

RANDWICK SALE ORDINANCE 1990

No. 46, 1990

AN ORDINANCE to authorise the sale of land at Randwick and the application of the proceeds towards the restoration and maintenance of parish buildings.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney ("the corporate trustee") is registered as proprietor of the land comprised in Certificate of Title Identifier 1/499713.

B. By Ordinance No 5 of 1973 it was recited that the said land was held upon trust for the sole benefit of the Parish of St Jude at Randwick for the interment of the dead.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said land is held it is inexpedient to carry out and observe the same to the extent that the same are hereby varied.

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 said land is held it is inexpedient to carry out and observe the same as to part and it is expedient that the said land be subdivided and part sold.

2. The corporate trustee is hereby authorised to:

(a) Carry out the subdivision as contained in Drawing No 90006-3 dated 15th August 1990 by A.C. Gilbert & Co Pty Limited, Surveyors.

(b) Sell Lot 2 in the proposed plan of subdivision 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 it is held.

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

(a) First to pay all outgoings to which the land to be sold may be subject and the costs of and incidental to this Ordinance (including all fees and charges to effect the subdivision) and the sale pursuant thereto.

(b) Secondly the net balance shall be invested. Thirty per centum (30%) of the income earned shall be capitalised. The balance of the income shall be applied by the Churchwardens towards the restoration and maintenance of the parish buildings which have been listed by the Heritage Council of New South Wales.

4. This Ordinance may be cited as the "Randwick Sale Ordinance 1990".

I CERTIFY that the 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 29th day of October 1990.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney