
*The Cathedral Compensation Fund (Vested Buildings)
Ordinance 1948.*

No. 12, 1948.

AN ORDINANCE to make further provision for the application of the revenues arising from "the Vested Buildings" comprised in Certificate of Title Registered Volume 4804, Folio 186, and for other purposes.

WHEREAS by or under the provisions of the "Saint Andrew's Cathedral Site Act 1935" (Act No. 32, 1935) certain lands (hereinafter referred to as "the Vested Lands") described in the Second Schedule to that Act were vested in the Church of England Property Trust Diocese of Sydney (hereinafter referred to as "the Trust") as Church trust property within the meaning of the Church of England Trust Property Act 1917 upon trust for all or any of the following purposes, that is to say, a site for a Cathedral Church, a residence for the chief officiating Minister of the Cathedral, a Church house and offices, and otherwise in connection with the Cathedral and the administration of the affairs of the Church of England in the Diocese of Sydney. AND WHEREAS the lands referred to in the fourth part of the Second Schedule of the said Act No. 32, 1935, form part of "the vested lands" and are leased to the Sydney County Council and are comprised in Certificate of Title Registered Volume 4804 Folio 186. AND WHEREAS by or under the provisions of the "St. Andrew's Cathedral Building Ordinance 1937" (No. 9, 1937) the Standing Committee of the Synod of the Diocese of Sydney was empowered to do or authorise to be done all acts deeds matters and things which it might deem proper and expedient for the purpose of or in connection with or incidental to the repair alteration improvement user letting investment and management of or otherwise dealing with "the vested buildings" and "the vested lands" and the revenues arising therefrom.

AND WHEREAS the Trust has been and is receiving revenues from certain of the said vested buildings.

AND WHEREAS by the "Diocesan Church House and Vested Buildings Management Ordinance 1941" (No. 8, 1941) provision was made for the application of part of the revenues derived from "the vested buildings" which were directed to be applied towards the management and upkeep of the Diocesan Church House as from the first day of April One thousand nine hundred and forty-one.

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AND WHEREAS The Cathedral Church of St. Andrew, Sydney, is by the Cathedral Ordinance 1935 (No. 13, 1935) subject to the control of The Chapter of the Cathedral Church of St. Andrew, Sydney (hereinafter referred to as "the Chapter.")

AND WHEREAS the revenues from the Cathedral Church of St. Andrew, Sydney, are insufficient for the upkeep and management thereof.

AND WHEREAS by reason of circumstances subsequent to the creation of the trusts of "the vested lands" it has become impossible or inexpedient to carry out or observe such trusts in their entirety.

Now the Synod of the Diocese of Sydney ordains directs and declares as follows:—

1. By reason of circumstances subsequent to the creation of the said trusts it is impossible or inexpedient to carry out or observe such trusts and the same are hereby varied to the extent hereinafter referred to.

2. The Trust is hereby authorised to pay so much of the balance of the annual net rents arising from the property referred to in the Fourth Part of the Second Schedule to the "Saint Andrew's Cathedral Site Act 1935" after payment of the amounts required to be paid under Sub-Clause (a) of Clause 1 of the "St. Andrew's Cathedral Building Ordinance 1937" and under Clause 3 of the "Diocesan Church House and Vested Buildings Management Ordinance 1941" to the Chapter as the Standing Committee may from time to time by resolution direct to be applied by the Chapter for the general purposes of the Cathedral Church of St. Andrew's, Sydney.

3. This Ordinance may be cited as "The Cathedral Compensation Fund (Vested Buildings) Ordinance 1948."

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

R. C. ATKINSON,
Chairman of Committees.

We certify that this Ordinance was passed by the Synod of the Diocese of Sydney this 30th day of November, 1948.

S. H. DENMAN } Secretaries
A. L. BLYTHE } of Synod

I assent to this Ordinance.

HOWARD SYDNEY.
30th November, 1948.