

Sydney Anglican Indigenous Peoples' Ministry Committee Land Sale Ordinance 2019

(Reprinted under the Interpretation Ordinance 1985.)

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Long Title

An Ordinance to permit the sale of certain land held on trust for the Sydney Anglican Indigenous Peoples' Ministry Committee (the "SAIPMC") and to provide for the application of the sale proceeds and part of the capital of the SAIPMC Fund.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "ACPT") is the registered proprietor of the land in folio identifier 27/239199 10 Barrington St, Ruse (the "Land").

B. The Land is church trust property and forms part of the property for the Indigenous Peoples' Ministry Trust Fund (the "SAIPMC Fund") which, under clause 4 of the *Sydney Anglican Indigenous Peoples' Ministry Ordinance 2002* is held on trust for the purposes of ministry to Indigenous people in the Diocese of Sydney.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and that the proceeds be applied in the manner set out in this Ordinance.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name of ordinance

This Ordinance is the Sydney Anglican Indigenous Peoples' Ministry Committee Land Sale Ordinance 2019.

2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and that the proceeds be applied in the manner set out in clause 4.

3. Power of sale

The ACPT is authorised to sell the Land within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution.

4. Allocations from the SAIPMC Fund

(1) Subject to clause 4(2) the ACPT is directed that it may make the following payments from the capital of the SAIPMC Fund –

- (a) first, the costs and expenses of and incidental to this Ordinance and the sale of the Land, and
- (b) second, an amount of up to \$1,500,000, or such other amount determined by resolution of the Standing Committee from time to time, in and towards the costs of and incidental to the purchase of land and the construction of a residence thereon

or the purchase of a residence and the cost of any alterations necessary to render the residence suitable for housing a Minister, Assistant Minister or Lay Minister.

(2) No payment is to be made under subclause 4(1)(b) until the Land has been sold and the proceeds of sale paid to the ACPT.

5. Capitalisation of income

Notwithstanding clause 11 of the *Sydney Anglican Indigenous Peoples' Ministry Ordinance 2002*, all income arising from the investment of that part of the SAIPMC Fund which comprises the proceeds of sale is to be capitalised.

Notes

1. The original form of ordinance was assented to on 23 September 2019.
2. At its meeting on 27 June 2022 the Standing Committee resolved under clause 3 of the Ordinance to extend the period within which Land may be sold to 27 June 2025.

STEVE LUCAS
Legal Counsel

DANIEL GLYNN
Diocesan Secretary

1 July 2022