


ST. PAUL'S WAHROONGA MORTGAGE ORDINANCE 1983

NO. 51 1983

AN ORDINANCE to authorise the mortgaging
of certain lands at Wahroonga.

WHEREAS:

5 A. Anglican Church Property Trust Diocese of Sydney (here-
inafter called the "Corporate Trustee") has entered a
contract to ^{purchase}~~purchase~~ in fee simple the land described in the 
First Schedule.

B. The land described in the First Schedule shall be held
upon trust for the purposes of the Anglican Church of
Australia in the Parish of St. Paul at Wahroonga.

10 C. The Corporate Trustee is the registered proprietor of
the lands described in the Second, Third and Fourth
Schedules.

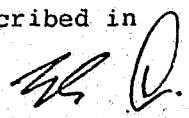
15 D. The lands described in the Second and Third Schedules
are held upon trust to permit the same to be used for a
Church Parsonage or Parish Hall or partly for one and partly
for another or other of such purposes in connection with the
Anglican Church of Australia in the Parish of St. Paul at
Wahroonga.

20 E. The land described in the Fourth Schedule is held upon
trust for the Anglican Church of Australia in the Parish of
St. Paul at Wahroonga but no trusts have been declared in
writing concerning the same.

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

25 1. This Ordinance may be cited as "St. Paul's Wahroonga
Mortgage Ordinance 1983".

2. By reason of circumstances which have arisen subsequent
to the creation of the trusts on which the land described in



30 the First Schedule is to be held and the trusts on which the
lands described in the Second, Third and Fourth Schedules
are held it is expedient to mortgage the same as hereinafter
provided.

35 3. (1) The Corporate Trustee is hereby authorised and
empowered to mortgage the whole or any part or parts of the
land described in the First, Second, Third or Fourth
Schedules hereto for the purpose of securing the repayment
of any amount borrowed by the Corporate Trustee, such amount



(a) not to exceed the amount last approved by
resolution of the Standing Committee, and

40 (b) to be paid to the Churchwardens for the time being
of St. Paul's Wahroonga and applied by them towards
purchasing the land described in the First Schedule
or for any purpose (being a purpose consistent with
the said trusts) approved by them and by the
45 Standing Committee by resolution thereof or for
repaying the amount secured by any mortgage or
mortgages over the said lands or any part thereof.

A certificate by the Secretary for the time being of the
Standing Committee as to the terms of any resolution passed
50 by the Standing Committee pursuant to this clause shall be
conclusive evidence that the resolution set forth in the
certificate has been duly passed by the Standing Committee
and is the last resolution to have been passed pursuant to
this clause.

55 (2) Any moneys borrowed on the security of the said
lands shall be repaid at a rate not less than that (if any)
specified in the last resolution by the Standing Committee
to be passed pursuant to this sub-clause.*

60 (3) While any money is secured by any mortgages granted
pursuant to this Ordinance then the said Churchwardens shall
disclose the amount so secured in every statement of assets



prepared pursuant to clause 41 of the Sydney Church Ordinance 1912 (as amended) and in every return lodged pursuant to the Assessment Authorisation Ordinance 1975 (as amended).

65

FIRST SCHEDULE

ALL THAT land at Wahroonga in the Shire of Hornsby Parish of South Colah and County of Cumberland being Lots 1 to 4 in Strata Plan 15189 and being the whole of the land comprised in Certificates of Title Volume 14102 Folios 222 to 225 inclusive.

70

SECOND SCHEDULE

ALL THAT land at Wahroonga in the Shire of Hornsby Parish of South Colah and County of Cumberland being Lot C in Plan annexed to Order B810425 and being part of the land comprised in Certificate of Title Volume 4301 Folio 24.

75

THIRD SCHEDULE

ALL THAT land at ^{Wahroonga}~~Whareonga~~ in the Shire of Hornsby Parish of South Colah and County of Cumberland being Lot A in Plan annexed to Order B810425 and being of the land comprised in Certificate of Title Volume 4301 Folio 23.

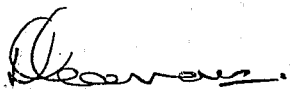
80

FOURTH SCHEDULE

ALL THAT land at Wahroonga in the Municipality of Ku-ring-gai Parish of Gordon and County of Cumberland and being the whole of the land comprised in Certificate of Title Volume 7000 Folio 205.

85

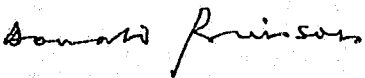
I CERTIFY that the Ordinance as printed is in accordance with the Ordinance as reported.


Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 18th day of December 1983.


Secretary

I ASSENT to this Ordinance.


Archbishop of Sydney
2/12/1983