

THORNLEIGH - PENNANT HILLS SALE ORDINANCE 1980

NO. 22 1980

AN ORDINANCE to declare the trusts and authorise
the sale of certain land at Pennant Hills.

WHEREAS

A. Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is the purchaser named in a Contract for Sale of the land described in the Schedule hereto (hereinafter referred to as the "subject land").

B. Upon completion of the said purchase the subject land will become church trust property within the meaning of the Church of England Trust Property Act, 1917 (as amended).

C. The Vendor of the subject land is Nancy Adele Lovely of 325 Pennant Hills Road, Pennant Hills (hereinafter called "the Vendor").

D. The Corporate Trustee has at the request of the Vendor, agreed to grant an option to the Vendor to repurchase the subject land for the price of Four thousand five hundred dollars (\$4,500.00) should the Corporate Trustee sell within seven years of the date of completion of the purchase of the subject land the land known as 323 Pennant Hills Road, Pennant Hills upon which is erected the church known as St. Luke's Thornleigh and the rectory and church hall attached thereto (hereinafter referred to as "the church").

E. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the land described in the Schedule hereto is held it is expedient that those trusts be varied to the extent herein provided and that the said land be sold.

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:-

1. Upon completion as hereinbefore recited the land described in the Schedule and any proceeds of sale shall be held upon trust for a:

- (a) church;
- (b) residence for a minister, assistant to the minister or a person

30 employed by the churchwardens;

(c) hall or halls;

(d) school or other place of assembly;

or partly for one or another or others of those purposes in connection with
the Church of England in Australia within the Diocese of Sydney for the
35 sole benefit of the Parish of Thornleigh - Pennant Hills or any Parish or
ecclesiastical district into which it may subsequently be formed or form
a part.

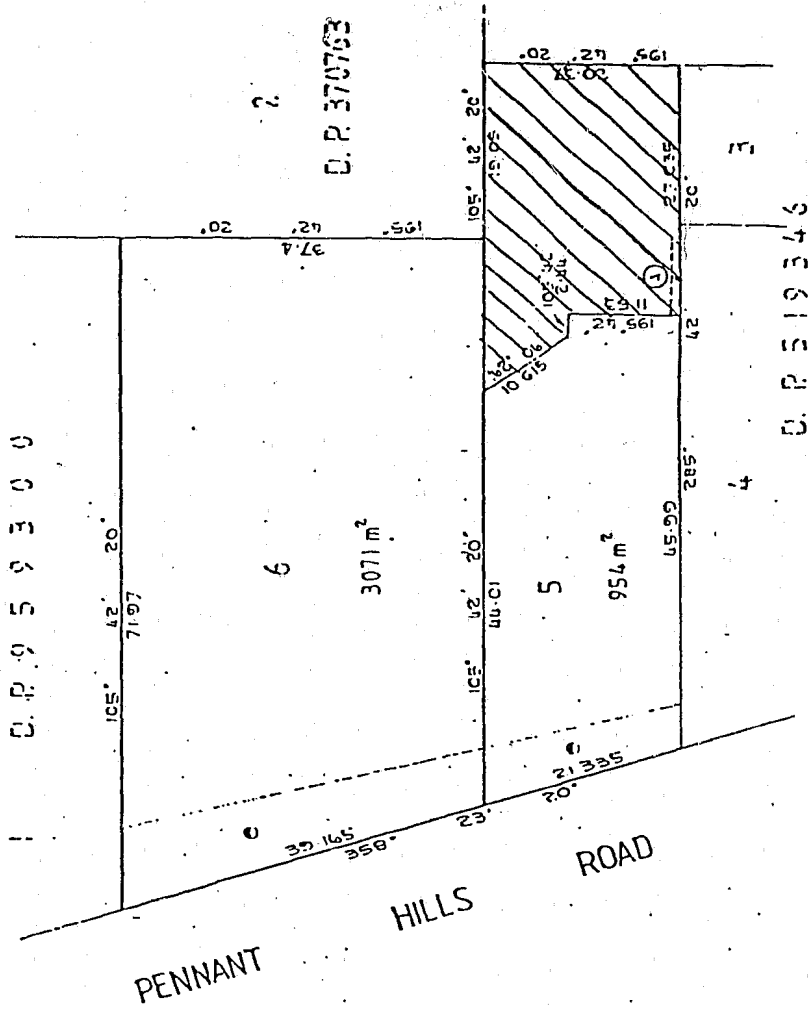
2. (1) In accordance with the condition upon which the subject land is
acquired the Corporate Trustee is hereby empowered to grant to the
40 Vendor an option to repurchase the subject land for the price of
Four thousand five hundred dollars (\$4,500.00) freed from the trusts
upon which the land is now held. The option shall contain such
terms and conditions as the Corporate Trustee shall determine.

(2) The proceeds from the sale of the subject land shall be paid to
45 the churchwardens for the time being of St. Luke's Thornleigh
and applied by them first in meeting the costs of and incidental
to the sale of the subject land and then subject to the said trusts
in accordance with any resolution of a majority of the Parish
Council of the said parish.

50 3. This ordinance may be cited as the "Thornleigh - Pennant Hills Sale
Ordinance 1980".

SCHEDULE

ALL THAT piece or parcel of land situate at Pennant Hills in the Shire of
Hornsby Parish of South Colah and County of Cumberland being part of the
land in Certificate of Title Volume 1576 Folio 177 as hatched and shown
on the plan below.



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

[Handwritten Signature]

Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 25th day of August 1980.

[Handwritten Signature]

Secretary

I ASSENT to this Ordinance.

Archbishop of Sydney
25/8/1980