
Newport (Bilgola Plateau) Land Sale Ordinance 1970

No. 27, 1970

AN ORDINANCE to authorise the sale of certain land at Bilgola Plateau in the Shire of Warringah and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is registered as proprietor in fee simple of the land comprised in Certificate of Title Volume 6913 Folio 72 more particularly described in the First Schedule hereto and also the land comprised in Certificate of Title Volume 6960 Folio 233 more particularly described in the Second Schedule hereto and also the land comprised in Certificate of Title Volume 6371 Folio 35 more particularly described in the Third Schedule hereto AND WHEREAS the said lands are church trust property having been purchased at the request of the Parish of Pittwater by the Sydney Church of England Finance and Loans Board (hereinafter called the "Board") as a possible site for a church or church hall but no trusts in writing have been declared concerning the same AND WHEREAS at the time of such purchase the said lands were situated within the Parish of Pittwater AND WHEREAS since the date of the said purchase the aforesaid Parish of Pittwater has been divided into the Provisional Parish of Newport and the Parish of Avalon AND WHEREAS the said lands are now situated in the Provisional Parish of Newport and the said Provisional Parish has informed the Board that the lands are not required by it AND WHEREAS certain rates and other outgoings have been paid in respect of the said lands by the former Parish of Pittwater and the Provisional Parish of Newport AND WHEREAS by reason of circumstances which have arisen subsequent to the acquisition of the said lands and the creation of the trusts upon which they are held it is inexpedient to observe the same and it is expedient that the lands be now sold and the proceeds applied as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY DECLARES RULES AND ORDAINS as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the lands described in the Schedules hereto are held it is inexpedient to carry out and observe the same and it is expedient that the lands be sold.
2. The Corporate Trustee is hereby empowered to sell the said lands in one or more parcels by public auction or private contract at such time and place and upon such terms and conditions as it shall think fit freed from all trusts.

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3. The proceeds arising from the sale after paying thereout all outgoings to which the lands are now subject and the costs of and incidental to this Ordinance and the sale or sales and transfer or transfers pursuant thereto shall be paid in the manner following:—

- (a) First, to the Parish of Avalon the sum of Three hundred dollars (\$300) and to the Provisional Parish of Newport the sum of Four hundred and thirty dollars (\$430).
- (b) Secondly, in recoupment to the Board of all moneys expended by it in connection with the said lands.
- (c) Any balance applied as the Standing Committee may by resolution determine.

4. This Ordinance may be cited as "Newport (Bilgola Plateau) Land Sale Ordinance 1970".

FIRST SCHEDULE

ALL THAT piece or parcel of land in the Shire of Warringah Parish of Narrabeen and County of Cumberland having a frontage of about 38' to Plateau Road and a splay corner of 14' 7 $\frac{1}{2}$ " to that road and a depth of about 155' 2" being Lot 30 in Deposited Plan No. 12838 and being the whole of the land comprised in Certificate of Title Volume 6913 Folio 72.

SECOND SCHEDULE

ALL THAT piece or parcel of land situated as aforesaid having a frontage of about 50' to Plateau Road and a depth of about 155' 2" being Lot 31 in Deposited Plan No. 12838 and being the whole of the land comprised in Certificate of Title Volume 6960 Folio 233.

THIRD SCHEDULE

ALL THAT piece or parcel of land situated as aforesaid having a frontage of about 50' to Plateau Road and a depth on the Eastern side of about 155' 2" and on the Western side of about 151' 6" with a rear line of about 32' being Lot 32 in Deposited Plan No. 12838 and being the whole of the land comprised in Certificate of Title Volume 6371 Folio 35.

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

H. G. S. BEGBIE,
Deputy Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 31st day of August, 1970.

W. L. J. HUTCHISON,
Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

31/8/1970.

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