

GREENWICH ORDINANCE 1989

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AN ORDINANCE to authorise the sale of certain property, to provide for the application of the proceeds of sale therefrom and to vary the trusts.

WHEREAS

A. The Property Trust is the registered proprietor of the land described in the Schedule hereto.

B. The land described in Part I of the Schedule hereto is also church trust property held for the sole benefit of the Parish of St Giles Greenwich. 5

C. The land described in Part II of the Schedule hereto is also church trust property held for the sole benefit of the Parish of Greenwich but no trusts in writing have been declared concerning the same. 10

D. Pursuant to the Greenwich (Sale of Greenwich Point Rectory) Ordinance 1985 (also called "Greenwich (Sale of Greenwich Point Property) Ordinance 1985" and hereinafter called "the 1985 Ordinance"), the Property Trust is holding certain moneys upon trust to be applied for such purposes within or without the Parish of 15 Greenwich as the Standing Committee at the written request of a majority of the Parish Council of the said Parish may ^{by} resolution ~~be~~ from time to time determine.

E. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule 20 hereto is held, it is inexpedient to carry out and observe the same to the extent that the same are varied and it is expedient that part thereof 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 25 AND RULES as follows:

1. This Ordinance may be cited as "Greenwich Ordinance 1989".
2. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held, it is inexpedient to carry out and observe the same to 30 the extent that the same are hereby varied.

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3. The ~~Corporate Trust~~ ^{Property Trust} is hereby authorised to sell the brick dwelling situated partly on Lot 56 in Deposited Plan 1532 and partly on Lot 57 in that plan with such part of the grounds adjacent thereto (being part of the land described in the Schedule hereto) as, to the Property Trust, seem appropriate. To this end, the Property Trust may subdivide the land described in the Schedule hereto. The sale hereby authorised may be effected within three years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee and may be effected by public auction or private agreement, for such price or prices and on and subject to such terms and conditions as to the Property Trust seem appropriate.

4. So much of the land described in the Schedule hereto as remains after the sale authorised by clause 3 has been effected shall be held upon trust for;

- (a) a church;
- (b) a residence for a minister, assistant to the minister or person employed by the churchwardens;
- (c) a hall or halls;
- (d) a school or other place of assembly;

or partly for one or another or others of those purposes or for any other purposes ancillary thereto in connection with the Anglican Church in Australia within the Diocese of Sydney for the sole benefit of the Parish of Greenwich or any other parish or ecclesiastical district into which it may subsequently be formed or form part.

5. The proceeds from the sale of the property, after meeting all costs of and incidental to this Ordinance and the sale of the property shall be applied, as to eight per cent (8%) thereof, in or towards the Archbishop of Sydney's "Vision for Growth" appeal and, as to the balance, together with the moneys held by the Property Trust pursuant to clause 4(b) of the 1985 Ordinance, in or towards:

- (a) erecting a residence, suitable as a rectory, on so much of the land described in the Schedule hereto as is not sold, and

- (b) erecting other improvements upon the said land

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(c) improving buildings standing on the said land - whether by way of extension or addition thereto, repair, maintenance or otherwise,

(d) repaying moneys borrowed (and interest payable thereon) and applied in or towards one or more of the purposes described 5 in paragraphs (a), (b) or (c),

as determined from time to time by the Parish Council of the said Parish.

SCHEDULE

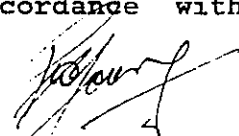
PART I

Lots 56, 57, 58 and 59 in Deposited Plan 1532 being the land comprised in Certificate of Title Volume 1559 Folio 102.

PART II

Lot 60 in Deposited Plan 1532 being the land comprised in Certificate of Title Volume 3308 Folio 245.

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


Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of August 1989.


Secretary

I ASSENT to this Ordinance.


Archbishop of Sydney
28/8/89