

ST. PAUL'S CARLINGFORD ORDINANCE 1976

No. 44 1976

AN ORDINANCE to declare the trusts of certain land in the Shire of Baulkham Hills to authorise the mortgaging of such land to provide for the application of the proceeds of such mortgaging and for purposes incidental thereto.

WHEREAS Church of England Property Trust Diocese of Sydney a ~~body corporate under the Church of England (Bodies Corporate) Act 1938~~

(hereinafter called the "Corporate Trustee") is the proprietor of the land described in the schedule hereto (hereinafter called "the said

5 land") AND WHEREAS the said land is to be held for the purposes of constructing thereon a church parish hall and other appurtenant buildings and rectory for the church of St. Paul at Carlingford but no trusts have been declared in writing concerning the same AND WHEREAS the Bank of New

South Wales Savings Bank Limited has agreed subject to the Standing
10 Committee of the Synod of the Diocese of Sydney passing an ordinance authorising the mortgaging of the said land to secure such borrowing to provide an amount of Fifty thousand dollars (\$50,000) to provide for the cost of construction of the said rectory and initial cost of

15 construction of the said church AND WHEREAS it is expedient that the said land be mortgaged NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES
DIRECTS ORDAINS AND RULES as follows:-

1. The said land shall henceforth be held upon trust for a church parish hall and other appurtenant buildings and rectory or partly for one or
20 another or others of such purposes in connection with the Church of England in Australia at Carlingford in the Parish of St. Paul Carlingford.

2. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said land is held it is expedient to mortgage the said land.

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25 3. The Corporate Trustee is hereby authorised to mortgage the said
land for the purpose of borrowing the sum of Fifty thousand dollars
(\\$50,000) provided that the said amount shall be reduced by monthly
repayments of at least Four hundred and sixty four dollars (\$464)
each on account of principal and interest commencing thirty (30) days
30 after the whole amount is fully drawn.

4. (1) The proceeds of any mortgage duly authorised by this ordinance
shall be applied first in payment of the costs of and incidental to
this ordinance the costs of and incidental to any mortgage or charge
executed in pursuance of this ordinance and the balance shall be applied
35 towards the cost of erection of the said rectory and church.

(2) Any mortgagee advancing moneys pursuant to the provisions of
this ordinance is hereby authorised to pay the same direct to the church-
wardens for the time being of the Church of St. Paul at Carlingford.

5. The said churchwardens shall within seven (7) days of the date of
40 holding an annual vestry meeting during such time as any money is owing
to any mortgagee pursuant to this ordinance cause an account to be
forwarded to the Secretary of the Corporate Trustee giving details of
the original amount borrowed the amounts paid off and the balance owing
as at the end of the previous financial year.

45 6. This ordinance may be cited as "St. Paul's Carlingford Ordinance
1976".

SCHEDULE

ALL THAT piece or parcel of land situate in the County of Cumberland
Parish of Field of Mars and Shire of Baulkham Hills having an area
of 6320 sq metres being Lot 34 in Deposited Plan No. 251044 and being
the whole of the land comprised in Certificate of Title Volume 12998
Folio 161.

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

D. Cameron

Deputy 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 25th day of October 1976.

W. Gotley
Secretary

I ASSENT to this Ordinance.

M.L. Loane
Archbishop of Sydney
25/10/76