
*St. Peter's Seven Hills Declaration of Trusts and
Mortgaging Ordinance 1964*

No. 25, 1964.

AN ORDINANCE to declare the trusts of certain land at Seven Hills in the Shire of Blacktown, and to authorise the mortgaging thereof and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is registered as proprietor in fee simple of the whole of the land comprised in Certificate of Title Volume 6899 Folio 138 more particularly described in the Schedule hereto AND WHEREAS the said land is Church Trust Property held for the sole benefit of the Provisional Parish of Seven Hills and Lalor Park but no trusts in writing have been declared concerning the same AND WHEREAS St. Peter's Seven Hills Rectory is erected upon part of the said land AND WHEREAS it is expedient to declare the trusts upon which the said land is held AND WHEREAS it is proposed to erect a new Church in connection with the said Provisional Parish on part of the said land and for such purpose it will be necessary to borrow a sum not exceeding Four thousand five hundred pounds (£4,500) AND WHEREAS it is expedient that the said land be mortgaged to secure the amount so required as aforesaid 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. That the land comprised in Certificate of Title Volume 6899 Folio 138 more particularly described in the Schedule hereto shall be held by the Corporate Trustee upon trust to permit the same to be used for a Church, Parsonage and Parish Hall or partly for one and partly for another of such purposes in connection with the Church of England in Australia in the Provisional Parish of Seven Hills and Lalor Park.

2. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held it is expedient that the same be mortgaged.

- (i) The Corporate Trustee is hereby empowered to mortgage from time to time the whole or any part of the land described in the Schedule hereto for the purpose of borrowing the sum following:

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- (a) When the power is first exercised the sum not exceeding Four thousand five hundred pounds (£4,500)
 - (b) When the power is subsequently exercised such sum not exceeding Four thousand five hundred pounds (£4,500) as the Standing Committee may by resolution determine.
 - (c) Provided that such debt shall when the power is first exercised be repaid at the rate of not less than Four hundred and thirty two pounds (£432) per annum including interest and when the power is subsequently exercised at such rate as Standing Committee shall by resolution determine Provided further that no person or corporation advancing moneys pursuant to this Ordinance shall be concerned to enquire whether such reduction shall have been made.
- (ii) Any renewal of a mortgage shall be deemed to be a subsequent exercise of the said power.
 - (iii) A document purporting to be certified by the Archbishop or the Diocesan Secretary as a copy of any such resolution shall in favour of a mortgagee or any person or corporation claiming under the mortgage be conclusive evidence that such resolution was duly passed.

3. The proceeds of the mortgage hereby authorised shall after paying the costs of and incidental to this Ordinance and any mortgage executed in pursuance thereof be paid to the Churchwardens for the time being of St. Peter's Seven Hills to be applied by them towards the cost of erection of the new Church on the said land.

4. The Churchwardens of St. Peter's Seven Hills shall within seven days of the holding of the Annual Vestry Meeting during such time as any money is owing to any mortgagee pursuant to this Ordinance cause an account to be forwarded to the Diocesan Secretary giving details of the original amount borrowed, the amounts paid off and the balance owing.

5. This Ordinance may be cited as "St. Peter's Seven Hills Declaration of Trusts and Mortgaging Ordinance 1964."

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SCHEDULE

All that piece or parcel of land in the Shire of Blacktown Parish of Prospect and County of Cumberland having an irregular frontage of measurements 56' 0 $\frac{1}{2}$ "", 66' 10 $\frac{1}{2}$ " and 37' 2 $\frac{1}{2}$ " respectively from the western boundary to Best Road by a depth of 493' 6 $\frac{1}{2}$ " on the western side and of 475' 1 $\frac{1}{2}$ " on the eastern side to a rear line of 160' 0" being the whole of the land in Certificate of Title Volume 6899 Folio 138.

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

H. G. S. BEGBIE,
Deputy 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 September, 1964.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

28/9/1964.

HUGH SYDNEY,
Archbishop of Sydney.