
*The King's School and Tudor House School Merger
Ordinance 1942.*

No. 5, 1942.

AN ORDINANCE to merge Tudor House School in The King's School; to repeal the Tudor House School Ordinance 1925; to vary the trusts declared by The King's School Council Act; and to provide for other matters incidental to the foregoing.

WHEREAS the School known as The King's School situated in the Police District of Parramatta together with the real and personal property held for or in connection therewith (hereinafter called The King's School property) is held upon trust for the use benefit and purposes of the Church of England in the Diocese of Sydney.

AND WHEREAS the School known as Tudor House School situated at Moss Vale together with the real and personal property held for or in connection therewith (hereinafter called the Tudor House School property) is held upon trust for the use benefit and purposes of the Church of England in the said Diocese.

AND WHEREAS the Council of The King's School was incorporated by The King's School Council Act and the management and control of The King's School is vested in such Council by The King's School Constitution Ordinance 1922 as amended and The King's School property is vested in the said Council.

AND WHEREAS Tudor House School is managed and controlled by a Council known as the Council of Tudor House School in accordance with the provisions of the Tudor House School Ordinance of 1925.

AND WHEREAS it is expedient that the Tudor House School should be merged into and become part of The King's School and as so merged be managed and controlled by the Council of The King's School and that the Tudor House School property, together with the goodwill of Tudor House School and the liabilities of such School, should be vested in and undertaken and discharged by the Council of The King's School.

AND WHEREAS by reason of circumstances subsequent to the creation of the trusts of The King's School and Tudor House

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School properties respectively it has become inexpedient to carry out such trusts in so far as the same are varied by this Ordinance.

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

1. The Tudor House School Ordinance 1925 is hereby repealed but such repeal shall not affect its previous operation or anything duly done or caused to be done thereunder or any right privilege obligation or liability created or incurred thereunder.

2. By reason of circumstances subsequent to the creation of the Trusts upon which The King's School property and the Tudor House School property are respectively held it has become inexpedient to carry out such trusts in so far as the same are varied by this Ordinance and the same are hereby varied accordingly.

3. Tudor House School is hereby merged in and henceforth shall be deemed to belong to and form part of The King's School and the Tudor House School property shall be managed and controlled by the Council of The King's School and such Council shall undertake and discharge all liabilities incurred in connection with Tudor House School.

4. The Trustees of the Tudor House School property and all other persons who may have the possession or control of any part thereof are hereby directed as soon as conveniently may be after assent is given to this Ordinance to convey transfer assign and make over all such property to the Council of The King's School and the same shall thenceforth be held in trust for and in connection with The King's School.

5. Notwithstanding the provisions of Section 4 of The King's School Council Act the proceeds of sale of and money raised by mortgage charge or debenture of or over lands and hereditaments vested in the Council of The King's School may in addition to the ways set forth in such section be applied in all or any of the ways following that is to say:

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- (a) the purchase of an estate in fee simple of lands and hereditaments at or in the vicinity of Moss Vale aforesaid,
- (b) for general purposes in connection with the management administration and welfare of The King's School.

6. This Ordinance may be cited as "The King's School and Tudor House School Merger Ordinance 1942."

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 this Twenty-fourth day of November, 1942.

S. H. DENMAN

A. L. BLYTHE

} Secretaries of
the Synod

I assent to this Ordinance,

HOWARD SYDNEY.

26th November, 1942.