

NARRABEEN (ALL SAINTS) SALE ORDINANCE 1988

No. 4 1988

AN ORDINANCE to authorise the sale of land at cnr Mamona Street and Pittwater Road, Narrabeen and to provide for the application of the proceeds of sale.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (formerly Church of England Property Trust Diocese of Sydney and hereinafter called "the corporate trustee") is registered as proprietor of land at Narrabeen being Lot 1 in Deposited Plan 6544 and being the whole of the land comprised in Certificate of Title Volume 5490 Folio 151.

B. Erected on the land is a building formerly licensed for Divine Service and known as All Saints, Narrabeen. While there is no evidence that trusts have been declared in writing the land is church trust property and held for the purposes of the Anglican Church in the Diocese of Sydney in the Parish of Narrabeen.

C. Erected on land known as 5/11 Clarke Street and 6/8 Mactier Street Narrabeen is a church, halls and residences "The St Faith's site". While there is no evidence that trusts have been declared in writing the properties are church trust property and held for the purposes of the Anglican Church in the Diocese of Sydney and the Parish of Narrabeen.

D. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the land is held it is expedient that the land be sold and that the net proceeds of sale be held on the same trusts as hereinbefore recited.

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. (1) By reason of circumstances which have arisen subsequent to the creation of the trusts hereinbefore recited it is expedient that the land be sold.

(2) The corporate trustee is hereby authorised and empowered to sell the land freed from all trusts at such price and upon such terms and conditions as it may determine within a period of three years from the date of assent to this Ordinance and thereafter only by resolution of the Standing Committee.

2. After payment of all outgoings to which the land may be subject at the time of sale and the costs of or incidental to the sale authorised by this Ordinance the net proceeds shall be held for the purposes of the Anglican Church in the Diocese of Sydney and the Parish of Narrabeen to be applied upon written request of a majority of the parish council of the Parish of Narrabeen towards the erection construction extension and renovation (including any necessary and incidental fees) of parish buildings on the St Faith's site. Pending such application as aforesaid the proceeds shall be invested and the interest capitalised.

3. This Ordinance may be cited as "Narrabeen (All Saints) Sale Ordinance 1988".

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

E.D. CAMERON
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of March 1988.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance

DONALD ROBINSON
Archbishop of Sydney
28 / 3 / 1988