

# Berrima Cemetery Transfer Ordinance 2002

No 7, 2002

## Long Title

An Ordinance to authorise the transfer of certain land to Wingecarribee Shire Council and for related matters.

## Preamble

A. Samuel North, John Norton Oxley, James Jerome Higgins, Henry Molesworth Oxley and William John Cordeaux, each of whom is believed to be dead, are registered as the proprietors of the land described in part A of the Schedule.

B. The land described in part A of the Schedule is church trust property held upon the trusts specified in part B of the Schedule.

C. By reason of circumstances which have arisen after the creation of the trusts upon which the land is held it is expedient that the land described in part A of the Schedule be transferred for nominal consideration to Wingecarribee Shire Council.

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

### 1. Name

This Ordinance is the Berrima Cemetery Transfer Ordinance 2002.

### 2. Consent to vesting

Consent is given to the land described in part A of the Schedule vesting in the Anglican Church Property Trust Diocese of Sydney (the "Property Trust").

### 3. Declarations of inexpediency

By reason of circumstances which have arisen after the creation of the trusts upon which the land described in part A of the Schedule are held it is expedient to carry out and observe those trusts and it is expedient that such land be transferred for nominal consideration to Wingecarribee Shire Council.

### 4. Power of transfer

The Property Trust may transfer the land described in part A of the Schedule, or such part of the land as remains church trust property, to Wingecarribee Shire Council for a consideration of \$1 within a period of 3 years after the date of assent to this ordinance, and thereafter only with the consent of the Standing Committee by resolution.

## Schedule

Part A: Lot 311 in deposited plan 999883 situated in the civil parish of Berrima in the county of Camden, forming part of the General Cemetery at Berrima.

Part B: By Crown Grant dated 28 January 1847, registered in the Register of Grants of the United Church of England and Ireland No. 77 Page 37, the land is held on trust for the interment of the dead according to the use of the Anglican Church of Australia.

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

NM CAMERON  
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 18 February 2002.

MA PAYNE  
Secretary

I Assent to this Ordinance.

PETER F JENSEN  
Archbishop of Sydney  
25/2/2002