

**ST ANNE'S RYDE DECLARATION OF TRUSTS MORTGAGING AND LEASING ORDINANCE 1973
AMENDMENT ORDINANCE 1991**

No 9, 1991

AN ORDINANCE to vary certain trusts set out in the St Anne's Ryde Declaration of Trusts, Mortgaging and Lease Ordinance 1973 and to change its title.

WHEREAS

A. Clause 6 of the St Anne's Ryde Declaration of Trusts Mortgaging and Leasing Ordinance 1973 (the "Principal Ordinance") provides for the distribution of the annual net income arising from the leasing of the residential flat building erected on the land described in the First Schedule to the Principal Ordinance.

B. The Parish of St Anne's Ryde (the "Parish") with the approval of the Standing Committee of the Diocese of Sydney wishes to establish a maintenance fund for the said residential flat building and to pay some of the income derived from the leasing of the residential flat building into the maintenance fund for the maintenance of the residential flat building.

C. The Parish wish to change the title of the Principal Ordinance.

D. By reason of circumstances which have arisen subsequent to the creation of the trusts for the distribution of the annual net income pursuant to the Principal Ordinance it is inexpedient to carry out and observe the same and it is expedient that they be varied to the extent hereinafter provided.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows.

1. This Ordinance may be cited as the "St Anne's Ryde Declaration of Trusts Mortgaging and Leasing Ordinance 1973 Amendment Ordinance 1991".

2. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the annual net income is held pursuant to the Principal Ordinance it is inexpedient to carry out and observe the same and it is expedient that they be varied to the extent hereinafter provided.

3. The Principal Ordinance is amended as follows -

(a) by the insertion of the following additional sub-paragraph immediately after clause 6(a):

"(b) By payment into a fund to be maintained by the Corporate Trustee an amount of \$5,000 per annum commencing in the 1991 calendar year or such other amount as may be agreed from time to time between the Corporate Trustee and a majority of the Parish Council which amount or amounts together with the income earned thereon shall be applied for such repairs, renovations and maintenance of the residential flat building as the Parish Council of the Parish considers appropriate and any moneys to be so applied shall be paid to the Churchwardens for the time being of the Parish as required by them for these purposes."

(b) by renumbering clause 6(b) as clause 6(c) and by the deletion of the word "lastly"; and

(c) by the deletion from clause 8 of the words "St Anne's Ryde Declaration of Trusts Mortgaging and Leasing Ordinance 1973" and the insertion of the following words "Ryde (Livingstone Lodge) Ordinance 1973".

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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 the 29th day of April 1991.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney
29 / 4 / 1991