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*St. Barnabas' Punchbowl (Greenacre) Declaration of Trust  
and Mortgage Ordinance 1962.*

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No. 26, 1962.

AN ORDINANCE to declare the trusts of certain land fronting Wilbur Street Greenacre in the Municipality of Bankstown and to authorise the mortgaging of such land and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) is the registered proprietor of the land comprised in certificate of Title Volume 9142 Folio 64 more particularly described in the schedule hereto AND WHEREAS upon the said land stands a Church and Hall known as St. John's Greenacre AND WHEREAS it is expedient to declare the trusts in respect of the said land as hereinafter declared AND WHEREAS it is proposed to extend and enlarge the said buildings for such purpose it is necessary and expedient to mortgage the said land to borrow the sum of two thousand five hundred pounds (£2,500) AND WHEREAS the said land is Church Trust Property held for the sole benefit of the Provisional District of St. Barnabas' Punchbowl NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and declares as follows:—

1. The Corporate Trustee shall hold the said land more particularly described in the Schedule hereto upon trust to permit the same to be used for a Church Parsonage or Parish Hall or partly for one and partly for another or others of such purposes in connection with the Church of England at Greenacre in the Provisional District of St. Barnabas' Punchbowl.

2. By reason of circumstances subsequent to the creation of the trusts to which the said land is subject it is expedient that the said land should be mortgaged as hereinafter provided.

3. The Corporate Trustees are hereby empowered to mortgage from time to time the whole or any part of the land comprised in the Schedule hereto for the purpose of borrowing the sums following:—

- (a) When the power is first exercised a sum not exceeding Two thousand five hundred pounds (£2,500).

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(b) When the power is subsequently exercised such sum not exceeding £2,500 as the Standing Committee shall by resolution determine PROVIDED THAT such debt shall be reduced at the rate of not less than Two hundred and forty pounds (£240) per annum when the power is first exercised and when the power is subsequently exercised at such rate as the Standing Committee may by resolution determine.

4. Any renewal of a mortgage shall be deemed to be a subsequent exercise of the said power.

5. A document purporting to be certified by the Archbishop or Diocesan Secretary of the said Diocese as a copy of any such Resolution shall in favour of a mortgagee and the Registrar General and all other persons be conclusive evidence that such Resolution was duly passed.

6. The proceeds of any mortgage hereby authorised shall be applied by the Corporate Trustee as follows:—

(i) When the power is first exercised.

(a) In payment of the expenses of and incidental to this Ordinance and such mortgages executed in pursuance of this Ordinance.

(b) Subject thereto the balance shall be paid to the Churchwardens of St. John Greenacre who shall apply the same towards the costs of addition and extensions to the building now erected upon the said land.

(ii) When the power is subsequently exercised in discharge of any existing mortgage or mortgages on the said land and the costs of and incidental to any such further mortgage or mortgages.

7. The Curate-in-Charge and Churchwardens for the time being of St. John's Greenacre shall within seven days of the date of holding the annual Vestry Meeting during such time as any money is owing to any mortgagee pursuant to this Ordinance cause an account to be forwarded to the Diocesan Secretary giving details of the original amount borrowed the amounts paid off and the balance owing.

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8. This Ordinance may be styled and cited as the "St. Barnabas' Punchbowl (Greenacre) Declaration of Trust and Mortgaging Ordinance 1962."

**SCHEDULE.**

All that piece or parcel of land fronting Wilbur Street Greenacre in the Municipality of Bankstown Parish of Bankstown and County of Cumberland being Lot 1 in Deposited Plan No. 208413 and the whole of the land comprised in Certificate of Title Volume 9142 Folio 64.

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 this 27th day of August 1962.

**W. L. J. HUTCHISON**  
Secretary.

I assent to this Ordinance.

**HUGH SYDNEY,**  
Archbishop of Sydney.

27/8/1962.