

# Anglican Church Property Trust Diocese of Sydney (Sundry Accounts) Ordinance 1992

No 29, 1992

An Ordinance to vary the trusts on which certain property is held, to provide for the management and use of certain property and to provide for the amalgamation of certain trusts.

Whereas

A. The Property Trust is the trustee of the amounts (or the investments representing the same) specified in Part 1 of each of the Schedules to this Ordinance.

B. Each amount specified in Part 1 of a Schedule to this Ordinance is held (or is believed to be held) upon the trusts set forth in Part 2 of that Schedule.

C. By reason of circumstances subsequent to the creation of the trusts on which the amounts (and the investments representing the same) specified in Part 1 of each of the Schedules to this Ordinance are held it is inexpedient to carry out and observe the same to the extent to which the same are hereby varied.

Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod Hereby Ordains Declares Directs and Rules as follows.

1. By reason of circumstances which have arisen subsequent to the creation of the trusts on which each of the amounts (or the investments representing the same) specified in Part 1 of each of the Schedules to this Ordinance are held, it is inexpedient to carry out the same to the extent to which the same are hereby varied.

2. All monies and other property referred to in Part 1 of a Schedule which have been held upon the trust set forth or referred to in Part 2 of that Schedule and which have been applied in any manner inconsistent with those trusts are deemed to be held upon trust for the purposes for which the same have been applied.

3. The amount (and the investments representing the same) specified in Part 1 of each Schedule to this Ordinance is now to be held upon the trusts set forth in Part 3 of that Schedule and applied in accordance with any direction in Part 3 of that Schedule.

4. This Ordinance may be cited as the "Anglican Church Property Trust Diocese of Sydney (Sundry Accounts) Ordinance 1992".

## First Schedule Client Fund 335

Part 1: \$175,592.65

Part 2: As set forth in the Centennial Church Extension Fund Ordinance 1922-1925.

Part 3: That the capital and the income be paid to and applied for the purposes of the Archbishop of Sydney's Vision 2001 Fund.

## Second Schedule Client Fund 364

Part 1: \$13,562.02

Part 2: On trust for Gilbulla Conference Centre.

Part 3: That the capital and income be paid to the Committee of Management of the Gilbulla Conference Centre to be applied in or towards capital expenditure or the repayment of moneys borrowed for capital purposes.

## Third Schedule Client Fund 380

Part 1: \$5,164.20

Part 2: To enable the Archbishop to provide physical assistance for needy and aged men and women.

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Part 3: That the capital and the income be paid to and applied for the purposes of the Archbishop of Sydney's Winter Appeal.

### Fourth Schedule Client Fund 383

Part 1: \$16,253.50

Part 2: To apply the income in connection with a lecture to be held within 5 years from the previous lecture.

Part 3: That the capital and income be paid to the Board of Education Diocese of Sydney to be held and applied on the same trust.

### Fifth Schedule Client Fund 389

Part 1: \$8,867.78

Part 2: The income to be applied at the discretion of the Archbishop.

Part 3: As to one half, to be amalgamated with and held upon the same trusts as the clergy widows' fund (client fund 334) and, as to the balance, to be amalgamated with and held upon the same trust on the clergy pension fund (client fund 336).

### Sixth Schedule Client Fund 422

Part 1: \$5,467.94

Part 2: The trusts declared in Ordinance No 60 of 1986.

Part 3: To be paid to the churchwardens of the principal church of the parish of Austinmer and applied for, in or towards either or both of the support of ministry and the maintenance of buildings within the Parish as may be determined by resolution of the Parish Council of the Parish.

### Seventh Schedule Client Fund 440

Part 1: \$2,375.19

Part 2: The trusts declared in clause 5(b)(iii) of the Blacktown and Lalor Park and Seven Hills Variation of Trust and Land Sale Ordinance 1965-1981.

Part 3: To be paid to the churchwardens of the principal church of the Parish of Blacktown and applied for, in or towards either or both of the support of ministry and the maintenance of buildings within the Parish as may be determined by resolution of the Parish Council of the Parish.

### Eighth Schedule Client Fund 572

Part 1: \$9,797.86

Part 2: The trusts declared in the Christ Church Kiama Lands Leasing Ordinance 1899-1952.

Part 3: To be paid to the churchwardens of the principal church of the Parish of Kiama and applied for, in or towards either or both of the support of ministry and the maintenance of buildings within the Parish as may be determined by resolution of the Parish Council of the Parish.

