
St. Paul's Carlingford Land Sale Ordinance 1969

No. 63, 1969

AN ORDINANCE to revoke the Order of Consecration of the Church of St. Paul Carlingford to authorise the sale of such Church and certain land at Carlingford in the City of Parramatta and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereafter called "the Corporate Trustee") is registered as proprietor in fee simple of the land comprised in Certificate of Title Volume 9805 Folio 76 more particularly described in the Schedule hereto AND WHEREAS the Church of St. Paul Carlingford a rectory and other parochial buildings are erected upon the land which is church trust property held for the sole benefit of the Parish of St. Paul Carlingford but no trusts in writing have been declared concerning the same AND WHEREAS the church building has been duly consecrated for divine worship AND WHEREAS by reason of the great increase in population and development in the said Parish since the erection of the said church it has been deemed advisable that a new church and associated buildings be erected in a more central area of the Parish AND WHEREAS the Synod of the Diocese of Sydney did by resolution No. 33/69 consent to the sale of the said church notwithstanding its consecration AND WHEREAS pursuant to such consent and by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is now proposed to revoke the Order of Consecration of such church and to sell the said land and buildings thereon and to apply the net proceeds as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY DECLARES RULES AND ORDAINS as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held and to the Order of Consecration of the church building known as St. Paul's Carlingford and which is deemed to be within the Parish of Carlingford erected thereon it is inexpedient to carry out and observe such trusts and it is expedient that the Order of Consecration of the said church be now revoked and that the land and buildings thereon be sold.

2. The Order of Consecration of the said Church of St. Paul Carlingford is hereby revoked.

3. The Corporate Trustee is hereby authorised and empowered to sell the said land and buildings by public auction or private

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contract together or in parcels at such time or times for such price or prices and upon such terms and conditions as it may determine freed from the Order of Consecration and trusts now affecting the same.

4. The proceeds arising from the said sale or sales shall after paying thereout all outgoing to which the land may be subject, the costs of and incidental to this Ordinance and the sale and transfer pursuant thereto be applied towards the acquisition of another site in the said Parish for the erection thereon of a new church, rectory, parish hall and any other appurtenant buildings for the use and benefit of the Parish of St. Paul Carlingford and for any prescribed furnishings of a rectory and furnishings for any such church parish hall or other buildings and the costs of and incidental to the purchase of such site and erection of such buildings. Until so used and applied the capital shall be invested by the Corporate Trustee and the income arising therefrom paid from time to time to the Churchwardens for the time being of the said church and applied by them for general parochial purposes.

5. This Ordinance may be cited as "St. Paul's Carlingford Land Sale Ordinance 1969".

SCHEDULE

All that piece or parcel of land situated at Carlingford in the City of Parramatta Parish of Field of Mars County of Cumberland having a frontage of about 348' 8" to Marsden Road containing 1 acre 1 rood 4½ perches being Lot 3 Deposited Plan 222692 and the whole of the land in Certificate of Title Volume 9805 Folio 78 subject however to the interest of the City of Parramatta in the land notified for re-alignment in Government Gazette on 22/1/1954 Folio 175.

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

ATHOL RICHARDSON.

Chairman of Committees.

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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, 1969.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

15/12/1969.