
Board of Diocesan Missions Land Sale Ordinance 1968

No. 35, 1968

AN ORDINANCE to authorise the sale of certain land situate at No. 9 David Avenue, North Ryde and to provide for the application of the proceeds.

WHEREAS the Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is registered under the Real Property Act as proprietor of the land comprised in Certificate of Title Volume 6899 Folio 153 more particularly described in the Schedule hereto AND WHEREAS the said land is Church Trust property held for the sole benefit of the Board of Diocesan Missions in the Diocese of Sydney as constituted by the Board of Diocesan Missions Ordinance of 1927 as amended by Ordinance No. 7, 1942 (hereinafter called "the Board") in pursuance of the provisions of Declaration of Trust by the Corporate Trustee and dated the 20th day of May, 1966 AND WHEREAS erected on such land is a dwelling known as No. 9 David Avenue, North Ryde AND WHEREAS by reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land described in the Schedule hereto be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS AND DIRECTS as follows:—

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

2. The Corporate Trustee is hereby empowered to sell the said land by public auction or by private contract at such time and at such price and upon such terms and conditions as the Corporate Trustee may determine freed from any trust,

3. The proceeds arising from such sale shall be paid to the Board and applied by it as follows:—

- (a) in payment of the costs of and incidental to this Ordinance and of the sale and transfer in conformity herewith;
- (b) in discharge of the debt owing to the Bank of New South Wales in respect of the purchase money and all costs and expenses incidental to the purchase of the property known as Unit 17 and Garage No. 28 at No. 17 Cambridge Street,

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Penshurst being Lots 17 and 28 in Strata Plan No. 3522 and the whole of the land in Certificates of Title Volume 10898 Folios 204 and 215 and any balance not so used shall be retained by the Board for its general purposes.

4. This Ordinance may be cited as "Board of Diocesan Missions Land Sale Ordinance 1968".

SCHEDULE

All that piece or parcel of land situated in the County of Cumberland Parish of Hunters Hill Municipality of Ryde being Lot 14 in Deposited Plan No. 25688 and the whole of the land in Certificate of Title Volume 6889 Folio 153 which land has a frontage of about 60' to David Avenue, North Ryde by a depth of about 106' 8".

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

ATHOL RICHARDSON,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of Synod of the Diocese of Sydney on the 28th day of October, 1968.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

28/10/1968.