

CHINESE MINISTRY ORDINANCE 1976No. 13 1976

AN ORDINANCE to vary the trusts
on which certain property is
held

WHEREAS

A. The Saint Luke's Chinese Church Sydney Property Investment Ordinance of 1906 (hereinafter called "the 1906 ordinance") directed that certain moneys, received as compensation in respect of certain resumed land and held by Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") be applied by the Corporate Trustee upon the advice of the Committee of the New South Wales Church Missionary Association or such other body as may at the time be entrusted with the work of the Church of England Mission to the Chinese in the State of New South Wales (with the sanction of the Archbishop of Sydney for the time being or of his Commissary or of the Guardian of the Spiritualities during a vacancy of the See) in or towards the purchase of a site or sites in or in the vicinity of the City of Sydney and in the erection thereon of a Church or School House for the use of the Chinese Christian congregation in connection with the Church of England and of the Clergyman for the time being ministering therein under the authority or license of the Archbishop of Sydney and if necessary a dwelling house or parsonage for the use of such clergyman and that the income from any investments made with the said moneys be applied with such advice as aforesaid and with the sanction of the Archbishop of Sydney for the time being or of his Commissary or of the Guardian of Spiritualities during a vacancy of the See in and towards any of the following purposes:-

- (a) The maintenance and repair of any building or buildings which may have been erected as aforesaid.
- (b) The hiring a building or buildings for the purpose of carrying on Church of England work amongst the Chinese.
- (c) The maintenance and support of any clergyman or clergymen catechist or catechists duly licensed by the Archbishop of Sydney for the time being to carry on Church of England

work amongst the Chinese in or in the vicinity of the
City of Sydney.

E. The Saint Simon and Saint Jude's Church Property and Saint
Luke's Chinese Church Sydney Property Investment Amendment Ordinance

35 1913 directed that the proceeds from the sale of certain land be applied
by the Corporate Trustee in or towards the purchase of other land
and buildings or of other land and the erection thereon of another
building or other buildings in such position within the boundaries of
the said Parish at present known as "Saint Simon and Saint Jude's"
40 Sydney as shall be approved by the Archbishop of Sydney such other lands
and buildings as aforesaid to be held upon trust for use as a church or
mission hall in connection with the Church of England in the said parish
that any income from any investments made with the said moneys be devoted
to church purposes in the Parish of Saint Simon and Saint Jude and that
45 any moneys held pursuant to the 1906 ordinance may be applied towards
the said purchase.

C. The Corporate Trustee presently holds an amount of \$4,543.23 (or
thereabouts) on the trusts as to capital contained in the said ordinances
and an amount of \$3,703.63 (or thereabouts) on the trusts as to income
50 in the said ordinances or investments representing these amounts.

D. By reason of circumstances subsequent to the creation of the said
trusts it is inexpedient to carry out and observe such trusts to the
extent that the same are hereby varied.

NOW the Standing Committee of the Synod of the Diocese of Sydney in
55 the name and place of the said Synod HEREBY ORDAINS DECLARES DIRECTS AND
RULES as follows:

1. By reason of circumstances which have arisen subsequent to the
creation of the said trusts it is inexpedient to carry out and observe
the same to the extent that the same are hereby varied.

2. All moneys and investments, whether corpus or income, held by the
60 Corporate Trustee upon the said trusts on the date on which assent is
given to this ordinance, shall be held upon trust for the support of a
Christian ministry in the Diocese of Sydney amongst persons who are
are believed to be of Chinese origin or who are or are believed to be

65 descendants, wholly or partly, of Chinese national. The income from all
persons appointed by the Archbishop of Sydney
such moneys and investments shall be paid to/~~such persons~~ and on such
terms and conditions (being terms and conditions which are consistent
with these trusts) as may be determined from time to time by the
Archbishop of Sydney.

70 3. This ordinance may be cited as "Chinese Ministry Ordinance 1976".

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

D. Cameron
Deputy Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of
the Synod of the Diocese of Sydney on the 31st day of May
1976:

W. Gotley
Secretary

I ASSENT to this Ordinance.

M.L. Loane
Archbishop of Sydney

31 / 5 / 1976