

# Woodville Road (South Granville) Rectory Sale Ordinance 2001

No 31, 2001

## Long Title

An Ordinance to provide for the sale of certain land at 104 Farnell Street, South Granville.

## Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land comprised in Folio Identifiers 7/1825 and C/389923 known as 104 Farnell Street, South Granville (the "Land").

B. The Land is church trust property and the preamble to the St Thomas' and St Paul's South Granville Mortgaging Ordinance 1956 recites that it is held upon trust to permit the same to be used for the church, parsonage or church 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 St Thomas' and St Paul South Granville.

C. The Land is situated in the former parish of South Granville which now forms part of the parish of Woodville Road (the "Parish").

D. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is inexpedient to carry out and observe those trusts or to apply the Land for the use and benefit of the provisional district of St Thomas' and St Paul South Granville and it is expedient that the Land be sold and the proceeds from the sale be applied as provided herein.

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

### 1. Name

This Ordinance is the Woodville Road (South Granville) Rectory Sale Ordinance 2001.

### 2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is inexpedient to carry out and observe those trusts or to apply the Land for the use and benefit of the provisional district of St Thomas' and St Paul South Granville and it is expedient that the Land be sold and the proceeds from the sale be applied as provided herein.

### 3. Authority to Sell

The Property Trust is authorised to sell the Land by auction or private treaty for a consideration of not less than \$250,000 and subject to such other terms and conditions as the Property Trust considers appropriate at any time within 1 year from the date of assent to this ordinance and thereafter only with the consent of the Standing Committee given by resolution.

### 4. Application of Proceeds of Sale

(1) The proceeds from the sale of the Land, after payment of the costs of and incidental to this ordinance and the sale, are to be paid to the Property Trust and applied as follows -

- (a) first, in payment of any goods and services tax (as defined in *A New Tax System (Goods and Services Tax) Act 1999*) payable in connection with the sale of the Land;
- (b) the balance toward the cost of building and fitting out diocesan standard rectory and other accommodation within the Parish for the minister, assistant ministers and other full-time ministry staff employed by the churchwardens of St Anne's, Merrylands in such manner as a majority of the parish council of the Parish may from time to time request in writing.

(2) Pending the application of the proceeds of the sale referred to in subclause (1), the proceeds are to be invested by the Property Trust and the income applied upon written request of the churchwardens of St Anne's Merrylands towards accommodation rental for assistant ministers or other full-time ministry staff employed by the St Anne's churchwardens.

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 13 August 2001.

M A PAYNE  
Secretary

I Assent to this Ordinance.

PETER F JENSEN  
Archbishop of Sydney  
14/8/2001