
Christ Church Blacktown Land Sale Ordinance 1968

No. 42, 1968

AN ORDINANCE to authorise the sale of certain land in Flushcombe Road Blacktown in the Municipality of Blacktown and to provide for the application of the proceeds of sale and for purposes incidental thereto.

WHEREAS by Conveyance dated 24th March, 1875 made between Honerah McDermott of the one part and Walter Lamb, Robert Crawford and Alfred Branch Campbell (Trustees for the purposes thereafter mentioned and thereafter designated Trustees) of the other part Registered Number 933 Book 157 the land described in the First Schedule hereto was conveyed unto the said Trustees their heirs and assigns upon trust as a site for the erection and maintenance of a Church of England School and Church and Minister's residence and all or any of those purposes AND WHEREAS by Christ Church Blacktown Vesting and Mortgage Ordinance 1956 (No. 21, 1956) the said land was inter alia vested in Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) which Ordinance is registered in the Deeds Registry of the Registrar-General's Office as No. 723 Book 2381 AND WHEREAS there is now erected upon the said land a brick church (formerly known as Christ Church) and a weatherboard and fibro-cement hall AND WHEREAS the said land is Church Trust property held for the sole benefit of the Parish of Christ Church Blacktown with Prospect, Bungaribee and Doonside AND WHEREAS the said land was pursuant to the provisions of Ordinance No. 1, 1963 subdivided into two allotments known as Lots 1 and 2 Deposited Plan No. 502777 and Lot 1 thereof was in pursuance of such Ordinance subsequently sold AND WHEREAS Lot 2 more particularly described in the Second Schedule hereto is still in the ownership of the Corporate Trustee and there is erected thereon the church building formerly known as "Christ Church" (hereinafter referred to as "the original church") and a weatherboard and fibro-cement hall AND WHEREAS the original church has been duly consecrated for Divine Worship but has not been used for such purpose for many years AND WHEREAS a new church known as Christ Church has been erected but not completed on a site opposite to that of the original church AND WHEREAS by resolution No. 16 passed at the Ordinary Session of the Synod of the Diocese of Sydney held in October, 1968 approval to the sale of the original church was given notwithstanding that it had been consecrated but subject to the passing of an ordinance authorising such sale AND WHEREAS by reason of circumstances which have arisen subsequent to the creation

Christ Church Blacktown Land Sale Ordinance 1968

of the trusts upon which the land described in the Second Schedule is held it is inexpedient to carry out and observe the same and it is expedient that the order of consecration of the original church erected thereon be revoked and that the land and buildings thereon be now sold and the proceeds applied as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY DECLARES ORDAINS AND RULES as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Second Schedule hereto is held and to the order of consecration of the church building (formerly known as Christ Church) erected thereon it is inexpedient to carry out and observe such trusts and it is expedient that the order of consecration of the said church be now revoked and that the land and buildings thereon be sold.

2. The Order of Consecration of the original church known as Christ Church Blacktown is hereby revoked.

3. The Corporate Trustee is hereby authorised and empowered to sell the land described in the Second Schedule and the buildings thereon at such time, for such price and upon such terms and conditions as it may determine freed from any order of consecration and trusts now affecting the same.

4. The proceeds arising from the said sale shall after paying thereout all outgoing to which the land may be subject the costs of and incidental to this Ordinance and the sale and conveyance in pursuance thereof be paid to the Churchwardens for the time being of Christ Church Blacktown to be applied by them towards the completion of the new church of Christ Church in the said Parish and any amount not so used towards the erection of a parish hall.

5. This Ordinance may be cited as "Christ Church Blacktown Land Sale Ordinance 1968".

FIRST SCHEDULE

All that piece or parcel of land situate in the Parish of Prospect County of Cumberland and Colony of New South Wales containing by admeasurement two roods and being part of portion of Lot 5 of the subdivision of the Flushcombe Estate purchased by the said Honorah McDermott of Thomas Patrick Fitzsimmons bounded on the east by the road leading from Blacktown Station to the Western Road one chain on the north by a line westerly five chains

Christ Church Blacktown Land Sale Ordinance 1968

dividing it from Fitzsimmons land on the west by a line southerly one chain dividing it from Mrs. McDermott's land and on the south by a line easterly five chains dividing it from Mrs. McDermott's land to the road before mentioned be the said several bearings and dimensions respectively a little more or less.

SECOND SCHEDULE

All that piece or parcel of land situate at Blacktown in the Municipality of Blacktown Parish of Prospect County of Cumberland having a frontage of 42' 9" to Flushcombe Road with splay corner of 13' 9" with a depth of 224' 3" and with a rear width of 53' 3" (all dimensions being a little more or less) being Lot 2 D.P. 500163 and part of the land described in the First Schedule hereof upon which is erected the original church known as Christ Church Blacktown.

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

H. G. S. BEGBIE,

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 25th day of November, 1968.

W. L. J. HUTCHISON,

Secretary.

I assent to this Ordinance.

MARCUS LOANE,

Archbishop of Sydney.

25/11/1968.