

ALL SAINTS CHURCH FIGTREE LAND SALE ORDINANCE 1980

No. 18 1980

AN ORDINANCE to authorise the sale of certain land situate at Farmborough Heights in the City of Wollongong and to provide for the application of the proceeds thereof.

WHEREAS the Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is registered as proprietor in fee simple of the land described in the Schedule hereto (hereinafter called "the

land") AND WHEREAS the land is church trust property held for the benefit of the Church of England in Australia in the Diocese of Sydney but no trusts have been declared in writing concerning the same AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land is held it is inexpedient to carry out and observe the same and it is expedient that the land be now sold and the proceeds applied

as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY ORDAINS DECLARES

DIRECTS AND RULES as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land is held it is inexpedient to carry out and observe the same and it is expedient that the land be sold.

2. The Corporate Trustee is hereby authorised and empowered to sell the land in one or more parcels, by public auction or private contract, at such time or times, at such price or prices, and upon such terms and conditions as it shall think fit, freed from the trusts upon which it is now held.

3. The proceeds arising from the sale or sales after paying thereout the costs of and incidental to this Ordinance and the sale or sales and the transfer or transfers pursuant thereto and all outgoings to which the land is subject shall be applied:-

- (a) as to one half to be paid to the Sydney Church of England Finance and Loans Board; and,

(b) as to the other half towards the cost of construction of a new church, church hall and rectory within the Parish of Figtree PROVIDED that pending such application the amount so held shall be invested and the income therefrom shall be capitalised.

30 4. This Ordinance may be cited as "All Saints Church Figtree Land Sale Ordinance 1980".

THE SCHEDULE

ALL THAT piece or parcel of land situate at Unanderra in the City of Wollongong Parish of Kembla County of Camden being Lots 8, 9 and 10 in Deposited Plan 217420 and being the whole of the land comprised in Certificates of Title Volume 9503 Folios 12, 13 and 14.

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

[Handwritten Signature]

Chairman of Committees

I CERTIFY that the Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of July 1980.

[Handwritten Signature]

Secretary

I ASSENT to this Ordinance.

[Handwritten Signature]

Archbishop of Sydney

28/7/1980