

ST. JOHN'S MONA VALE SALE ORDINANCE 1974

No. 9, 1974

AN ORDINANCE to authorise the sale of certain land at Church Point 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 the owner in fee simple of the land described in the Schedule hereto AND WHEREAS the said land is church trust property held for the sole benefit of the Parish of Mona Vale but no trusts appear to have been declared in writing concerning the same AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts on 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 that the said trusts be varied to the extent provided 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

1. By reason of circumstances that have arisen since the creation of 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 same be varied to the extent hereinafter provided and it is expedient that the said land be sold.

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

3. The proceeds from the sale of the said land, after payment thereof of the costs of and incidental to this Ordinance and of the sale of the said land and all moneys owing to the Sydney Church of England Finance and Loan Board in relation to the said land and all income derived therefrom shall be paid to the Corporate Trustee and applied by it for such purposes within the Diocese of Sydney as the Standing Committee may approve by resolution passed at the written request of a majority of members of the Parish Council of the said Parish. Pending such application the Corporate Trustee shall invest the said proceeds and all income derived therefrom.

4. This Ordinance may be cited as "St. John's Mona Vale Sale Ordinance 1974".

SCHEDULE

ALL THAT piece of land situate at Church Point in the Parish of Narrabeen Shire of Warringah and County of Cumberland being the whole of the land comprised in Certificate of Title Volume 3586 Folio 123 and known as 2195 Pittwater Road, Church Point.

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

K.R. HANDLEY  
Acting Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 29th day of April 1974.

W.G.S. GOTLEY  
Secretary

I ASSENT to this Ordinance.

M.L. LOANE  
Archbishop of Sydney  
29/4/1974