

# Sydney Anglican Pre-School Council (Vesting of Property and Amendment) Ordinance 2014

No 10, 2014

## Long Title

An Ordinance to consent to the vesting of certain land in the Anglican Church Property Trust Diocese of Sydney and matters incidental thereto.

## Preamble

A. The Sydney Anglican Pre-School Council (the "Council") is the trustee of the property described in each of the cells in column 1 of the Schedule (the "Land").

B. The property described in a cell in column 1 of the table in the Schedule is held on the trusts described in the corresponding cell in column 2 of the Schedule.

C. Under section 19 of the Anglican Church of Australia Trust Property Act 1917 it is expedient to consent to the vesting of the Land in the Anglican Church Property Trust Diocese of Sydney (the "Property Trust"), the corporate trustee of the Diocese of Sydney.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

### 1. Name of Ordinance

This Ordinance is the Sydney Anglican Pre-School Council (Vesting of Property and Amendment) Ordinance 2014.

### 2. Consent

Under section 19 of the Anglican Church of Australia Trust Property Act 1917, consent is given to the Land being vested in the Property Trust, the corporate trustee of the Diocese of Sydney.

### 3. Amendment

The Sydney Anglican Pre-School Council Ordinance 1975 is amended as follows –

- (a) substitute the matter in clause 3(1) with the following –

"The members of the Council are any two members of the Property Trust nominated by the Property Trust by resolution from time to time."
- (b) delete clause 4(1) (and renumber clause 4(2) as clause 4), and
- (c) in renumbered clause 4 delete the matter "Subject to subclause (1) of this clause, the" and insert instead "The", and
- (d) delete clause 5, and
- (e) delete clause 6(2).

### 4. Indemnity

The Property Trust is to indemnify each person who is, or has been, a member of the Council against any liability which results directly or indirectly from facts or circumstances relating to the person serving or having served as a member of the Council other than a liability –

- (a) owed to the Council, or
- (b) that is owed to someone other than the Council or a related body corporate and did not arise out of conduct in good faith.

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**Schedule**

<b>Column 1</b>	<b>Column 2</b>
<p>The land in folio identifier Auto Consol Volume 13039 Folio 228 (Lot 2 in SP10754) known as Trafalgar Street, Brighton-le-Sands.</p>	<p>By the St Mark's Brighton-Le-Sands Variation of Trusts and Management Ordinance 1975 the land is held for the sole benefit of the Parish of St Mark Brighton-Le-Sands upon trust to permit the same to be used for a church, parsonage, parish hall, parish centre and child care centre or partly for one and partly for another or others of such purposes in connection with the Church of England in Australia at Brighton-Le-Sands in the said parish or any parish, provisional parish or provisional district in which it may be subsequently formed.</p>
<p>The land in folio identifier Volume 13535 Folio 186 (Lot 12 in DP 587813) known as Lovell Road, Denistone East.</p>	<p>By clause 1 of the Denistone East - Marsfield Variation of Trusts and Management Ordinance 1975 the land is held upon trust for a church, parsonage, parish hall, parish centre and child care centre or partly for one and partly for another or others of such purposes in connection with the Church of England in Australia at Denistone East and Marsfield in the parish of Denistone East - Marsfield or any parish, provisional parish or provisional district in which it may be subsequently formed.</p>
<p>The land in folio identifier Volume 14094 Folio 61 (Lot 2 in SP14585) known as Military Road, Port Kembla.</p>	<p>By clause 1 of the St Stephens Port Kembla Declaration of Trusts and Management Ordinance 1975 the land is held upon trust to be used for a church, parsonage, parish hall, parish centre and child care centre or partly for one and partly for another or others of such purposes in connection with the Church of England in Australia at Port Kembla in the Parish of St Stephens at Port Kembla or any parish, provisional parish or provisional district into which it may be subsequently formed.</p>

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

R TONG  
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 24 March 2014.

R WICKS  
Secretary

I Assent to this Ordinance.

GN DAVIES  
Archbishop of Sydney  
25/03/2014