

# Wollongong (Cemetery) Transfer Ordinance 2016

(Reprinted under the Interpretation Ordinance 1985.)

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## Long Title

An Ordinance to permit the transfer of certain land at Wollongong to the State of NSW.

## Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land in folio identifier 4/38/759704 known as the Anglican Portion of the Wollongong General Cemetery in Kenny Street, Wollongong (the "Land").

B. The Land is church trust property and forms part of the property of the ACPT – Wollongong Trust which, under clause 5 the Wollongong Trust Ordinance 2016, is held for the purposes of the parish of Wollongong.

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 transferred to the State of NSW or the Wollongong City Council for nominal consideration.

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

### 1. Name

This Ordinance is the Wollongong (Cemetery) Sale Ordinance 2016.

### 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 transferred to the State of NSW or Wollongong City Council for nominal consideration.

### 3. Power of sale

The Property Trust is authorised to transfer the Land, or such part of the Land as remains church trust property, to the State of NSW or Wollongong City Council for nominal consideration, and subject to such terms and conditions as it may think fit, within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution.

## Notes

1. The original form of ordinance was assented to on 5 December 2016.
2. On 18 November 2019, the Standing Committee, **resolved** under clause 3 of the *Wollongong (Cemetery) Transfer Ordinance 2016*, to extend the period within which the land contained in folio identifier 4/38/759704 known as the Anglican Portion of the Wollongong General Cemetery in Kenny Street, Wollongong can be transferred by a further 6 months to 6 June 2020.

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28 November 2019