



Baulkham Hills Mortgaging Ordinance 1999

No 13, 1999

Long Title

An Ordinance to authorise the mortgaging of certain lands situate at Baulkham Hills such lands being more particularly described in the schedules hereto and to provide for the application of the proceeds thereof.

Preamble

- A. The Property Trust is the registered proprietor of the land described in the first and second schedules hereto (the "Land").
- B. The parish of Baulkham Hills (the "Parish") wishes to mortgage the Land to finance the construction and fitting out of an extension to Holy Trinity Church, Baulkham Hills (the "Building").
- C. The Land is church trust property and is held for the benefit of the Parish although there are no written trusts.
- D. By reason of circumstances which have risen since the creation of the trusts on which the Land is held it is expedient to mortgage the Land and apply the proceeds of such mortgage 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 Baulkham Hills Mortgaging Ordinance 1999.

2. Declaration of Expediency

By reason of circumstances which have arisen since the creation of the trusts on which the Land is held it is expedient to mortgage the Land and apply the proceeds of such mortgage in the manner set out in this Ordinance.

3. Authority to Mortgage

The Property Trust is hereby authorised and empowered to mortgage the Land for the purpose of borrowing a sum not exceeding the sum of four hundred thousand dollars (\$400,000).

4. Proceeds of Mortgage

The proceeds of any mortgage hereby authorised shall be applied by the Property Trust as follows -

- (a) firstly, in the payment of the costs, charges and expenses of and incidental to this Ordinance and such mortgage or mortgages executed in pursuance of this Ordinance.
- (b) second, the balance shall be applied to or towards the construction and fitting out costs of an extension to the Building together with any charges, costs and expenses incidental thereto.

First Schedule

All that piece or parcel of land situate at the corner of Windsor Road and Cook Street, Baulkham Hills being Lot 1 in Deposited Plan 856038 and being the whole of the land comprised in Certificate of Title Folio Identifier 1/856038 known as 295 Windsor Road, Baulkham Hills.

Second Schedule

All that piece or parcel of land at Baulkham Hills in the Shire of Baulkham Hills Parish of Castle Hill County of Cumberland being Lot 6029 in Deposited Plan 258668 and being the whole of the land comprised in Certificate of Title Folio Identifier 6029/258668 known as 22 Luculia Avenue, Baulkham Hills.

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 24 May 1999.

M A PAYNE

Secretary

I Assent to this Ordinance.

R H GOODHEW

Archbishop of Sydney

28/5/1999