

Campbelltown Land Sale Ordinance 2009

No 22, 2009

Long Title

An Ordinance to permit the sale of certain land at 6 Radnor Place Campbelltown 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 contained in Folio Identifier 36/29850 being Lot 36 in Deposited Plan 29850 and known as 6 Radnor Place Campbelltown (the "Land").

B. By clause 2 of the Campbelltown Mortgaging Ordinance 1994 the Land is held upon trust for a residence for a minister, assistant minister or person employed by the churchwardens of any church in the parish of Campbelltown (the "Parish") for the sole benefit of the Parish or any parish of ecclesiastical district into which it may subsequently be formed or form a part.

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 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 Campbelltown Land Sale Ordinance 2009.

2. Declarations

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 be applied in the manner set out in clause 4.

3. Power of Sale

The Property Trust is authorised to sell the Land at any time within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution whether given before or after that date.

4. Application of the Proceeds of Sale

(1) The proceeds of sale, after payment of the costs of and incidental to this Ordinance and the sale of the Land, are to be paid to the Property Trust and applied as follows –

- (a) first, in and towards the purchase of a residence, or the purchase of land and construction of a residence thereon, and the cost of any alterations considered necessary to make the residence comply with diocesan standards, for housing the minister of the Parish, and
- (b) second, the balance to be applied in and towards the costs and expenses of or incidental to –
 - (i) the alteration, extension, addition, demolition and/or redevelopment of buildings and structures erected on land held on trust for the general or specific purposes of the Parish,
 - (ii) the construction of new buildings or structures whether inside or adjacent to, or in replacement of, the residences on the land held on trust for the general or specific purposes of the Parish, and
 - (iii) the provisions of fixtures and fittings in, or adjacent to, or incidental to, such alteration, extension, addition, redevelopment or construction.

(2) Pending application of the sale proceeds, the sale proceeds (or the balance remaining from time to time) are to be invested and the income capitalised.

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

PG KELL
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 28 September 2009.

R WICKS
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
28/09/2009