

Berrima cum Moss Vale Variation of Trusts Ordinance 2006

No 19, 2006

Long Title

An Ordinance to vary the trusts of a fund held by Anglican Church Property Trust Diocese of Sydney.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the trustee of a fund ("Fund 442") held for the purposes set out in the Berrima cum Moss Vale Ordinance 2002.

B. Fund 442 comprises the balance of the proceeds of the sale of the land in Folio Identifier 19/258713 known as 50 Lytton Road, Moss Vale and insurance proceeds paid in respect to the cottage that was erected on the Berrima Glebe.

C. By reason of circumstances which have arisen after the creation of the trusts on which Fund 442 is held, it is inexpedient to carry out and observe those trusts, and it is expedient that the trusts be varied.

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

1. Name

This Ordinance is the Berrima cum Moss Vale Variation of Trusts Ordinance 2006.

2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which Fund 442 is held, it is inexpedient to carry out and observe those trusts, and it is expedient that the trusts be varied in the manner set out in clause 3.

3. Variation of trusts

The trusts on which Fund 442 are held are varied to the extent necessary to enable the Property Trust to pay an amount or amounts to be applied for any one or more of the following purposes –

- (a) payment of the costs and expenses of and incidental to this Ordinance, and
- (b) a sum not exceeding \$55,000 (or such greater amount as the Standing Committee may approve by resolution) towards repair and renovation of the property in Folio Identifier 1/323846 known as 14 Waite Street, Moss Vale, and
- (c) a sum not exceeding \$75,000 (or such greater amount as the Standing Committee may approve by resolution) towards repair and improvement of St John's Church, Moss Vale, and
- (d) a sum not exceeding \$11,000 (or such greater amount as the Standing Committee may approve by resolution) towards the construction and installation of toilet facilities at Emmanuel Church, Fitzroy Falls.

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

PG KELL
Chairman of Committees

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I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 31 July 2006.

CJ MORONEY
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
3/8//2006