### Ninth Schedule Client Fund 573

Part 1: \$1,359.86

Part 2: For such purposes of the Provisional Parish of Gerringong as are approved by the Standing Committee pursuant to a resolution of the Parish Council of the Provisional Parish.

Part 3: To be paid to the churchwardens of the principal church of the Provisional Parish of Gerringong and applied for, in or towards either or both of the support of ministry and the maintenance of buildings within the Provisional Parish as may be determined by resolution of the parish council of the Provisional Parish.

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## Tenth Schedule Client Fund 618

- Part 1: \$6,231.50
- Part 2: The trusts set forth in Ordinance No 48 of 1977.
- Part 3: To be paid to the churchwardens of the principal church of the Parish of Milton and applied for, in or towards either or both of the support of ministry and the maintenance of buildings within the Parish as may be determined by resolution of the parish council of the Parish.

## Eleventh Schedule Client Fund 631

- Part 1: \$3,618.57
- Part 2: Upon trust to pay the income to the incumbent of St Paul's Cobbitty as a supplement to his stipend.
- Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to Ordinance No 27 of 1976.

## Twelfth Schedule Client Fund 632

- Part 1: \$932.88
- Part 2: Upon trust to pay the income to the incumbent of St Paul's Cobbitty as a supplement to his stipend.
- Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to Ordinance No 27 of 1976.

## Thirteenth Schedule Client Fund 633

- Part 1: \$1,315.67
- Part 2: Upon trust to pay the income to the Parish Council of the Parish of Narellan for the purposes thereof.
- Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to Ordinance No 27 of 1976.

## Fourteenth Schedule Client Fund 634

- Part 1: \$261.23
- Part 2: Upon trust to pay the income to the incumbent of St Paul's Cobbitty as a supplement to his stipend.
- Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to Ordinance No 27 of 1976.

## Fifteenth Schedule Client Fund 635

- Part 1: \$1,338.64
- Part 2: Upon trust to pay the income to the Parish Council of the Parish of Narellan for the purposes thereof.
- Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to Ordinance No 27 of 1976.

## Sixteenth Schedule Client Fund 786

- Part 1: \$3,573.99

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Part 2: To augment the stipend of the Rector of the Parish of Willoughby.

Part 3: To be paid to the churchwardens of the principal church of the Parish of Willoughby and applied for, in or towards either or both of the support of ministry and the maintenance of buildings within the Parish as may be determined by resolution of the parish council of the Parish.

### Seventeenth Schedule Client Fund 690

Part 1: \$43,000.00

Part 2: The trusts declared in Ordinance No 57 of 1991.

Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to the Twentieth Schedule.

### Eighteenth Schedule Client Fund 691

Part 1: \$7,221.00

Part 2: The trusts declared in Ordinance No 16 of 1965.

Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to the Twentieth Schedule.

### Nineteenth Schedule Client Fund 692

Part 1: \$11,113.00

Part 2: Capital is held for the sole benefit of the Parish of Richmond. 25% of the income is capitalised and 75% of the income is paid to the Churchwardens of St Peter's Anglican Church Richmond for general purposes.

Part 3: To be amalgamated with and held upon the same trusts as the fund constituted pursuant to the Twentieth Schedule.

### Twentieth Schedule Client Fund 694

Part 1: Proceeds of sale and capitalised interest, after paying out the amounts referred to in clauses 4(a) and (b) of Ordinance No 21, 1992.

Part 2: The trusts declared in Ordinance No 21 of 1992.

Part 3: To be invested and the income therefrom applied as follows -

(a) 30% of the income earned shall be capitalised;

(b) an amount equal to 11% of the income earned in each financial year to be remitted by the Property Trust, as soon as convenient, to the Churchwardens of St Peter's Church Richmond to enable Diocesan Assessments to be paid;

(c) the balance of any income in any financial year shall be paid to the Churchwardens of St Peter's, Richmond for the general purposes of the Parish of Richmond apart from meeting any costs of stipend and allowances of the Minister of the Parish above \$1,000.

The capital and capitalised interest may be applied by the resolution of the Standing Committee upon a written request of the majority of the Parish Council of the Parish of Richmond.

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

E.D. Cameron  
Deputy Chairman of Committees

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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 1992.

**W.G.S. Gotley**  
Secretary

I Assent to this Ordinance.

**Donald Robinson**  
Archbishop of Sydney  
28/9/1992