstances which have arisen since the creation of the trusts upon which the Old Church Site is held it is inexpedient to carry out and observe the same and it is expedient that such land be sold.

2. The Corporate Trustee is hereby empowered to sell the said Old Church Site in one lot or in parcels by public auction or private contract at such time or times and for such price or prices and upon such terms and conditions as it shall think fit, freed from the trusts aforesaid.

3. The proceeds of the sale of the said land shall after deducting thereout all outgoings properly chargeable against the same and the costs charges and expenses of and incidental to this Ordinance and

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of the sale or sales of the said land and transfer or transfers executed in pursuance thereof, be paid to the Churchwardens of St. Mark's South Hurstville and applied in and towards the costs of and incidental to the erection of a new parish hall on part of the land more particularly described in the Second Schedule hereto and until such money be so required shall be invested by the said Churchwardens in such investments as are authorised by law for trust funds.

4. This Ordinance may be cited as "St. Mark's South Hurstville Sale Ordinance 1961."

FIRST SCHEDULE.

All that piece or parcel of land situated in the Municipality of Kogarah Parish of St. George and County of Cumberland having a frontage of 66 feet to the Mall by a depth of 200 feet being Lot B in miscellaneous plan of sub-division (RP No. 112492) and being the residue of the land in Certificate of Title Volume 2936 Folio 239.

SECOND SCHEDULE.

All that piece or parcel of land situated in the Municipality of Kogarah Parish of St. George and County of Cumberland at the corner of The Mall and Grosvenor Road having a frontage of 153 feet 6 inches to The Mall by a depth of 165 feet and being Lots 156 and 157 in Deposited Plan 6202 and being the land in Certificates of Title Volume 3093 Folio 216 and Volume 3063 Folio 153 respectively.

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

ATHOL R. 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 26th day of June, 1961.

W. L. J. HUTCHISON
Secretary.

I assent to this Ordinance.

HUGH SYDNEY,
Archbishop of Sydney.

26 / 6 / 61.