

Narellan (Spring Farm Sale Proceeds) Application Ordinance 2019

(Reprinted under the Interpretation Ordinance 1985.)

The Narellan (Spring Farm Sale Proceeds) Application Ordinance 2019 as amended by the Wollongong Regional Council Variation of Trusts Ordinance 2022.

Table of Provisions

Clause	
1Name
2Declaration
3Variation of Trusts
4Application of the Funds

XXXXXXXXXX

Long Title

An Ordinance to authorise the application of the proceeds of sale of certain land at Richardson Road, Spring Farm.

Preamble

A. The Narellan Land Sale Ordinance 2012 authorised the sale of the land comprised in folio identifiers 2/876325 and 3/876325 and known as 172A Richardson Road, Spring Farm (the “Land”).

B. Subclause 5(3) of the Narellan Land Sale Ordinance 2012 requires the wardens of the parish of Narellan to promote an ordinance to the Standing Committee to provide for the further application of the sale proceeds other than those applications provided for in subclause 5(1) of the 2012 Ordinance.

C. The Land was church trust property, and the subsequent remaining sale proceeds (the “Funds”) form part of the ACPT – Narellan Trust, which under the Narellan Trust Ordinance 2013, is held for the purposes of the parish of Narellan.

D. By reason of circumstances which have arisen after the creation of the trusts on which the Funds are held, it is inexpedient to carry out or observe those trusts or to deal with or apply part of the Funds for the use or benefit of the Parish.

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

1. Name

This Ordinance is the Narellan (Spring Farm Sale Proceeds) Application Ordinance 2019.

2. Declaration

By reason of circumstances which have arisen after the creation of the trusts on which the Funds are held, it is inexpedient to carry out or observe those trusts or to deal with or apply part of the Funds for the use or benefit of the Parish.

3. Variation of Trusts

The trusts are varied to the extent necessary to permit the application of the Funds in clause 4(a)

4. Application of the Funds

The Property Trust is directed to make the following payments from that part of the capital of the ACPT – Narellan Trust which comprises the Funds and the capitalised income therefrom –

- (a) firstly, repayment of any loan made under the *Wollongong Regional Council Variation of Trusts Ordinance 2022* in respect to construction and fit out of new and existing ministry facilities at the site of Narellan Anglican Church, such repayment to include any forgone investment returns of the Wollongong Regional Council Trust

- held under the *Wollongong Regional Council Trust Ordinance 2005* as a consequence of the loan having been made from that fund,
- (b) secondly, \$220,000 to NCNC Funds Limited for the parish ministry centre at Leppington,
 - (c) the balance, towards any or all of the following as determined by the Wardens of the Parish –
 - (i) towards the costs of and incidental to a staged program of construction and fit out of new and existing ministry facilities at the site of Narellan Anglican Church,
 - (ii) an amount of up to \$15,000 towards the costs of and incidental to the running of a new sewer line connecting the existing church buildings to the sewer line being built along the road between the existing church buildings and the rectory,
 - (iii) an amount of up to \$90,000 to be paid into ACPT Client Fund 633 for reimbursement of costs incurred, and
 - (iv) an amount of up to \$30,000 to be paid to a property consultant advising on future uses of the remaining land.

Notes

The original form of ordinance was assented to on 18 February 2019.

Table of Amendments

Clause 4 Amended by Ordinance No 16, 2022.

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Diocesan Secretary

2 June 2022