

ST. COLUMBA'S FLEMINGTON (ST. MATTHEW'S HOMEBUSH)
LAND SALE ORDINANCE 1975

No. 54 1975

AN ORDINANCE to authorise the sale of certain land at Homebush and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is the registered proprietor in fee simple of the land described in the Schedule hereto AND WHEREAS the said land is church trust property held for the sole benefit of the

5 Provisional Parish of Flemington but no trusts appear to have been declared in writing concerning the same AND WHEREAS the only building located on the said land is the church and hall known as "St. Matthew's Homebush" AND WHEREAS it appears that the said church hall has not been consecrated AND WHEREAS by reason of circumstances which have arisen subsequent to the

10 creation of the trusts on which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold 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:-

- 15 1. By reason of circumstances which have arisen since the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold.
2. The Corporate Trustee is hereby authorized to sell the said land by public auction or by private contract at such time for such price and
- 20 upon such terms and conditions as it may think fit freed from the trusts upon which the said land is held.
3. The proceeds arising from the sale or sales of the said land shall be applied by the Corporate Trustee as follows:-
- (a) In payment of the costs of and incidental to this Ordinance
- 25 and of the sale and transfer of the said land and all other outgoings to which the said land may be subject
- (b) In payment of all moneys owing by the said Provisional Parish

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to the Commonwealth Savings Bank of Australia in liquidation of the debts then owing on the lands on which St. Columba's Church Hall and St. John's Church Hall in the said Provisional Parish are respectively erected

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(c) In payment of all moneys owing by the said Provisional Parish to the Rural Bank of New South Wales in liquidation of the debt then owing on the land on which the rectory in the said Provisional Parish is erected

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(d) In payment of all arrears on Diocesan Assessments and of stipends in arrears and owing to the curate-in-charge of the said Provisional Parish
(e) And the whole or part of the balance of the proceeds shall at the request of the majority of the Parish Council of the said Provisional Parish and with the approval by resolution of the Standing Committee be paid to the churchwardens of St. Columba's Church Flemington and St. John's Church West Strathfield provided however pending such application the said amount shall be invested by the Corporate Trustee and the income arising therefrom after ten per cent thereof has been added to the capital sum shall be paid to the said churchwardens and applied by them for such parochial purposes as the said Parish Council of the said Provisional Parish shall by resolution determine.

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4. This Ordinance may be cited as "St. Columba's Flemington (St. Matthew's Homebush) Land Sale Ordinance 1975".

SCHEDULE

ALL THAT piece of land situate at Flemington in the Municipality of Strathfield County of Cumberland being Lots 6, 7 and 8 in plan annexed to Transfer No. B198850 with frontages of 167 feet each to Wentworth and Park Roads with an irregular western boundary of 119 feet 6 1/2 inches to an arc of 24 feet 5 3/4 inches on the eastern side and containing 1 rood 4 perches (all dimensions being more or less) and being the whole of the land comprised in Certificate of Title Volume 3728 Folio 187.

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

D. Cameron
Deputy Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 15th day of December 1975.

W.G.S. Gotley
Secretary

I ASSENT to this Ordinance

A.J. Dain
Commissary
Archbishop of Sydney
29/12/1975.