
St. Barnabas Fairfield Land Sale Ordinance 1970

No. 1, 1970

AN ORDINANCE to authorise the sale of certain land in Eustace Street Fairfield Heights in the Municipality of Fairfield and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is registered as proprietor in fee simple of the land comprised in Certificate of Title Volume 7708 Folio 200 more particularly described in the Schedule hereto AND WHEREAS the said land is Church Trust property within the meaning of Church of England Trust Property Act 1917 and is held for the sole benefit of the Parish of St. Barnabas Fairfield but no trusts in writing have been declared concerning the same AND WHEREAS there is now erected on the said land the Church of All Saints Fairfield Heights AND WHEREAS it is expedient that the said church building be removed to the site of St. David's Church Westfields in the said Parish and the land upon which it is now erected be sold and the proceeds applied as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES RULES ORDAINS AND DIRECTS as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held it is inexpedient to carry out and observe the same and it is expedient that the said land but excluding the building thereon be now sold.

2. The Corporate Trustee is hereby authorised and empowered to sell the said land by public auction or private contract at such time for such price and upon such terms and conditions as it may think fit freed from all trusts.

3. The proceeds arising from the sale shall after paying thereout all outgoings to which the land may be subject the costs of and incidental to this Ordinance and the sale and transfer in pursuance thereof be paid to the Churchwardens for the time being of St. Barnabas' Church Fairfield who shall apply the same first towards the expenses of removal of the church building thereon and the re-erection thereof upon the site of St. David's Church Westfields and any balance in reduction of money borrowed for the acquisition of such last mentioned site.

4. This Ordinance may be cited as "St. Barnabas' Fairfield Land Sale Ordinance, 1970".

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SCHEDULE

ALL THAT piece or parcel of land situated in the Municipality of Fairfield Parish of St. Luke County of Cumberland having a frontage of about 45' 7" to Eustace Street, by depths of about 134' 5" on the North, of about 138' on the South and a rear width of 45' being Lot B in plan lodged with Transfer No. G734434 and the whole of the land comprised in Certificate of Title Volume 7708 Folio 200.

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 23rd day of February, 1970.

W. L. J. HUTCHISON,
Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

23/2/1970.