

ST. ANDREW'S CATHEDRAL SITE DEVELOPMENT ORDINANCE 1973

No. 11, 1973

AN ORDINANCE to amend the St. Andrew's Cathedral Site Development Ordinance 1970-1971.

WHEREAS Church of England Property Trust Diocese of Sydney is registered as the proprietor of the land comprised in Certificate of Title Volume 4804 Folio 186 and more particularly described in the First Schedule to the St. Andrew's Cathedral Site Development Ordinance 1970-1971 AND WHEREAS the said Ordinance authorised the subdivision of the said land and certain adjoining land into two lots therein defined as "Lot A" and "Lot B" respectively AND WHEREAS the St. Andrew's Cathedral Site Development Ordinance 1972 authorised a variation in the said subdivision AND WHEREAS it is expedient that the said subdivision be further varied AND WHEREAS by reason of circumstances that have arisen since the creation of the trusts upon which the land comprised in the said Certificate of Title is held it is inexpedient to carry out and observe the same to the extent to which such trusts 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. (1) The St. Andrew's Cathedral Site Development Ordinance 1970-1971 is hereinafter referred to as the "Principal Ordinance".

(2) The St. Andrew's Cathedral Site Development Ordinance 1972 is hereinafter referred to as "the 1972 Ordinance".

(3) This Ordinance may be cited as the "St. Andrew's Cathedral Site Development Ordinance 1973".

(4) The Principal Ordinance as amended by this Ordinance may be cited as the "St. Andrew's Cathedral Site Development Ordinance 1970-1973".

2. In this ordinance:-

- (a) the term "acquired land" has the meaning ascribed thereto in the Principal Ordinance,
- (b) the term "Lot 1 in the 1972 subdivision" means the land described in the First Schedule to the 1972 Ordinance,
- (c) the term "Lot 2 in the 1972 subdivision" means the land described in the Second Schedule to the 1972 Ordinance,
- (d) the term "Lot 1 in the 1973 subdivision" means the land described in the First Schedule to this Ordinance, and
- (e) the term "Lot 2 in the 1973 subdivision" means the land described in the Second Schedule to this Ordinance.

3. (1) By reason of circumstances which have arisen subsequent to the creation of the trusts on which Lot 1 in the 1972 subdivision is held it is inexpedient to carry out and observe the same to the extent to which they are hereby varied.

(2) So much of Lot 1 in the 1972 subdivision as is comprised in Lot 1 in the 1973 subdivision shall be held upon the same trusts as the trusts upon which Lot 1 in the 1972 subdivision was held immediately prior to the date on which this Ordinance was assented to.

(3) So much of Lot 1 in the 1972 subdivision as is comprised in Lot 2 in the 1973 subdivision shall be held upon the same trusts as the trusts upon which Lot 2 in the 1972 subdivision was held immediately prior to the date on which this Ordinance was assented to.

4. (1) Clause 4 of the 1972 Ordinance shall cease to apply on the date on which this ordinance is assented to.

(2) The Principal Ordinance and the St. Andrew's Cathedral Site and Glebe Estates Variation of Trusts Ordinance 1971 shall be read and construed, on and after the date on which this Ordinance is assented to, as if

- (a) any reference therein to Lot A is a reference to Lot 1 in the 1973 subdivision and the acquired land, and
- (b) any reference therein to Lot B is a reference to Lot 2 in the 1973 subdivision

and all rights powers and duties conferred upon the Standing Committee thereunder shall be limited to and apply in relation to Lot 1 in the 1973 subdivision and the acquired land.

FIRST SCHEDULE

ALL THAT piece or parcel of land situate in the City of Sydney Parish of St. Andrew, County of Cumberland and State of New South Wales being Lot 1 of a subdivision of the land comprised in Certificate of Title Volume 4804 Folio 186;

COMMENCING on the western side of George Street at a point bearing 357 degrees 1 minute 76.805 metres from its intersection with the northern side of Bathurst Street and bounded thence on the east by that side of George Street bearing 177 degrees 1 minute 23.205 metres; thence on the south, east, north-east and again on the east by lines successively bearing 267 degrees 1 minute 70.35 metres, 177 degrees 1 minute 34.36 metres, 146 degrees 5 minutes 7.445 metres and 177 degrees 1 minute 13.475 metres to the northern side of Bathurst Street aforesaid; thence on the south and south-west by northern and north-eastern sides of that street bearing 266 degrees 11 minutes 15.25 metres, 266 degrees 34 minutes 40 seconds 35.14 metres and 283 degrees 30 minutes 3.41 metres to the north-eastern side of Kent Street; thence on the south-west by that side of that street bearing 344 degrees 28 minutes 20 seconds 71.33 metres to the north-western corner of the land comprised in Certificate of Title Volume 4804 Folio 186 and thence on the north-west by the north-western boundary of that land bearing 83 degrees 51 minutes 101.07 metres and 84 degrees 9 minutes 40 seconds 34.805 metres to the point of commencement having an area of 5735 square metres or thereabouts.

SECOND SCHEDULE

ALL THAT piece or parcel of land situate in the City of Sydney, Parish of St. Andrew, County of Cumberland and State of New South Wales being Lot 2 of a subdivision of the land comprised in Certificate of Title Volume 4804 Folio 186;

COMMENCING at the intersection of the western side of George Street with the northern side of Bathurst Street and bounded thence on the south by that side of Bathurst Street bearing 266 degrees 30 minutes 63.17 metres and 266 degrees 11 minutes 3.355 metres; thence on the west, south-west, again on the west and on the north by lines successively bearing 357 degrees 1 minute 13.475 metres, 326 degrees 5 minutes 7.445 metres, 357 degrees 1 minute 34.36 metres and 87 degrees 1 minute 70.35 metres to the western side of George Street aforesaid and thence on the east by that side of that street bearing 177 degrees 1 minute 53.6 metres to the point of commencement having an area of 3729 square metres or thereabouts.

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

ATHOL RICHARDSON
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of May, 1973.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

MARCUS LOANE
Archbishop of Sydney
28/5/1973