

MOWBRAY (ST. JOHN'S) SALE ORDINANCE 1985

No. 15, 1985

AN ORDINANCE to authorise the sale of certain lands at Mowbray and to provide for the application of the proceeds of sale.

WHEREAS:

A. Church of England Property trust Diocese of Sydney (now known as Anglican Church Property trust Diocese of Sydney) (hereinafter called "the corporate trustee") is registered as proprietor of the lands described in the First and Second Schedules ("the lands").

B. The lands are church trust property but it would appear that no trusts have been declared in writing.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the lands are held it is inexpedient to carry out and observe the same and it is expedient that the lands be sold.

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 lands described are held it is inexpedient to carry out and observe the same and it is expedient that the lands be sold.

2. The corporate trustee is hereby authorised and empowered to sell the lands within three years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or private contract at such time and at such price and upon such terms and conditions as it may determine freed from the trusts upon which the lands are held.

3. The proceeds arising from the sale shall be applied as follows:

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(a) First to pay all outgoings to which the lands may be subject and the costs of and incidental to this Ordinance.

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(b) Secondly to pay the balance to the Archbishop of Sydney's Vision for Growth Appeal.

4. This ordinance may be cited as "Mowbray (St. John's) Sale Ordinance 1985".

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FIRST SCHEDULE

ALL THAT land situate at Mowbray in the Municipality of Lane Cove Parish of Willoughby and County of Cumberland being Lot 1 in Deposited Plan 7095 and being the whole of the land comprised in Certificate of Title Volume 6230 Folio 80.

SECOND SCHEDULE

ALL THAT land situate at Mowbray in the Municipality of Lane Cove Parish of Willoughby and County of Cumberland and being Lots 2 and 3 in Deposited Plan 7095 and being the whole of the land comprised in Certificate of Title Volume 7350 Folio 40.

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

David Allen
Chairman of the Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the *23rd* day of *September* 1985.

W. J. ...
Secretary.

I ASSENT to this Ordinance.

Samuel ...
Archbishop of Sydney.
23 / 9 / 1985