
*St. John's Camden (Theresa Park) Vesting Variation of
Trusts and Land Sale Ordinance 1971*

No. 53, 1971

AN ORDINANCE to vest certain land at Theresa Park in the Shire of Wollondilly in Church of England Property Trust Diocese of Sydney, to authorise the sale of the said land and to vary the trusts upon which the proceeds of such sale are to be held.

WHEREAS the land described in the Schedule hereto was on the 21st day of January 1876 granted and released unto the Bishop of Sydney and his successors for ever upon trust for the erection and maintenance thereon of a Church or building to be called(sic) for the celebration of public worship according to the use of the Church then or lately known as The United Church of England and Ireland and of a dwelling house for the use of the Minister for the time being of the said Church or building and of a School house for the education of children of members of the Church of England and of such other children as the Minister for the time being of the said Church or building might approve and for a burial ground in connection with the said Church or building or for any of such purposes but subject to the provisions of an Act of the Governor and Legislative Council of the Colony of New South Wales passed in the eighth year of the Reign of His late Majesty King William the Fourth number five intituled "An Act to regulate the temporal affairs of Churches and Chapels of the United Church of England and Ireland in New South Wales" AND WHEREAS the land described in the Schedule is church trust property held for the sole benefit of the Parish of St. John Camden AND WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is entitled to be registered as owner of the said land and it is expedient that the said land be vested in such Corporate Trustee AND WHEREAS by reason of circumstances which have arisen subsequent to the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY ORDAINS RULES AND DIRECTS as follows:—

1. The land described in the Schedule hereto be and the same is hereby vested in the Corporate Trustee.

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

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inexpedient to carry out and observe the same to the extent that the same are hereby varied.

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

4. The proceeds arising from the sale or sales of the said land after paying thereout all outgoings to which the land may be subject, the costs of and incidental to this Ordinance and of any sale or sales and transfer or transfers in pursuance thereof shall be invested by the Corporate Trustee and the income arising therefrom paid to the Churchwardens of St. Peter's Church Theresa Park for general parochial purposes in connection with St. Peter's Church at Theresa Park.

5. This Ordinance may be cited as "St. John's Camden (Theresa Park) Vesting Variation of Trusts and Land Sale Ordinance 1971".

SCHEDULE

ALL THAT piece or parcel of land commencing on the left bank of Wattle Creek at a point where the road from Camden towards Mulgoa Forest crosses that Creek and bounded thence on the South by the Northern boundary of that Road to a point on the right bank of Spring Creek where the said Road crosses that Creek and thence by that Creek downwards to its junction with Wattle Creek and thence again by Wattle Creek upwards to the point of commencement being a portion of J. T. Hughes' four hundred and eighty acres Parish Weromba County Camden containing four acres two roods twenty-three perches more or less and being the whole of the land comprised in Conveyance dated 21st January 1876 Registered Number 777 Book 156.

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 13th day of December, 1971.

W. GOTLEY,
Acting Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

13/12/1971.