

Moore Theological College (But-Har-Gra) Variation of Trusts Ordinance 2017

No 47, 2017

Long Title

An Ordinance to vary the trusts of certain land held by the Moore Theological College Council and a Fund held by the Anglican Church Property Trust Diocese of Sydney.

Preamble

A. The Moore Theological College Council (the "Council") is the trustee of the land in Lots 1-5 in Section 1 in Deposited Plan 363 comprised in Certificate of Title Auto-Consol 4614-203 located at 106 Georges River Road Croydon and known as "But-Har-Gra" (the "Land").

B. The Land is church trust property and by Declaration of Trust Number 16611 dated 17 April 1934 is held upon trust solely for such charitable purposes for and in connection with the Church of England in the Diocese of Sydney as shall from time to time be determined by the Archbishop of Sydney for the time being and by the Standing Committee for the time being of the Synod of the Diocese of Sydney.

C. By resolution dated 13 October 1958, the Standing Committee of the Synod of the Diocese of Sydney resolved to give management and control of the Land to the Council (which at the time was the Moore Theological College Committee).

D. The Property Trust holds Client Fund 0367 (the Client Fund) as an endowment for 'the upkeep of But-Har-Gra and its activities'.

E. By reason of circumstances which have arisen after the creation of the trusts on which the Land and Client Fund are held, it is inexpedient to carry out or observe those trusts and it is expedient that those trusts be varied in the manner set out in this Ordinance.

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

1. Name

This Ordinance is the Moore Theological College (But-Har-Gra) Variation of Trusts Ordinance 2017.

2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is inexpedient to carry out or observe those trusts and it is expedient that those trusts be varied in the manner set out in clause 3.

3. Variation of Trusts

- (1) The Land is held on trust for the purposes of the Council.
- (2) The Client Fund is held on trust for the purposes of the Endowment of the See Expenditure Fund.

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 4 December 2017.

R WICKS
Secretary

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I Assent to this Ordinance.

GN DAVIES
Archbishop of Sydney
04/12/2017