

# **Asbestos Inspection (Special Charge) Ordinance 2007**

No 24, 2007

## **Long Title**

An Ordinance to impose a special charge on parochial units in 2008 and subsequent years for the purpose of inspecting buildings held on trust for the purposes of parochial units in the Diocese of Sydney for asbestos containing material.

The Synod of the Diocese of Sydney Ordains as follows.

### **1. Name**

This Ordinance is the Asbestos Inspection (Special Charge) Ordinance 2007.

### **2. Definitions**

In this Ordinance –

“parochial unit” means a parish, provisional parish or other ecclesiastical district recognised under the Parishes Ordinance 1979, and a church recognised under the Recognised Churches Ordinance 2000.

“Program” means the program of inspecting buildings held on trust for the purposes of parochial units in the Diocese of Sydney for asbestos containing material proposed to be undertaken by Anglican Church Property Trust Diocese of Sydney.

“relevant parochial unit” means a parochial unit for which real property is held on trust by the Property Trust or other trustee.

“year” means a period of 12 months commencing on 1 January.

### **3. Asbestos Inspection charge**

(1) In 2008 and in each year thereafter until (and including) 2012 each relevant parochial unit is to pay an asbestos inspection charge calculated according to the formula in the Schedule.

(2) The charge is payable by 10 equal instalments, the first due and payable on 1 March and subsequent instalments due and payable on the first day of each succeeding month.

(3) The Standing Committee is to report to each session of the Synod about –

- (a) an estimate of the costs of the Program payable in the following year, and
- (b) the asbestos inspection charge estimated to be payable by each relevant parochial unit in the following year and details of how that charge is calculated.

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### **4. Direction for Application**

The charge paid by a relevant parochial unit under clause 3 is to be applied to the payment of the costs of the Program incurred, or to be incurred, in the year for which that charge is paid.

#### **Schedule: Asbestos Inspection Charge**

“charge” means –

- (a) in 2008 - 0.46% of the net receipts of the relevant parochial unit for 2006 under the Assessment and Charges Ordinance 1975, and
- (b) in each year thereafter until and including 2012 the determined percentage of the net receipts of the relevant parochial unit calculated under the Assessment and Charges Ordinance 1975 for the year being 2 years before the year in which the charge is payable.

“determined percentage” means the ratio, expressed as a percentage, determined by the Standing Committee in accordance with the following formula –

$$\frac{TC}{TR}$$

where

TC is the total estimated amount of the cost of the Program in the year in which the charge is payable, and

TR is the total of the net receipts of all relevant parochial units in the year being 2 years before the year to which the charge is payable.

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

PG KELL  
Chairman of Committees

We Certify that this Ordinance was passed by the Synod of the Diocese of Sydney on 19 September 2007.

R WICKS  
CJ MORONEY  
Secretaries of Synod

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I Assent to this Ordinance.

PETER F JENSEN  
Archbishop of Sydney  
02/10/2007