

KURRAJONG ORDINANCE 1981

NO. 55 1981

AN ORDINANCE to authorise the mortgaging of certain land at Kurrajong and to provide for the application of the proceeds from such mortgaging.

WHEREAS

A. Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is the owner of the land described in the Schedule hereto.

5 B. The said land is held upon trust for a

- (i) church;
- (ii) residence for a minister, assistant to the minister or person employed by the churchwardens;
- (iii) hall or halls;

10 (iv) Christian Education Centre, school or other place of assembly; or partly for one or another or others of those purposes in connection with the Church of England in Australia within the Diocese of Sydney for the sole benefit of the parish or other ecclesiastical district of Kurrajong or any parish or ecclesiastical district into which it may

15 subsequently be formed or form a part.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said land is held, it is expedient that the said land be mortgaged.

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

20 RULES as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the land described in the Schedule hereto is held, it is expedient that the said land be mortgaged.

25 The ^{Corporate Trustee} ~~Property Trust~~ is hereby empowered to mortgage the said land

- from time to time for the purpose of borrowing
- (a) the sum of thirty one thousand dollars (\$31,000), or
- (b) such other sum as may have been last approved by the Standing

[Signature] .../2

^{Corporate Trustee}
"provided always the ~~Property Trust~~ shall not mortgage the part of the said land on which the church building known as St. Stephen's Church is erected whilst that building remains consecrated."

- 30 3. The amount paid on the security of any mortgage granted pursuant to this ordinance shall be paid to the churchwardens of the church building known as St. Stephen's Kurrajong and shall be applied by them in or towards meeting the whole or any part of the following
 - (a) the cost of improving or altering any one or more of the existing
 - 35 buildings on the said land or of erecting a new building or new buildings on the said land, or
 - (b) such other purposes of the Parish of Kurrajong (not being inconsistent with the trusts on which the said land is held) as the Parish Council of the said Parish and the Standing Committee shall have
 - 40 last approved by resolutions thereof.
- 45 4. Any document purporting to be certified by the Archbishop or the Diocesan Secretary of the said Diocese as a copy of any resolution of the Standing Committee passed pursuant to this clause shall, in favour of a mortgagee, or any person claiming under a mortgage granted
- 50 pursuant to this ordinance, be conclusive evidence that such resolution was duly passed and, except where a subsequent certificate pursuant to this ordinance has been delivered to such mortgagee or person, be conclusive evidence that such resolution was the last resolution passed by the Standing Committee pursuant to this ordinance.
- 55 5. Whilst any money is secured by any mortgage granted pursuant to this ordinance the said churchwardens, in every statement of assets prepared pursuant to clause 41 of the Sydney Church Ordinance 1912 (as amended) shall disclose the amount secured on the last day of the financial year to which the statement of assets relates.
- 6. This ordinance may be cited as "Kurrajong Ordinance 1981".

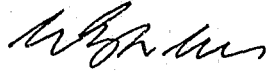
SCHEDULE.

ALL THAT land situated at the intersection of Willow Glen Road and Grose Vale Road being Lot 133 in Deposited Plan 603158 and the land in certificate of title Volume 14071 Folio 210.

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

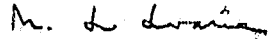
[Signature]
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the *14th* day of *December* 19*61*.



Secretary

I ASSENT to this Ordinance.



Archbishop of Sydney

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