
Blacktown Land Sale Ordinance 1991

(Reprinted under the Interpretation Ordinance 1985.)

The Blacktown Land Sale Ordinance 1991 as amended by the Blacktown Land Sale Ordinance 1991 Amendment Ordinance 1992.

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Long Title

An Ordinance to authorise the sale of land at Blacktown and to provide for the application of proceeds of sale.

Preamble

Whereas

A. The Anglican Church Property Trust Diocese of Sydney is registered as proprietor of land at Blacktown being Lot 7 in Deposited Plan 26683 and the whole of the land in Folio Identifier 7/26683 (hereinafter called "the land").

B. The land is church trust property within the meaning of the Anglican Church of Australia Trust Property Act 1917 and is held upon trust for the Anglican Church at Blacktown but no trusts in writing have been declared concerning the land.

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

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.

Declaration of Expediency

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

Authority to Sell

2. The property trust is hereby authorised and empowered to sell the land freed from all trusts at such price and upon such terms and conditions as it may determine within a period of three years from the date of assent to this Ordinance and thereafter only by resolution of the Standing Committee.

Application of Proceeds

¹ 3. The proceeds of the sale shall be applied as follows -

(1) To pay all outgoings to which the land may be subject to at the time of the sale together with the costs of or incidental to the sale authorised by this Ordinance.

(2) The balance of the proceeds of sale shall be held for the purpose of the Anglican Church Diocese of Sydney in the Parish of Blacktown and are to be applied in the following order of priority -

- (a) in payment of the costs and expenses of and in relation to the Blacktown Land Sale Ordinance 1991 Amendment Ordinance 1992;
- (b) in the repayment of a bridging loan (and the payment of interest thereon) made by the Finance and Loans Board to the Parish of Blacktown to assist in the purchase of the land known as 7 Moren Street Blacktown being Finance and Loans Board Bridging Loan number 0148;
- (c) toward repayment of the loan (and the payment of interest thereon) made by the Finance and Loans Board to the Parish of Blacktown to assist in the purchase of the land known as 7 Moren Street Blacktown being Finance and Loans Board Loan number 0147.

Provided That pending payment or application of the said proceeds as aforesaid the property trust shall invest the proceeds and capitalise the income.

Citation

4. This Ordinance may be cited as "Blacktown Land Sale Ordinance 1991".

Endnotes

1. Amended by Ordinance No 24, 1992.

M.A. PAYNE
Legal Officer

W.G.S. GOTLEY
Diocesan Secretary

24 April 2008