

# St Andrew's Cathedral Land Sale Ordinance 2017

No 16, 2017

## Long Title

An Ordinance to permit the sale of certain land at 27B Pemberton Street, Strathfield West and to provide for the application of the proceeds of sale.

## Preamble

A. The Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land in folio identifier 4/839459 known as 27B Pemberton Street, Strathfield West and the site of a residence (the "Land").

B. The Land is church trust property and forms part of the property of the ACPT – St Andrew's Cathedral Trust, which under the St Andrew's Cathedral Trust Ordinance 2016, is held for the purposes of St Andrew's Cathedral (the "Cathedral").

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and the proceeds 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 St Andrew's Cathedral Land Sale Ordinance 2017.

### 2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and the proceeds be applied in the manner set out in clause 4.

### 3. Power of sale

The Property Trust is authorised to sell the Land subject to such terms and conditions as it may think fit within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution.

### 4. Applications of proceeds

(1) Subject to clause 4(2), the Property Trust is directed to make the following payments from the capital of the ACPT – St Andrew's Cathedral Trust –

- (a) first, the costs and expenses of and incidental to this Ordinance and the sale of the land,
- (b) second, in and towards the costs and expenses of and incidental to the purchase of a residence or residences and the cost of any alterations considered necessary to render any such residence suitable for housing a minister, assistant minister or a person employed by the Chapter, and
- (c) the balance is to be applied in accordance with clause 6 of the St Andrew's Cathedral Trust Ordinance 2016.

(2) No payment is to be made under clause 4(1) until the Land has been sold and the proceeds of sale paid to the Property Trust.

### 5. Capitalisation of income

Notwithstanding clause 7 of the St Andrew's Cathedral Trust Ordinance 2016, all income arising from the investment of that part of the ACPT – St Andrew's Cathedral Trust which comprises the proceeds of sale is to be capitalised.

**St Andrew's Cathedral Land Sale Ordinance 2017**

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

R TONG  
Chair of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 29 May 2017.

R WICKS  
Secretary

I Assent to this Ordinance.

GN DAVIES  
Archbishop of Sydney  
30/05/2017