

Hunters Hill (Boundaries) Ordinance 1991

No 14, 1991

An Ordinance to authorise the sale of land and declaring trusts on other land.

Whereas

- A. Anglican Church Property Trust Diocese of Sydney (formerly Church of England Property Trust Diocese of Sydney) ("the corporate trustee") is registered as proprietor of Lot 41 in DP 925236 being the whole of the land contained in Certificate of Title Volume 11261 Folio 22 ("the church land").
- B. Erected on the church land is a cottage used as the residence of the Minister and although no evidence in writing can be found the land is held on trust for the Anglican Church of Australia in the Diocese of Sydney in the Parish of Hunters Hill.
- C. William Henry Cochrane ("Mr Cochrane") is registered as proprietor of Lot A in DP 398924 being the whole of the land contained in Certificate of Title Volume 10158 Folio 170.
- D. It has been agreed between the Parish and Mr Cochrane that certain boundary adjustments be made.
- E. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the church land is held it is inexpedient to carry out and observe the same for part of that land and it is expedient for that part to be sold to Mr Cochrane.
- F. Mr Cochrane has agreed to sell to the corporate trustee part of his said land and it is expedient to declare the trusts on which that land will be held when acquired.

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 circumstances which have arisen subsequent to the creation of the trusts upon which the church land is held it is inexpedient to carry out and observe the same for that part of the church land which will form part of Lot 2 in a proposed plan of subdivision of Lot 41 in DP 925236 and Lot A in DP 398942 in a plan prepared by Mr Surveyor M.R. Lockley dated 29.8.1988 and bearing Hunters Hill Municipal Council Subdivision Approval No S1206 File No 1455/9-11.
2. The corporate trustee is empowered by execute for a nominal consideration a transfer, a plan of subdivision and any other ancillary documents to enable boundary adjustment to be effected.
3. When the corporate trustee becomes registered as proprietor of that part of Mr Cochrane's land which will form Lot 1 in the proposed plan of subdivision referred to in Clause 1 that land shall be held upon trust for the purposes of the Anglican Church in Australia in the Diocese of Sydney for the Parish of Hunters Hill.
4. This Ordinance may be cited as the "Hunters Hill (Boundaries) Ordinance 1991".

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

N.M. 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 29th day of April 1991.

W.G.S. Gotley
Secretary

I Assent to this Ordinance.

29/4/91

Donald Robinson
Archbishop of Sydney