

Miranda Trust Ordinance 2015 Amendment Ordinance 2023

No 18, 2023

Long Title

An Ordinance to amend the *Miranda Trust Ordinance 2015* to make arrangements for the long-term lease of Lot 2/809270.

Preamble

A. The Anglican Church Property Trust Diocese of Sydney (the **ACPT**) is the registered proprietor of the whole of the land contained in folio identifier 2/809270 and known as 538-540 Kingsway, Miranda (the **Land**).

B. The Land is church trust property and forms part of the property of the ACPT – Miranda Trust which, under the *Miranda Trust Ordinance 2015*, is held for the purposes of the parish of Miranda.

C. It is expedient that part of the Land be leased and 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 of ordinance

This Ordinance is the Miranda Trust Ordinance 2015 Amendment Ordinance 2023.

2. Amendment

The *Miranda Trust Ordinance 2015* is amended as follows –

- (a) insert a new subclause 6(2)(c), and consequently renumber the remaining subclauses, as follows –
 - “(c) to the extent such personal property arises from a payment made to the ACPT by the wardens of a church in the Parish for the purpose of the ACPT investing the amount, for such purposes as a majority of the parish council may from time to time determine, and”,
- (b) in subclause 7(3), delete the matter “or incidental to any lease authorised by the Miranda Leasing Ordinance 1995 (the “1995 Ordinance”)” and insert the matter “a lease or licence granted pursuant to clause 9(2)”,
- (c) in subclause 7(3)(a) delete the matter “by the 1995 Ordinance” and insert instead the matter “under clause 9(2)”,
- (d) in subclause 8(1) insert the matter “and clause 7(3)(c)” after the matter “clause 7(1)(b)”,
- (e) in subclause 8(3) insert the matter “and clause 7(3)(c)” after the matter “clause 7(1)(b)”,
- (f) insert a new subclause 9(2), and consequently renumber the remaining subclauses, as follows –
 - “(2) Notwithstanding subclause (1), with the written consent of the parish council of the Parish, the ACPT may lease or licence a part of the land in folio identifier 2/809270 known as 538-540 Kingsway, Miranda, not including St Luke’s Church, ministry facilities and curtilage, if –
 - (a) the term of the lease (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.”, and
- (g) delete clause 10 and consequently renumber the remaining clauses.

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

R TONG
Chair of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 19 June 2023.

B BOUNDS
Secretary

I Assent to this Ordinance.

P HAYWARD
Commissary

20/06/2023