

DAPTO LAND SALE ORDINANCE 1986

NO. 58, 1986

AN ORDINANCE to vary the trusts of certain land at Dapto in the City of Wollongong to permit the land to be sold and to provide for the application of the proceeds thereof.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is the registered proprietor of the whole of the land comprised in Certificate of Title Volume 14593 Folio 94 more particularly described in the Schedule hereto.

B. The land in the Schedule is church trust property within the meaning of Anglican Church of Australia Trust Property Act, 1917 (as amended) held upon trust to permit the same to be used for the sole benefit of the Parish of Dapto.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts it is inexpedient to carry out and observe the same to the extent that they are hereby varied and it is expedient to sell the land described in the Schedule.

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

1. By reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule is held it is inexpedient to carry out and observe the same and it is inexpedient to deal with or apply such property or any part thereof for the same or like purposes and it is expedient that such trusts be varied and that the land be sold.

2. The Corporate Trustee is hereby authorised to sell the land described in the Schedule within three (3) years after the date of assent to this ordinance and thereafter only with the consent of the Standing Committee by public auction or private agreement in one or more lots and for such price or prices and subject to such terms and conditions, as to the Corporate Trustee, may seem appropriate.

3. The proceeds arising from the sale of the land described in the Schedule after paying thereout the costs of and incidental to this ordinance and the costs of and incidental to the sale, shall be applied by the Corporate Trustee towards the purchase of a residence in the Parish of Dapto or towards the costs of the erection of a residence upon land within the Parish of Dapto held upon trust for the Parish to be used as a residence for a person employed by the churchwardens of the said Parish.

4. This ordinance may be cited as the "Dapto Land Sale Ordinance 1986".

SCHEDULE

ALL THAT piece or parcel of land at Dapto in the City of Wollongong Parish of Calderwood and County of Camden being Lot 31 in Deposited Plan No. 217054 and being the land in Qualified Certificate of Title Volume 14593 Folio 94.

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

E.D. CAMERON  
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 15th day of December 1986.

W.G.S. GOTLEY  
Secretary.

I ASSENT to this Ordinance.

DONALD ROBINSON  
Archbishop of Sydney.  
15/12/1986