
St. James' Pitt Town Vesting and Land Sale Ordinance 1961

No. 18, 1961.

AN ORDINANCE to vest certain land at Maraylya in the Shire of Baulkham Hills Parish of Nelson County of Cumberland in Church of England Property Trust Diocese of Sydney to authorise the sale of such land and to provide for the application of the proceeds thereof.

WHEREAS by Indenture of Conveyance dated 27th October 1858 Registered No. 986 Book 61 made between The Honourable Robert Campbell Colonial Treasurer and Ann Sophia Campbell his wife of the one part and the Bishop of Sydney of the other part ALL THAT piece or parcel of land described in the Schedule hereto was conveyed to the Bishop of Sydney and his successors upon trust that he or they should from time to time demise or let the same in one or several lots for any term or number of years not exceeding 99 years in possession and provided that the said Bishop and his successors should receive the rents and pay therefrom all costs charges and expenses incidental to the execution of the trusts thereby created and pay the residue to the Minister of the United Church of England and Ireland for the time being authorised to officiate in the Church of St. James Pitt Town AND WHEREAS it is expedient that the said land be vested in Church of England Property Trust Diocese of Sydney AND WHEREAS by reason of the inaccessibility of the said land the inability to obtain a reasonable rental therefor and the liability for rates it is inexpedient to retain and maintain the same and it is expedient that the land be sold and the net proceeds invested and held upon similar trusts as hereinafter provided NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS AND DIRECTS as follows:-

1 That the land described in the schedule hereto be and the same is hereby vested in Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) subject to the trusts upon which the same was held heretofore.

2 By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is expedient that the said land be sold.

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3. The Corporate Trustee is hereby authorised to sell the said land together or in parcels at such time or times at such price or prices and upon such terms and conditions as it shall think fit freed from the said trusts.

4. The proceeds arising from the sale or sales of the said land after paying thereout the costs of and incidental to this Ordinance of the sale or sales in pursuance thereof and all charges and outgoings to which the said land may be subject shall be invested by the Corporate Trustee in accordance with the provisions of the Investment of Church Trust Property Ordinance 1944 or any Ordinance amending or taking the place of the same and the net income arising from such investment shall be paid to the minister for the time being authorised to officiate in the Church of St. James Pitt Town.

5. This Ordinance may be cited as "St. James' Pitt Town Vesting and Land Sale Ordinance 1961."

SCHEDULE.

All that piece or parcel of land containing by ad measurement 60 acres more or less situated in the Parish of Nelson in the County of Cumberland in the State of New South Wales bounded on the south east by the north western boundary of James McKenzies 50 acres bearing south 20 degrees west 22 chains (commencing at Cattai Creek) on the south west by a line bearing west 20 degrees north 30 chains. On the north west by a line bearing north 20 degrees east 30 chains to the south western boundary of John McKenzies 50 acres on the north east by the south west boundary of that land bearing east 20 degrees south 8 chains to Cattai Creek and by Cattai Creek to the north west boundary of James McKenzies 50 acres and by the land referred to as Crown Grant dated 3rd October 1835 registered in the Surveyor General's Office as No. 900 Folio 160.

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

ATHOL R. 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 Twenty-ninth day of May, 1961.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

29 / 5 / 61.

HUGH SYDNEY,
Archbishop of Sydney.