



Mittagong Land Sale Ordinance 1981 Amendment Ordinance 1997

No 19, 1997

Long Title

An Ordinance to amend the Mittagong Land Sale Ordinance 1981.

Preamble

A. Under the Mittagong Land Sale Ordinance 1981 (the "Principal Ordinance") the Property Trust is the trustee of the proceeds of the sale (the "Proceeds") described in that ordinance.

B. By reason of circumstances arising after the creation of the trusts on which the Proceeds are held it is inexpedient to carry out and observe those trusts and it is expedient that the trusts be varied in the manner hereinafter set out.

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

Name of Ordinance

1. This ordinance is the Mittagong Land Sale Ordinance 1981 Amendment Ordinance 1997.

Declaration

2. By reason of circumstances arising after the creation of the trusts on which the Proceeds are presently held it is inexpedient to carry out and observe those trusts and it is expedient that the trusts be varied in the manner hereinafter set out in this ordinance.

Amendment of the Principal Ordinance

3. The Principal Ordinance is amended as follows -

(a) in clause 1 the matter "-1983" is deleted;

(b) clause 3(2) is deleted and the following is inserted instead -

"(2) The proceeds from the said sale of land shall be applied as follows -

(a) first, to meet all costs of and incidental to this Ordinance and to the sale of the said land; and

(b) secondly, the balance shall be applied toward such purpose or purposes as the Standing Committee may determine by resolution at the request of a majority of the members of the Parish Council of the Parish." ; and

(c) a new clause 3(3) is inserted as follows -

"(3) Pending their application under clause 3(2) the proceeds of sale shall be invested and the income earned thereon applied as follows -

(a) two thirds must be paid to the parish council of the Parish to assist with the costs of an assistant minister or stipendiary lay worker in the Parish; and

(b) one third must be capitalised." ; and

(d) a new clause 3(4) is inserted as follows -

"(4) The authority to apply the proceeds of sale under clause 3(2) and the income under clause 3(3) terminates on 30 June 2002 and the churchwardens of St Stephen's Church Mittagong must, by 31 December 2001, promote an ordinance providing for the application of the proceeds of sale and income earned thereon after 30 June 2002."

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 11 August 1997.

M.A. PAYNE

Acting Secretary

I Assent to this Ordinance.

R.H. GOODHEW

Archbishop of Sydney

11/8/1997