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*R. H. Roberts Estate Sale Ordinance 1940.*

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No. 7, 1940.

AN ORDINANCE to authorise the Church of England Property Trust Diocese of Sydney to sell its estate right title and interest under the Will of Rolf Hutchinson Roberts deceased.

WHEREAS Rolf Hutchinson Roberts of Robertson Park Bowral in the State of New South Wales Engineer by his Will dated the twenty-seventh day of April one thousand nine hundred and thirty nine appointed Perpetual Trustee Company (Limited) to be the executor and trustee thereof and gave devised and bequeathed the whole of his real and personal estate including all his estate or interest under the Will of his late father unto his said executor and trustee to hold the same on trust in the first place to pay thereout all his just debts funeral and testamentary expenses and all probate estate or other duties as therein mentioned and to hold the balance thereof thereafter remaining upon trust to pay the income to be derived therefrom unto his sister Doris Winifred Roberts for her life and after her death to hold the corpus upon trust for the Trustees of the Trust Diocese of Sydney for such purpose as such Trustees might think fit and to be held by them in accordance with the provisions of the Church of England Trust Property Act.

AND WHEREAS the said Rolf Hutchinson Roberts died on or about the twenty-fourth day of June one thousand nine hundred and thirty nine and Probate of his said Will was granted on the fifth day of October one thousand nine hundred and thirty nine.

AND WHEREAS the said Doris Winifred Roberts admits that the Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trust") is the body referred to in the said Will as the Trustees of the Trust Diocese of Sydney.

AND WHEREAS the Corporate Trust has agreed to sell and the said Doris Winifred Roberts has agreed to purchase all the estate right title and interest if any of the Corporate Trust under the said Will but subject to the passing of an Ordinance authorising the said sale.

AND WHEREAS it is expedient (by reason of circumstances subject to the creation of the trusts under the said Will) that the estate right title and interest of the Corporate Trust under the said Will be sold.

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Now the Standing Committee of the Diocese of Sydney in the name and place of the Synod Ordains and Declares as follows:

1. The Corporate Trust is hereby authorised to sell to the said Doris Winifred Roberts all the estate right title and interest of the Corporate Trust under the said Will for the sum of ONE HUNDRED POUNDS in pursuance of the said recited Agreement and the action of the Corporate Trust in entering into such Agreement is hereby ratified and confirmed.

2. The Corporate Trust shall stand possessed of the proceeds of sale upon the trusts contained in the said Will.

3. This Ordinance may be cited as the "R. H. Roberts Estate Sale Ordinance, 1940."

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

W. J. G. MANN,

Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 29th day of July 1940

H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

30th July 1940.