
The Provisional District of Pittwater (Palm Beach Land)
Sale Ordinance 1954

No. 19, 1954.

AN ORDINANCE to authorise the sale of certain land situated at Palm Beach 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 of the land comprised in Certificate of Title Volume 5228 Folio 58 more particularly described in the Schedule hereto AND WHEREAS the said land is held for the sole benefit of the Parish of St. Faith's Narrabeen but no trusts concerning the same have been declared in writing AND WHEREAS the said land is now situated in the Provisional District of Pittwater which was created on the First day of August One thousand nine hundred and fifty two AND WHEREAS it is now inexpedient to carry out the trusts upon which the said land is held and it is expedient that the same be varied as hereinafter set out AND WHEREAS certain rates and expenses in connection with the said land have been paid by C. H. Gillham and F. Verrills amounting in all to the sum of Two hundred and seven pounds two shillings and nine pence (£207 2s. 9d.) on behalf of the Corporate Trustee and the said Provisional District AND WHEREAS it is expedient that the said land be sold and the net proceeds applied in and towards the acquisition of another site for the erection of a Church or Church Hall Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod Ordains and Declares as follows:—

1. By reason of circumstances subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held it has become inexpedient to observe such trusts to the extent to which the same are hereby varied and it is expedient to vary such trusts as hereinafter set out.

2. The said land shall henceforth be held upon trust to permit the same to be used for a Church Parsonage or Parish Hall or partly for one and partly for another or others of such purposes in connection with the Church of England in the Provisional District of Pittwater.

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3. By reason of circumstances subsequent to the creation of the said Trusts it is expedient to sell the land described in the Schedule hereto.

4. The said land may be sold by Public Auction or Private Contract at such time or times at such price or prices and upon such terms and conditions as the said Corporate Trustee may deem expedient free from the trusts aforesaid.

5. The moneys arising from the said sale shall after deducting thereout all rates and other outgoings properly chargeable against the said land and all costs charges and expenses of and incidental to this Ordinance and the said sale and transfer of the land in pursuance thereof be held upon trust to pay to C. H. Gillham the sum of One hundred and eighty-one pounds two shillings and ninepence (£181 2s. 9d.) and to F. Verrills the sum of Twenty-six pounds (£26) in reimbursement of rates and other moneys paid by them for and on behalf of the Corporate Trustee and/or the Parish of St. Faith's Narrabeen and the Provisional District of Pittwater and the balance shall be applied in and towards the purchase of another site at Palm Beach in the said Provisional District for the erection thereon of a church or church hall and the costs and expenses of such acquisition and the remainder if any towards the erection of such church or church hall thereon.

6. This Ordinance may be cited as "The Provisional District of Pittwater (Palm Beach Land) Sale Ordinance 1954."

THE SCHEDULE REFERRED TO.

All that piece or parcel of land having a frontage of 83' to Florida Road Palm Beach in the Shire of Warringah Parish of Narrabeen County of Cumberland by depth along Palm Beach Road of 155' 9½" being the whole of the land comprised in Certificate of Title Volume 5228, Folio 58.

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I certify that the Ordinance as printed is in accordance with the Ordinance as passed.

W. G. HILLIARD, Bishop,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 26th day of July, 1954.

H. V. ARCHINAL,
Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY,
Archbishop of Sydney.

26/7/1954.