



Aircraft Noise Ordinance 1999

No 10, 1999

Long Title

An Ordinance to authorise the Property Trust to enter an agreement for the execution of certain works on certain church buildings.

Preamble

A. The Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the trustee of the land described in Part 1 of each Schedule to this ordinance.

B. The church building named in part 2 of each Schedule to this ordinance (each a "Building") has been erected on the land described in Part 1 of the relevant Schedule.

C. The land described in Part 1 of each Schedule to this ordinance is held upon the trust specified in Part 3 of the relevant Schedule.

D. In each case, the control and administration of the buildings named in Part 2 of each Schedule, by virtue of the Church Administration Ordinance 1990 and the Church Grounds & Buildings Ordinance 1990 (collectively the "Ordinances") is not vested in the Property Trust.

E. The Commonwealth of Australia (the "Commonwealth") is willing to execute certain insulation works in each building named in Part 2 of a Schedule.

F. The arrangements as to the control and administration of each building needs to be modified to permit the insulation works to be executed.

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

1. Name

This Ordinance is the Aircraft Noise Ordinance 1999.

2. Authority

The Property Trust is authorised to enter into an agreement with the Commonwealth in relation to each Building for noise insulation works to be undertaken on the Building by the Commonwealth.

3. Carrying out of Works

(1) The Property Trust in such an agreement may make such arrangements for the Commonwealth and its contractors and their subcontractors to have access to each Building at such times as it or they may require.

(2) All rights conferred by the Ordinances are subject to such arrangements.

(3) Clauses 5, 9 and 10 of the Church Grounds & Buildings Ordinance 1990 do not apply to any works done pursuant to any agreement made by the Property Trust with the Commonwealth pursuant to clause 2.

Schedule 1

Part 1 (Bexley)

Folio Identifier 19/2/1036

Folio Identifier 20/2/1036

Part 2

Christ Church, Bexley

Part 3

Held on Trust for the Parish of Bexley although there are no written Trusts.

Schedule 2

Part 1 (Botany)

Folio Identifier 1/593463

Folio Identifier 3/593463

Part 2

St Matthew's Church, Botany

Part 3

The trust declared by clause 5 of the Botany/Mascot/Eastlakes Variation of Trusts Ordinance 1994.

Schedule 3

Part 1 (Kurnell)

Folio Identifier 40/9633

Part 2

St James' Church, Kurnell

Part 3

Held on trust for the Parish of Cronulla although there are no written trusts.

Schedule 4

Part 1 (Rockdale)

Folio Identifier 11/825235

Part 2

St John's Church, Rockdale

Part 3

By the St John's Rockdale Mortgaging Ordinance 1938 held on trust for the purposes of a church, parsonage or parish hall or partly for one and partly for another of such purposes in connection with the Anglican Church of Australia at Rockdale.

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

R TONG

Deputy Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 27 April 1999.

M A PAYNE

Secretary

I Assent to this Ordinance.

R H GOODHEW

Archbishop of Sydney

29/4/1999