

Gladesville Land Sale and Amendment Ordinance 2014

No 30, 2014

Long Title

An Ordinance to permit the sale of certain land at Gladesville.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land in folio identifiers 1/834742 and 2/834742 known respectively 14 and 14A Pile Street, Gladesville and the site of a residence and vacant land (the "Land").

B. The Land is church trust property and by clause 5 of the Gladesville Trust Ordinance 2014 is held upon trust for the purposes of the parish of Gladesville (the "Parish").

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold.

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

1. Name

This Ordinance is the Gladesville Land Sale and Amendment Ordinance 2014.

2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold.

3. Power of sale

The Property Trust is authorised to sell the Land, in whole or part, within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution whether given before or after this date.

4. Allocations from the ACPT – Gladesville Trust

(1) Subject to clause 4(2), the Property Trust is directed that it may make the following payments from the capital of the ACPT – Gladesville Trust comprising the proceeds from the sale of the Land –

- (a) first, payment of the costs and expenses of and incidental to this Ordinance and the sale of the Land,
- (b) second, in and towards the costs and expenses of and incidental to the purchase of land adjacent to, or within the vicinity of, the site known as Christ Church Gladesville, and
- (c) third, payment in and towards the costs of and incidental to the development of a new ministry centre at the site known as Christ Church Gladesville.

(2) No payment is to be made under clause 4(1) until the Land has been sold and the proceeds of sale paid to the Property Trust.

(3) Notwithstanding clause 7 (1) of the Gladesville Trust Ordinance 2014 the sale proceeds are to be invested pending their application and the income capitalised.

5. Amendment to the Gladesville (Boronia Park) Mortgaging and Land Sale Ordinance 1995

The Gladesville (Boronia Park) Mortgaging and Land Sale Ordinance 1995 is amended by –

- (a) deleting recitals B and C of the Preamble and inserting a new recital B as follows (with relettering of the existing recital F as recital C) –

"B. The Boronia Park land and the Gladesville land comprise church trust property and by clause 5 of the Gladesville Trust Ordinance 2014 are held upon trust for the purposes of the parish of Gladesville (the "Parish")."
- (b) deleting the matter "not exceeding \$750,000" in clause 3(1)(a) and inserting instead the matter "up to \$750,000 or such greater amount approved by the Standing Committee by resolution", and
- (c) inserting new clauses 4(d) and 4(e) as follows (and relettering the existing clause 4(d) as 4(f)) –

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- “(d) in and towards the costs and expenses of and incidental to the purchase of land adjacent to, or within the vicinity of, the site known as Christ Church Gladesville;
 - (e) in and towards the costs of and incidental to the development of a new ministry centre at the site known as Christ Church Gladesville.”
- (d) substituting the matter in the First Schedule with the following –
- “Lots 1 and 2 in Deposited Plan 1031404 being the land known as 33A and 33B The Strand, Boronia Park.”

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

R TONG
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 15 September 2014.

R WICKS
Secretary

I Assent to this Ordinance.

GN DAVIES
Archbishop of Sydney
16/09/2014