

Anglican Youth & Education Division (Fels Avenue Springwood) Land Sale Ordinance 2000

No 42, 2000

Long Title

An ordinance to authorise the sale of certain land at Springwood and to provide for the application of the proceeds of sale.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land known as 3 Fels Avenue, Springwood being the whole of land in folio identifier 2/223129 (the "Land").

B. The Land is church trust property and by clause 9 of the Anglican Youth and Education Diocese of Sydney Ordinance 1997 is held on trust for the charitable purposes of Anglican Youth and Education Division Diocese of Sydney (the "Division").

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient that the Land be sold and that the proceeds of sale be applied in the manner set out in this ordinance.

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

1. Name

This ordinance is the Anglican Youth & Education Division (Fels Avenue Springwood) Land Sale Ordinance 2000.

2. Declaration of Expediency

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient that the Land be sold and that the proceeds of sale be applied in the manner set out in this ordinance.

3. Power of Sale

(1) The Property Trust is authorised to sell the Land at any time within 3 years from the date of assent to this ordinance and thereafter only with the consent of the Standing Committee given by resolution.

(2) Such sale may be by public auction or by private agreement and for such price and subject to such terms and conditions as the Property Trust considers appropriate.

4. Application of Proceeds

(1) The costs of and incidental to this ordinance and the sale of the Land shall be paid from the proceeds of sale of the Land.

(2) The remaining balance of the proceeds arising from the sale of the Land shall be paid to the Property Trust and applied as follows-

(a) first, in payment of any tax in the nature of a goods and services tax payable in connection with the sale of the Land; and

(b) the balance for capital works for the proposed Shoalhaven Conference & Outdoor Education Centres at Shoalhaven and, upon the written request from the Council of the Division, for such other capital works of the Division as the Standing Committee may by resolution determine.

5. Investment

Pending the application of the proceeds of sale under clause 4, the proceeds (or the balance remaining from time to time) shall be invested and the income capitalised.

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

N M CAMERON

Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 4 December 2000.

M A PAYNE

Secretary

I Assent to this Ordinance.

R H GOODHEW

Archbishop of Sydney

5/12/2000