
*Alexandria Land and Golden Grove Investments Sale
Ordinance, 1960.*

No. 34, 1960.

AN ORDINANCE to authorise the sale of certain land at Alexandria on which St. Mark's Church is erected and of the investments held under the St. Alban's Golden Grove Sale and Variation of Trusts Ordinance 1957 to authorise the application of the purchase money and for purposes incidental thereto.

WHEREAS

1. By Deed of Conveyance dated the twenty-fourth day of March, 1923 Registered No. 887 Book 1297 the land described in the first Schedule was conveyed to Church of England Property Trust Diocese of Sydney (herein called "the Property Trust") the said land having been purchased partly with moneys advanced by the then Sydney Church Endowment Fund and partly with the proceeds of the sale of the former site of St. Mark's Church, Alexandria in the Parish of St. Silas, Waterloo.

2. On the said land is erected a church now known as St. Mark's Church, Alexandria now in the Parish of Holy Trinity, Erskineville.

3. By reason of the falling off of the resident members of the Church of England in the neighbourhood of the said Church and the development of the area for industrial purposes it became inexpedient to use the said Church for the purposes of the Church of England and the said Church has for some time been used by another denomination.

4. It is expedient to sell the said land.

5. The Churchwardens of St. Silas, Waterloo have agreed to accept the sum of £500 in satisfaction of the interest of that parish in the proceeds of sale as mentioned in the first recital.

6. By the St. Alban's Golden Grove Sale and Variation of Trusts Ordinance, 1957 (herein called "the said Ordinance") it was provided that the Property Trust should invest the balance of the purchase money derived from the sale of St. Alban's Church, Darlington and also other moneys comprising the Fund as therein mentioned and to apply the income thereof for the purposes of the provisional district of St. Alban's Golden Grove and of any parish or parishes into or with which the said provisional district may be

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incorporated and if more than one in such proportions as the Standing Committee may determine.

7. The said provisional district has been incorporated as to one part into or with the Parish of St. Paul, Redfern and as to the other part into or with the Parish of Holy Trinity, Erskineville.

8. The Property Trust holds on behalf of the Fund the investments mentioned in the Second Schedule (herein called "the said Investments").

9. It is expedient to sell the said investments.

10. It is expedient to apply the proceeds of the sale of the said land and of the said investments towards the erection of a new rectory for the Parish of Erskineville.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and declares as follows:-

1. This Ordinance may be cited as the Alexandria Land and Golden Grove Investments Sale Ordinance, 1960.

2. By reason of circumstances subsequent to the creation of the trusts on which the said land is held it is inexpedient to carry out and observe the same to the extent to which they are hereby varied and it is expedient to sell the said land and to apply the proceeds in the manner hereinafter mentioned.

3. By reason of circumstances subsequent to the creation of the trusts on which the said Fund is held—

(a) it has become inexpedient to carry out and observe the same to the extent to which they are hereby varied and it is hereby declared that the Fund is to be held, as to one half for the Parish of St. Paul, Sydney, and as to the other half for the Parish of Holy Trinity Erskineville but subject as herein provided;

(b) it is expedient to sell the said investments and to apply the proceeds in the manner hereinafter provided.

4. The Property Trust is directed to sell the said land and the said investments at such price and subject to such terms and conditions as it may determine.

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5. The proceeds of sale of the said land after payment thereof of the costs, charges and expenses of and incidental to this Ordinance, and anything done in pursuance thereof shall be applied as follows:—

- (a) in repayment to the Sydney Church of England Finance and Loans Board of the moneys owing to it in respect of the said land;
- (b) in payment to the Churchwardens of the Parish of St. Silas, Waterloo of the sum of £500 of which £250 shall be paid as soon as possible after completion of the said sale and the balance by annual instalments of £50 (the first instalment being payable on or before the 31st day of December, 1961) and to pay any balance owing not later than the 31st day of December, 1965;
- (c) the balance shall be paid to the Churchwardens of the Parish of Holy Trinity, Erskineville to be applied by them towards the erection and furnishing of a new rectory for the said Parish.

6. The proceeds of sale of the said investments and any income derived from the same pending sale after paying thereof the costs and expenses of such sale shall be applied as follows:—

- (a) the one-half share held for the Parish of Holy Trinity, Erskineville shall be paid to the Churchwardens of that Parish to be applied by them as provided in subparagraph (c) of Clause 5;
- (b) the one-half share held for the Parish of St. Paul, Sydney shall be advanced to the Churchwardens of Holy Trinity, Erskineville to be applied by them as aforesaid, and the amount of such advance shall be repaid by them to the Property Trust by annual instalments of £50 payable on or before the 31st day of December in each year, (the first instalment to be paid on or before the 31st day of December, 1961) and the said amount as and when repaid shall be invested in any investment in which the Property Trust is for the time being authorised to invest, and the income arising therefrom shall be paid to the Churchwardens of the Parish of St. Paul Sydney for general Church purposes.

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THE FIRST SCHEDULE.

All that piece or parcel of land comprised in Lots twenty-one, twenty-two and twenty-three Section E of the South Eveleigh Estate in the Parish of Alexandria County of Cumberland commencing at the north west corner which is a point at the intersection of Dibbs and Renwick Streets and bounded thence on the north west by the eastern building line of Dibbs Street bearing south thirty-seven degrees seven minutes west thirty-four feet eight inches thence on the south west by a line dividing it from Lot twenty hearing south fifty-two degrees fifty-three minutes east eighty feet thence on the south east by a lane twenty feet wide bearing north thirty-seven degrees seven minutes east one hundred and twenty-one feet three inches on the north by the south building line of Renwick Street bearing south seventy-nine degrees fifty-two minutes west one hundred and seventeen feet ten inches to the point of commencement containing twenty-three perches.

THE SECOND SCHEDULE.

Commonwealth Treasury Bonds:		
3%	1962/65	£40
5%	1973	£5,590
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		£5,630
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I certify that the Ordinance as printed is in accordance with the Ordinance as reported.

ATHOL RICHARDSON,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 28th day of November, 1960.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

28/11/1960.

HUGH SYDNEY,
Archbishop of Sydney.