
St. Andrew's Parish of Sans Souci and Langlea Mortgage.

No. 10. 1928.

AN ORDINANCE to authorise the Church of England Property Trust Diocese of Sydney to mortgage certain lands at Sans Souci and to provide for the application of the proceeds thereof.

WHEREAS the Church of England Property Trust Diocese of Sydney (hereinafter called the said Trust) is registered under the provisions of the Real Property Act 1900 as the proprietor of the whole of the lands comprised in Certificate of Title registered Volume 1960 Folio 118 and in Certificate of Title registered Volume 1344 Folio 70 AND WHEREAS the land comprised in the said Certificate of Title registered Volume 1960 Folio 118 is 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 District of Sans Souci AND WHEREAS the land comprised in Certificate of Title registered Volume 1344 Folio 70 is 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 Parish of Sans Souci AND WHEREAS it is considered desirable to build a new Parish Church upon the said lands AND WHEREAS in order to pay for the same it is necessary that moneys should be raised upon mortgage of the said lands to secure the repayment of any moneys so borrowed as aforesaid with interest thereon AND WHEREAS it is expedient that an advance or advances of money not exceeding the sum of two thousand pounds should be obtained upon the security of the said lands for the purposes aforesaid AND WHEREAS by reason of circumstances subsequent to the creation of the aforesaid trusts it is expedient to mortgage the said lands Now the Standing Committee of the Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Church of England Trust Property Act 1917 and the Land Ordinance Procedure and Delegation of Powers Ordinance 1926

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and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales or otherwise in the name and in the place of the said Synod declares directs and rules as follows:—

1. By reason of circumstances subsequent to the creation of the trusts to which the lands are subject it is expedient to obtain from time to time an advance or advances of money not exceeding the sum of two thousand pounds on the security of the lands more particularly described in the Schedule hereto.

2. The lands described in the Schedule hereto and the appurtenances may from time to time be mortgaged for the purpose of raising and securing the repayment of the sum or sums of money authorised to be borrowed as aforesaid Provided that after the expiration of five years from the passing of this Ordinance the Mortgagor shall reduce the amount of its indebtedness secured as aforesaid so that it shall not exceed one thousand seven hundred and fifty pounds (£1750) and thereafter shall reduce the said indebtedness at the rate of fifty pounds (£50) a year but no Mortgagee or the Registrar General shall be concerned to see or enquire into or be affected by notice of any failure on the part of the Mortgagor to reduce the amount of its indebtedness in manner aforesaid.

3. The amount or amounts so to be from time to time raised (after deducting thereout the costs of and incidental to this Ordinance and any mortgage or mortgages executed in pursuance of the powers hereby conferred and also any charge created on the said lands) shall be paid by the said Trust to the Churchwardens for the time being of the Church of St. Andrew in the Parish of Sans Souci and Langlea (whose receipt shall be a sufficient discharge) and shall be by them applied in or towards payment of the costs of the erection of a Church on portion of the said lands for the District of Sans Souci.

4. This Ordinance shall be styled and cited as the "St. Andrew's Parish of Sans Souci and Langlea Mortgage Ordinance of 1928."

St. Andrew's Parish of Sans Souci and Langlea Mortgage.

THE SCHEDULE REFERRED TO.

All that piece of land situated in the Municipality of Kogarah Parish of St. George and County of Cumberland containing two roods twenty seven and one quarter perches or thereabouts being Lots 47 to 50 inclusive on a Plan deposited in the Land Titles Office Sydney No. 4277 and being the whole of the land comprised in Certificate of Title registered Volume 1960 Folio 118. Also all that piece of land situated at Sans Souci in the Municipality of Rockdale Parish and County aforesaid containing one rood three and three quarters perches or thereabouts being Lots 2 and 3 on a Plan deposited in the Land Titles Office Sydney Numbered 2008 and being the whole of the land comprised in Certificate of Title registered Volume 1344 Folio 70.

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

W. J. G. MANN,
Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this twenty-fifth day of June, 1928.

C. R. WALSH,
Secretary.

I assent to this Ordinance,

JOHN CHARLES SYDNEY.

28th June, 1928.