

NARELLAN (ELDERSLIE LANDS) VARIATION OF TRUSTS  
AND LAND SALE ORDINANCE 1980 AMENDMENT  
ORDINANCE 1986

No. 9, 1986

AN ORDINANCE to amend the Narellan (Elderslie Lands) Variation of Trusts and Land Sale Ordinance 1980 and to provide for the application of proceeds of monies held thereunder.

WHEREAS;

A. The Narellan (Elderslie Lands) Variation of Trusts and Land Sale Ordinance No. 12 of 1980 empowered Anglican Church Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") to sell certain lands and after the payment out of the proceeds arising from such sales of certain costs and indebtedness hold the balance upon the trusts set out therein.

B. The Land has been sold, the costs and indebtedness paid and the balance of proceeds is now held by the Corporate Trustee upon those trusts.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts, it is inexpedient to carry and observe the same to the extent to which the same are hereby varied and it is inexpedient to deal with or apply the same or the income therefrom for the use or benefit of the parish or parishes which hitherto have had the use or benefit of the said proceeds and income or for the same or the like purposes as those hitherto applicable to the said proceeds and income.

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 AND RULES as follows:

1. By reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the said proceeds are held it is inexpedient to carry out and observe the same to the extent that the same are hereby varied and it is inexpedient to deal with or apply the same or the income therefrom for the use or benefit of the parish or parishes which hitherto have had the use or benefit of the said proceeds and income or for the same or

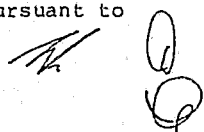
the like purposes as those hitherto applicable to the said proceeds and income and it is expedient that such trusts be varied as hereinafter set out.

2. (1) The balance of proceeds held under Ordinance No. 12, 1980 shall be applied as follows:-

- (a) first, in payment of the costs of and incidental to this Ordinance;
- (b) secondly, \$300,000 be allocated towards the repairs, renovations and maintenance of various buildings within the Parish of Narellan as determined by a resolution of the Parish Council;
- (c) thirdly, \$100,000 be allocated towards meeting the costs of purchasing a site within the proposed urban development of Narellan for a:-

- (i) church;
- (ii) residence for a minister, assistant to the minister or a person employed by the Churchwardens;
- (iii) hall or halls;
- (iv) school or other place of assembly

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

- (d) fourthly, up to \$100,000 be paid to the churchwardens of the principal church of the Parish of Narellan and applied by them towards the erection of a residence, of minimum diocesan requirements for a rectory, on the present St. Thomas' Narellan site or land near or adjoining the same or on the land purchased pursuant to Clause 2 (1) (c).
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(2) Pending each of the applications set out in sub-clause (1) of this clause the Corporate Trustee shall invest the sum or sums and capitalise the income.

3. The remainder of the said proceeds shall be invested by the Corporate Trustee and the income arising therefrom shall be paid or applied as follows:-

(a) as to twenty percentum (20%) thereof, the same shall be added to the sum so invested; and

(b) as to the remaining eighty percentum (80%) the same shall be invested by the Church Property Trust and the income accounted for through the Sydney Diocesan Synod Income and Expenditure Ordinance for the Synod to allocate to various needs in the Diocese.

4. This Ordinance may be cited as the "Narellan (Elderslie Lands) Variation of Trusts and Land Sale Ordinance 1980 Amending Ordinance 1986"

I CERTIFY that the 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 *24th* day of *March* 1986.



Secretary

I ASSENT to this Ordinance



Archbishop of Sydney

24 / 3 1986