
Bexley Licensing Ordinance 1995

(Reprinted under the Interpretation Ordinance 1985.)

The Bexley Licensing Ordinance 1995 as amended by the Bexley Licensing Ordinance 1995 Amendment Ordinance 1996.

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Long Title

An Ordinance to authorise the licensing of certain property at Bexley and for other purposes incidental thereto.

Preamble

Whereas

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land (the "Land") contained in Certificates of Title Folio Identifiers 18/2/1680, 19/2/1036 and 20/2/1036 and Volume 1631 Folio 66 on which are erected certain improvements including Christ Church Anglican Church, Bexley.

B. The Land is church trust property held on trust for the purposes of the parish of Bexley (the "Parish") although there are no written trusts.

C. The parish council of the Parish proposes that some of the improvements and part of the grounds of the Land be used under licence as a long day care centre upon the terms and conditions herein referred to.

D. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient to direct that part of the Land be licensed and provide for the application of the proceeds of such licence.

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

Citation

1. This ordinance may be cited as the "Bexley Licensing Ordinance 1995".

Declaration

2. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is inexpedient to carry out and observe those trusts and it is expedient to direct that the Land or any part or parts thereof be licensed in the manner set out in this ordinance and the proceeds of such licence be applied as hereinafter set forth.

Authority

1 3. (1) The Property Trust may licence or otherwise permit the Land or any part or parts thereof to be used for the purposes of a long day care centre or for such other purpose or purposes as the Standing Committee may by resolution determine upon the request in writing of a majority of the parish council of the Parish.

(2) Any agreement for a use permitted by subclause (1) shall be for a term (including the term of any option of renewal) of not more than 10 years and thereafter for such term as may be determined by the Standing Committee and shall be on such terms and conditions as may be determined from time to time by the Property Trust after consultation with the minister from time to time of the Parish and churchwardens for the time being of Christ Church Bexley.

Application of Proceeds

- ¹ 4. The moneys arising from any agreement authorised by this ordinance shall be applied first in the payment of all costs and expenses relating to this ordinance and to the agreement and the balance shall be paid to the churchwardens for the time being of Christ Church Bexley to be applied for such purposes of the Parish as the parish council of the Parish may determine from time to time until 31 December 2001 and thereafter to be distributed in accordance with a further ordinance or resolution of the Standing Committee.

Endnotes

MARK PAYNE
Legal Officer

WARREN GOTLEY
Diocesan Secretary
24 April 2008

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1. Amended by Ordinance No 2, 1996.