

Chatswood Trust Ordinance 2008 Amendment Ordinance 2019

No 25, 2019

Long Title

An Ordinance to amend the Chatswood Trust Ordinance 2008.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Chatswood Trust Ordinance 2008 Amendment Ordinance 2019.

2. Amendment

The Chatswood Trust Ordinance 2008 is amended as follows –

- (a) insert the matter 'ACPT –' in the Long Title before the word Chatswood,
- (b) insert the matter 'ACPT –' in clause 4 before the word Chatswood,
- (c) delete each occurrence the word 'Property Trust' and inserting instead 'ACPT', excluding when the words appear in –
 - (i) recital A of the Preamble in the phrase 'Anglican Church Property Trust Diocese of Sydney', and
 - (ii) clause 9(3) in the phrase 'Anglican Church Property Trust Ordinance 1965',
- (d) delete each occurrence of the word 'churchwardens' and insert instead 'wardens',
- (e) delete the full stop at the end of clause 6(2)(d) and insert instead ', provided that any such purposes directed by resolution must be within the purposes of the Parish in accordance with clause 5.',
- (f) substitute clause 7(2) with the following –
 - '(2) The income of the trust fund arising from a lease or licence granted pursuant to clause 9(1) or 9(2) is to be applied in accordance with clause 7(1)(b).',
- (g) delete the number '10' in clause 8(2) and insert instead the number '20',
- (h) delete all the matter in subclauses (1) and (2) of clause 9 and insert instead the following –
 - '(1) Subject to clause 9(2), with the written consent of the parish council of the Parish, the ACPT may lease or license any part of the real property forming part of the trust fund, except any part which is consecrated or licensed for use as a church, if –
 - (a) the term of the lease or licence (when aggregated with the term of any option to renew such lease or licence) does not exceed 5 years, and
 - (b) the rental payable by the lessee or licensee is not more than any limit that is determined by the Standing Committee by resolution from time to time for the purposes of this clause.
 - (2) Notwithstanding clause 9(1), the ACPT may lease or license the property known as 1-7 View Street, Chatswood for the purposes of a preschool or other similar purpose if –
 - (a) the term of the lease of licence (when aggregated with the term of any option to renew such lease or licence) does not exceed 10 years, and
 - (b) the rental payable by the lessee or licensee is not more than any limit that is determined by the Standing Committee by resolution from time to time for the purposes of this clause.
 - (3) Nothing in this clause limits the powers of the ACPT under the Anglican Church Property Trust Diocese of Sydney Ordinance 1965 or under any other ordinance.'

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

ROBERT TONG
Chair of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 26 August 2019.

DANIEL GLYNN
Secretary
I Assent to this Ordinance.

GLENN DAVIES
Archbishop of Sydney

26/08/2019