
Revesby Land Sale Ordinance 1992

(Reprinted under the Interpretation Ordinance 1985.)

The Revesby Land Sale Ordinance as amended by the Revesby Land Sale Ordinance 1992 Amendment Ordinance 1992.

Table of Provisions

Clause		
1	Citation
2	Declaration of Expediency
3	Authority to Sell
4	Application of Proceeds

Long Title

An Ordinance to authorise the sale of certain property known as 5 Haddon Crescent, Revesby and to provide for the proceeds of sale thereof.

Preamble

Whereas

A. Anglican Church Property Trust Diocese of Sydney (previously known as Church of England Property Trust Diocese of Sydney) (hereinafter called "the Property Trust") is the registered proprietor of the land described in the Schedule hereto upon which is erected improvements known as No. 5 Haddon Crescent, Revesby (which said property is hereinafter called "the said property").

B. Negotiations are currently taking place for the purchase by the Property Trust of a small parcel of land (hereinafter called "the adjacent portion") which is adjacent to the said property and which will be consolidated with the said property prior to any sale.

C. The said property is Church Trust Property and has been used for a church parsonage for many years in connection with the Provisional Parish of Revesby and the adjacent portion if acquired will also be Church Trust Property and used for the same purpose.

D. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said property and the adjacent portion are held it is inexpedient to carry out and observe the same and it is expedient that the said property and if acquired the adjacent portion be sold and the proceeds be applied as hereinafter set forth.

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.

Citation

1. This Ordinance may be cited as "Revesby Land Sale Ordinance 1992".

Declaration of Expediency

2. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said property is held or upon which the adjacent property if acquired will be held it is inexpedient to carry out and observe the same and it is expedient that the said property and if acquired the adjacent portion be sold.

Authority to Sell

3. The Property Trust is hereby empowered and authorised to sell the said property and if acquired the adjacent portion within three (3) years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or private agreement in one or more lots and for such price or prices and on and subject to such terms and conditions as, to the Property Trust, may seem appropriate and, if required, to sign documents incidental to any consolidation or subdivision of the relevant titles.

Application of Proceeds

- ¹ 4. The proceeds from the sale of the said property and if acquired the adjacent portion shall be applied-
- (a) First, in meeting all costs of and incidental to this Ordinance and the Revesby Land Sale Ordinance 1992 Amendment Ordinance 1992, the purchase price, costs, duties and expenses of and incidental to the acquisition of the adjacent portion and all costs of and incidental to the subdivision and sale of the said property and the adjacent portion.
 - (b) Secondly, in payment for or towards the construction of rectory premises on land already owned by the Property Trust together with the construction, removal and installation and replacement of, repair, renovation, reconstruction and refurbishment of the Church, adjacent buildings, works, including construction of storeroom and toilet facilities, improvements and installations on and about such land and in payment for or towards all or any incidental costs of furnishings, fittings and fixtures and any associated renovation, restoration or repair thereof. Pending the execution of such works the proceeds of sale may be applied toward meeting the costs of the rental of a residence for the minister to a limit of \$10,000 or such other amount as may be requested in writing by the majority of the Parish Council of the said Provisional Parish and approved by resolution of Standing Committee.
 - (c) Thirdly, in respect of any balance, for such other purpose or purposes as may be requested in writing by a majority of the Parish Council of the said Provisional Parish and approved by resolution of Standing Committee.

Pending such application, the proceeds of sale shall be invested and the income earned thereon shall be dealt with as follows -

- (d) 30% thereof shall be capitalised; and
- (e) the balance shall be paid to the churchwardens of St Mark's Church Revesby for such parochial purposes as shall be determined by the Parish Council of the said Provisional Parish.

Schedule

All That land comprised in Lot 5 in Deposited Plan No. 24338 being the whole of the land in Certificate of Title Volume 6675 Folio 70 together with all improvements thereon known as No. 5 Haddon Crescent, Revesby.

Endnotes

¹.New clause inserted by Ordinance No 22, 1992.

M.A. PAYNE
Legal Officer

W.G.S. GOTLEY
Diocesan Secretary

24 April 2008