



Hunters Hill Declaration of Trusts and Mortgaging Ordinance 1995

No 36, 1995

An Ordinance to declare the trusts of certain land at Hunters Hill and to authorise the mortgaging of that land.

Whereas

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") proposes to acquire the land described as Lot 13 in Deposited Plan 14531 and known as 2 Leo Street, Hunters Hill (the "Land").

B. It is expedient to declare the trusts on which the Land will be held when it is acquired.

C. It is expedient to authorise the mortgaging of the Land.

Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the Synod Ordains Declares Directs and Rules as follows.

Citation

1. This ordinance may be cited as the "Hunters Hill Declaration of Trusts and Mortgaging Ordinance 1995".

Declaration of Trusts

2. Upon acquisition, and subject to the power to mortgage in clause 3, the Land shall be held for the purposes of the Anglican Church of Australia Diocese of Sydney at Hunters Hill for the sole benefit of the parish of Hunters Hill or any other ecclesiastical district into which it may subsequently be formed.

Mortgage

3. (1) The Property Trust is hereby empowered to mortgage from time to time the Land for the purpose of borrowing such sum as may have been last approved by the Standing Committee by resolution.

(2) The amount borrowed on the security of any mortgage granted pursuant to this Ordinance shall be applied towards the costs of acquisition of the Land or for such other purpose in the parish of Hunters Hill as the Standing Committee may have last approved by resolution.

Certification

4. Any document certified by the Archbishop or the Diocesan Secretary as a copy of any resolution of the Standing Committee passed pursuant to this Ordinance shall, in favour of a mortgagee or any person claiming under a mortgage granted pursuant to this Ordinance, be conclusive evidence that the resolution was duly passed.

Parish to Account

5. While any money is secured by any mortgage granted pursuant to this Ordinance the churchwardens of All Saints' Church Hunters Hill, in every statement of assets and liabilities prepared for the purpose of an annual vestry meeting, must disclose the amount secured by the mortgage on the last day of the financial year to which the statement of assets and liabilities relates.

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

N.M. CAMERON

Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 23 October 1995.

W.G.S. GOTLEY

Secretary

I Assent to this Ordinance.

R.H. GOODHEW

Archbishop of Sydney

3/11/1995