

NARRABEEN (MACTIER STREET) SALE ORDINANCE 1989

No 17, 1989

AN ORDINANCE to authorise the sale of certain land at Narrabeen and to provide for the application of the proceeds of sale.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney ("the Corporate Trustee") is registered as proprietor of the land comprised in Certificate of Title Volume 15083 Folio 155 ("the land").

B. The land is church trust property acquired in June 1986 and held on trust for the purposes of the Anglican Church Diocese of Sydney in the Parish of Narrabeen and no trusts have been declared in writing concerning the land.

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

2. The Corporate Trustee is hereby authorised to sell the land within three (3) 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 it is held.

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

(a) First, to pay all outgoings to which the land may be subject, the costs of and incidental to this Ordinance and the sale pursuant thereto.

(b) Secondly, the net balance shall be held for the purposes of the Anglican Church in the Diocese of Sydney in the Parish of Narrabeen to be applied towards the erection construction extension renovation and fitting out (including any necessary and incidental fees) of parish buildings on land presently occupied by the St Faith's church buildings known as 5/11 Clarke Street Narrabeen. Pending such application as aforesaid, the proceeds shall be invested and interest capitalised.

4. This Ordinance may be cited as the "Narrabeen (Mactier Street) Sale Ordinance 1989".

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

E.D. 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 26th day of June 1989.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

JOHN R REID
Commissary for the Archbishop of Sydney
26 / 6 / 89