

Anglican Youth & Education Division (Jindabyne Centre) Land Sale Ordinance 2001

No 35, 2001

Long Title

An ordinance to authorise the sale of land at Jindabyne and to provide for the application of the proceeds of sale.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land (the "Land") known as the Jindabyne Centre being the whole of land comprised in certificate of title folio identifier 2/709106.

B. By clause 9 of the Anglican Youth and Education Division Diocese of Sydney Ordinance 1997 the Land is held on trust for the charitable purposes of the Anglican Youth and Education Division Diocese of Sydney (the "Division").

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 of sale 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

This ordinance is the Anglican Youth & Education Division (Jindabyne Centre) Land Sale Ordinance 2001.

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 expedient that the Land be sold and that the proceeds of sale be applied in the manner set out in this ordinance.

3. Power of Sale

The Property Trust is authorised to sell the Land by public auction or by private contract at such time or times, at such price or prices, and upon and subject to such terms and conditions, covenants and reservations as it may think fit.

4. Application of Proceeds

(1) The proceeds arising from the sale of the Land, after payment of all costs of and incidental to the promotion of this ordinance and the sale of the Land, are to be applied as follows -

- (a) first in payment of any goods and services tax (as defined in *A New Tax System (Goods and Services Tax) Act 1999*) payable in connection with the sale of the Land, and
- (b) second, in the repayment of any debt secured by mortgage on the Land, and
- (c) the balance, for either of the following purposes -
 - (i) the capital costs, erection of buildings and provision of equipment for conference facilities at the Shoalhaven Conference Centres, or
 - (ii) as otherwise determined by resolution of the Standing Committee.

(2) In this clause "Shoalhaven Conference Centres" means the conference facilities to be known as Camp Koloona and Waterslea situated on land comprised in certificate of title folio identifier 71/714894.

5. Investment

Pending application of the proceeds of sale under clause 4, the proceeds are to be invested and any income from the proceeds capitalised.

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

P G KELL
Deputy Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 24 September 2001.

M A PAYNE
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
26 /9 /2001