

Woodville Road (Old Guildford) Land Sale Ordinance 2002 Amendment and Variation of Trusts Ordinance 2007

No 30, 2007

Long Title

An Ordinance to amend the Woodville Road (Old Guildford) Land Sale Ordinance 2002.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the trustee of certain funds (the "Funds") held under the provisions of the Woodville Road (Old Guildford) Land Sale Ordinance 2002 (the "Principal Ordinance").

B. By clause 2 of the Christ Church Old Guildford Sale Ordinance 1956, the Funds are 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 Villawood or any other parish hereafter formed in the place thereof.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Funds are held it is inexpedient to carry out or observe those trusts or to deal with or apply the Funds wholly for the use or benefit of the Provisional District of Villawood or the parish formed in place thereof and it is expedient to vary those trusts and to specify further purposes for which the Funds may be applied in the manner set out in this Ordinance.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Woodville Road (Old Guildford) Land Sale Ordinance 2002 Amendment and Variation of Trusts Ordinance 2007.

2. Declaration

By reason of circumstances which have arisen after the creation of the trusts on which the Funds are held it is inexpedient to carry out or observe those trusts or to deal with or apply the Funds wholly for the use or benefit of the Provisional District of Villawood or the parish formed in place thereof and it is expedient to vary those trusts in the manner set out in clause 3 and to specify further purposes for which the Funds may be applied in the manner set out in clause 4.

3. Variation of Trusts

(1) The trusts of the Funds are varied so that the Funds are henceforth held on trust for the purposes of the parish of Merrylands.

(2) The trusts of the Funds are further varied to the extent necessary to permit the application in clause 4(1)(b).

4. Amendment of the Principal Ordinance

(1) The Principal Ordinance is amended as follows –

(a) insert the matter "(and any ordinance to amend this Ordinance)" after the words "this Ordinance" in clause 4, and

(b) insert a new subclause 4(b) as follows (with consequential renumbering of the existing subclause 4(b)) –

"second, an amount of up to \$700,000 in or towards the costs and expenses of purchasing the land in folio identifier 33/9557 known as 40 Shackle Ave, Guildford, demolishing the existing structures thereon and constructing and fitting out a new ministry residence for the parish of Guildford with Villawood on that land; and", and

(c) delete the word "secondly" in the new subclause 4(c) and insert instead the words "the balance".

(2) For the avoidance of doubt, the application limit in the new subclause 4(b) includes amounts that have been applied for this purpose prior to the date of assent to this Ordinance.

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

PG KELL
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney 15 October 2007.

R WICKS
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
16/10/2007