

ST. MARY'S LAND SALE ORDINANCE 1982

No. 53 1982

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

WHEREAS

A. By Indenture bearing date 11th April 1900 and Registered No. 8 Book 663 Henry Broderick of Sydney Engineer and Surveyor did grant and release to The Church of England Property Trust Diocese of Sydney ALL THAT land described in the Schedule upon trust to permit a church building to be erected on the land to be called "The Erskine park Church" and to be subject to the regulations contained in the Sydney Church Ordinance.

B. By reason of circumstances which have arisen subsequent to the 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 trusts be varied as hereinafter provided.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the Synod HEREBY ORDAINS, as follows:

1. By reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule is held it is inexpedient to carry out and observe the same and it is expedient that the land be sold,
2. The corporat trustee is hereby authorised and empowered to sell the land within three years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or private contract at such time and at such price and upon such terms and conditions as it may determine freed from the trusts upon which it is held.
3. The proceeds arising from the sale shall be applied as follows:-

- (a) First to pay all outgoings to which the land may be subject the costs of and incidental to this Ordinance

and the sale pursuant thereto.

- (b) Secondly the net balance to be paid to the churchwardens of St. Mary's and applied by them towards the costs of erection of a residence for a minister on land to be acquired within the parish by the Anglican Property Trust Diocese of Sydney pursuant to the terms of the New Sites Ordinance 1982.

4. This Ordinance may be cited as "St. Mary's Land Sale Ordinance 1982".

SCHEDULE

ALL THAT piece or parcel of land situate in the Parish of Melville and County of Cumberland in the Colony of New South Wales commencing on the Western boundary of the Road from St. Marys to Liverpool at the North East corner of the Public School land and bounded on the East by the said Road bearing Northerly One hundred feet on the North by a line bearing Westerly One hundred and fifty feet on the West by a line bearing Southerly One hundred feet to the Northern boundary of the said Public School land and on the South by the Northern boundary of the said Public School land One hundred and fifty feet to the point of commencement being portion of the One hundred and forty five acres of land granted by John Coghlan on Erskine Park to Henry Broderick by Conveyance dated 26th April 1882.

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

E.D. 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 13th day of December 1982.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney
13 / 12 / 1982