

**WOLLONGONG ANGLICAN REGIONAL COUNCIL
(49 MARKET STREET) ORDINANCE 1988**

No 14 1988

AN ORDINANCE to vary the trusts of land at Wollongong, for the same to be sold and to provide for the application of the proceeds thereof.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is the registered proprietor of the whole of the land comprised in Certificate of Title Volume 4291 Folio 125 more particularly described in the Schedule hereto.

B. The land in the Schedule is church trust property within the meaning of Anglican Church of Australia Trust Property Act 1917 (as amended) held upon the trust expressed in Wollongong Zone Council (49 Market Street) Ordinance No. 13 of 1982 namely, "for such of the purposes of the Wollongong Zone Council as that Council may determine from time to time by resolution thereof".

C. By Ordinance No. 36 of 1983, the Synod of the Diocese of Sydney changed the name of the Wollongong Zone Council to the Wollongong Anglican Regional Council.

D. By reason of circumstances which have arisen subsequent to the creation of the trusts it is inexpedient to carry out and observe the same to the extent that they are hereby varied and it is expedient to sell the land described in the Schedule.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS DECLARES DIRECTS AND RULES 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 is held it is inexpedient to carry out and observe the same and it is inexpedient to deal with or apply such property or any part thereof for the same or like purposes and it is expedient that such trusts be varied and that the land be sold.

2. The Corporate Trustee is hereby authorised to sell the land described in the Schedule within three (3) years after the date of assent to this ordinance and thereafter only with the consent of the Standing Committee by public auction or private agreement in one or more lots and for such prices or prices and subject to such terms and conditions, as to the Corporate Trustee, may seem appropriate.

3. (1) The proceeds arising from the sale of the land described in the Schedule after paying thereout the costs of and incidental to this ordinance and the costs of and incidental to the sale shall be applied by the Corporate Trustee towards the purchase of a building in Wollongong or towards the construction of a building upon land in Wollongong to be held upon trust for such of the purposes of the Wollongong Anglican Regional Council as that Council may determine from time to time by resolution thereof.

(2) Pending application set out in subclause (1) of this clause, the Corporate Trustee shall invest the net proceeds and capitalise the income except to such extent as may be determined by the Standing Committee from time to time at the request of the Wollongong Anglican Regional Council.

4. This ordinance may be cited as the "Wollongong Anglican Regional Council (49 Market Street) Ordinance 1988".

SCHEDULE

ALL THAT piece or parcel of land in Certificate of Title Volume 4291 Folio 123 and known as 49 Market Street, Wollongong.

I CERTIFY that this 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 27th day of June 1988.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance

DONALD ROBINSON
Archbishop of Sydney
27/ 6 /1988