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*Board of Diocesan Missions (No. 51 Ashley Street Chatswood) Sale Ordinance, 1961.*

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No. 11, 1961.

AN ORDINANCE to authorise the sale of certain property situated in Ashley Street Chatswood in the Municipality of Willoughby and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is registered as proprietor of the land comprised in Certificate of Title Volume 6323 Folio 54 more particularly described in the Schedule hereto AND WHEREAS the said land is Church Trust Property and is held upon trust for the Board of Diocesan Missions in the Diocese of Sydney (hereinafter called "the Board") as constituted by the "Board of Diocesan Missions Ordinance of 1927" as amended by Ordinance No. 7 of 1942 in accordance with a Declaration of Trust dated 18th July 1958 AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the Trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and directs as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the Trusts upon which the land described in the Schedule hereto is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold.

2. The said land may be sold by Public Auction or Private Contract at such time and upon such terms and conditions as the Corporate Trustee shall think fit, freed from the trusts on which it is now held.

3. The proceeds of any sale hereby authorised shall be applied by the Corporate Trustee as follows:—

(a) In payment of the costs and expenses of and incidental to this Ordinance and such sale and transfer executed in pursuance thereof.

(b) To discharge the existing loan by the Bank of New South Wales in respect of the acquisition of the said land.

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- (c) In payment of any other outstanding loans charges and/or outgoings to which the said land may be subject.
- (d) Subject to the foregoing any balance shall be invested by the Corporate Trustee in accordance with the provisions of the Church of England Trust Property Investment Ordinance 1944 or any amendment thereof and applied as and when required by the Board towards the acquisition of another residence for any Diocesan Missioner appointed by the Board and the income arising from such investment may be added to this capital and follow the destination thereof or paid to the Board to be applied toward the rental of any premises for use of Diocesan Missioners as may be determined by the Board.

4. This Ordinance may be styled and cited as the "Board of Diocesan Missions (No. 51 Ashley Street Chatswood) Sale Ordinance 1961."

**THE SCHEDULE HEREINBEFORE REFERRED TO:**

All that piece or parcel of land situated at Chatswood in the Parish of Willoughby County of Cumberland being Lot 42 on Deposited Plan Number 9021 and the whole of the land comprised in Certificate of Title Volume 6323 Folio 54 having a frontage of 50 feet to Ashley Street Chatswood by depths of 273 feet 2¼ inches 273 feet 2¼ inches containing an area of 1 rood 10 perches upon which is erected the property known as Number 51 Ashley Street, Chatswood.

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

**ATHOL RICHARDSON,**  
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 27th day of March, 1961.

**W. L. J. HUTCHISON,**  
Secretary.

I assent to this Ordinance.

**HUGH SYDNEY,**  
Archbishop of Sydney.