

South Western Region (Belfield Proceeds) Ordinance 1998

(Reprinted under the Interpretation Ordinance 1985.)

The Georges River Region (Belfield Proceeds) Ordinance 1998 as amended by the Georges River Region (Belfield Proceeds) Ordinance 1998 Amendment Ordinance 2009, the Georges River Region (Belfield Proceeds) Ordinance 1998 Amendment Ordinance 2010, the Georges River Region (Belfield Proceeds) Ordinance 1998 Amendment Ordinance 2014, the Georges River Region (Belfield Proceeds) Ordinance 1998 Further Amendment Ordinance 2014, the South Western Regional Council Land Sale Ordinance 2022, and the South Western Region (Belfield Proceeds) Ordinance 1998 Amendment Ordinance 2023.

Table of Provisions

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| Clause | |
| 1 |Name |
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Long Title

An Ordinance to vary the trusts upon which certain land and funds are respectively held.

Preamble

A. The Anglican Church Property Trust Diocese of Sydney (the “ACPT”) holds certain funds (the “Funds”), on the trusts set out in clause 2(b) of the *Marrickville Area Deanery (Belfield Proceeds) Ordinance 1988* (the “1988 Ordinance”).

B. By clause 3 of the South Western Regional Council Land Sale Ordinance 2022, the ACPT was authorised to sell the land contained in folio identifier 12/15411 known as 14 Glenore Road, Canterbury and the site of a residence (the “Land”), with the proceeds to be invested in accordance with clause 3 of this Ordinance.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land and Funds are respectively held it is inexpedient to carry out and observe those trusts and it is expedient that the trusts be varied as hereinafter provided.

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

1. Name

This Ordinance is the South Western (Belfield Proceeds) Ordinance 1998.

2. Declaration of Inexpediency

By reason of circumstances which have arisen after the creation of the trusts on which the Land and Funds are respectively held it is inexpedient to carry out and observe those trusts and it is inexpedient that the Land and Funds be applied for the same or like purposes as the trusts on which they are respectively held.

3. Funds

The Funds shall be invested and the income earned on and from the date of assent to this Ordinance shall be applied as follows –

- (a) if, from time to time, the Funds are –
 - (i) predominantly invested in the ACPT’s Long Term Pooling Fund – no portion is to be capitalised, or
 - (ii) not predominantly invested in the ACPT ’s Long Term Pooling Fund – 30% is to be capitalised, and

- (b) the balance is to be paid to the Council to be applied for such purposes of the Council as the Council may from time to time determine.

Notes

1. The original form of ordinance was assented to on 9 December 1998.
2. From 14 July 2021, the title of 'Georges River region' changed to 'South Western region'. References to the region's name in this ordinance were subsequently updated on 29 July 2022, under the *Regions Ordinance 1995*, clause 3(4).

Table of Amendments

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| Title | Amended under the <i>Regions Ordinance 1995</i> , Clause 3(4). |
| Preamble | Amended by Ordinance No 27, 2023. |
| Clause 1 | Amended under the <i>Regions Ordinance 1995</i> , Clause 3(4). |
| Clause 3 | Amended under the <i>Regions Ordinance 1995</i> , Clause 3(4). Original clause deleted and previous clause 4 renumbered by Ordinance 27, 2023. Amended by Ordinances Nos 3, 2009; 12, 2010; 8, 2014, 14, 2014; 23, 2022, and 27, 2023. Amended under the <i>Regions Ordinance 1995</i> , Clause 3(4). |
| Clause 4 | Amended by Ordinances Nos 3, 2009 and 8, 2014. Original clause renumbered and deleted by Ordinance 27, 2023. |

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28 August 2023