

Westmead Subdivision and Leasing Ordinance 2022

No 18, 2022

Long Title

An Ordinance to authorise a subdivision and the granting of a lease over certain land at Westmead and to provide for the application of the income.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the ACPT) is the registered proprietor of the land contained in folio identifier B/334311 known as 75 Hawkesbury Road, Westmead (the Land).

B. The Land is church trust property and by clause 5 of the *Westmead Trust Ordinance 2020* is held on trust for the purposes of the parish of Westmead.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is inexpedient to carry out or observe those trusts or to deal with or apply the Land for the same or like purposes as those trusts or to deal with or apply the Land wholly for the purposes of the Parish, and it is expedient that a subdivision be made in respect of the Land and that a lease be granted over one of the lots created by the subdivision.

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

1. Name

This Ordinance is the Westmead Subdivision and Leasing Ordinance 2022.

2. Declaration of Expediency

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is inexpedient to carry out or observe those trusts or to deal with or apply the Land for the same or like purposes as those trusts or to deal with or apply the Land wholly for the purposes of the Parish, and it is expedient that a subdivision be made in respect of the Land and that a lease be granted over one of the lots created by the subdivision.

3. Authority to subdivide

The ACPT is authorised to execute a plan of subdivision or any other ancillary documents to enable the registration of a subdivision of the Land in approximately the form shown in the Schedule.

4. Authority to Lease

The ACPT is authorised to grant a lease over the part of the Land marked 'Portion A' in the Schedule, having an area of 2,878.713m², for a term not exceeding 99 years with the Minister for Education and Early Learning of the State Government of New South Wales (or another party on behalf of the State of New South Wales).

5. Application of Proceeds

The income from any lease granted under clause 4 is to be paid to the ACPT and applied as follows –

- (a) in payment of all rates, taxes and charges incurred by the ACPT in relation to the Land and the subdivision and leasing of the Land; and
- (b) the balance is to be applied as income of the ACPT-Westmead Trust under clause 7(1)(b) of the *Westmead Trust Ordinance 2020*.

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

R TONG
Chair of Committee

Westmead Subdivision and Leasing Ordinance 2022

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 27 June 2022.

B BOUNDS
Secretary

I Assent to this Ordinance.

PETER HAYWARD
Commissary

22/07/2022