
St. Luke's Church, Sydney Supplemental.

2/1916

AN ORDINANCE to vary the trusts declared in and by the "St. Luke's Church Sydney Land Sale Ordinance of 1904" concerning the purchase money of the land therein mentioned and the interest thereon and to provide for the application of the said money and interest.

WHEREAS by an Ordinance of the Synod of the Diocese of Sydney assented to on the 6th day of October 1904 intituled "An Ordinance to authorise the sale of the land and premises or any part or parts thereof situate in Sussex Street Sydney being Allotment six of Section fifty-four and upon part of which land St. Luke's Church is erected and to provide for the application of the proceeds thereof it was thereby ordained declared directed and ruled (*inter alia*) that the land described in the Schedule to the said Ordinance might be sold upon such terms and conditions as the Church of England Property Trust Diocese of Sydney (hereinafter called "The Property Trust") might deem expedient freed from the trusts upon which the same was then held And that the purchase money arising from the said sale should be paid to the Property Trust and should be applied with the sanction of the Bishop of Sydney for the time being or of his Commissary or of the Guardian of the Spiritualities during the vacancy of the See (after payment thereof of the expenses of and incidental to the said Ordinance and the said sale or sales and the transfer of the said land in pursuance thereof) in or towards the purchase of a site or sites in or in the vicinity of the City of Sydney and in the erection thereon of a building or buildings for Public Worship in connection with the Church of England. And that any part of the said purchase money not immediately required to be applied as aforesaid might until such application be invested or deposited at interest as therein mentioned and that the income arising from any such investment or deposit should be applied with the sanction of the Bishop of Sydney for the time being or of his Commissary or of the Guardian of the Spiritualities during a vacancy of the See in and towards any of the following purposes:—(a) The maintenance and repair of any building or buildings which may have been erected as aforesaid; (b) The hiring a building or buildings for the purpose of carrying on evangelistic work; (c) The main-

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tenance and support of any Clergyman or Clergymen Catechist or Catechists duly licensed by the Bishop of Sydney for the time being to carry on evangelistic work in or in the vicinity of the City of Sydney. AND WHEREAS in accordance with the power conferred by the hereinbefore in part recited Ordinance the said land was sold by The Property Trust and the proceeds of sale together with all interest now accrued and hereafter to accrue due thereon or on any part thereof is hereinafter referred to as "The Trust Fund." AND WHEREAS by reason of circumstances which have occurred since the creation of the said trust it is inexpedient to apply The Trust Fund in the Parish or Ecclesiastical District for the benefit of which the same is held in trust as aforesaid for the same or like purposes as those declared in and by the said hereinbefore in part recited Ordinance and it is expedient that The Trust Fund should be applied in manner hereinafter provided. WHEREFORE the Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Constitutions for the management and good government of the Church of England within the State of New South Wales and of all powers vested in it by the "Church of England Property Act of 1889" or otherwise ordains declares directs and rules as follows:—

1. By reason of circumstances which have occurred since the creation of the trusts referred to in the hereinbefore in part recited Ordinance it is in the opinion of the Synod inexpedient to apply The Trust Fund in the Parish or Ecclesiastical District for the benefit of which the same is held in trust for the same or like purposes as those declared in and by the said Ordinance and it is expedient that the Trust Fund shall be applied in manner hereinafter provided.

2. After payment thereof of the expenses of and incidental to this Ordinance the whole or so much of The Trust Fund as The Property Trust shall consider necessary shall be applied in or towards defraying the cost of

- (a) Altering making additions to and furnishing the Chapter House annexed to St. Andrew's Cathedral Sydney.
- (b) Removing the existing vestries of St. Andrew's Cathedral and erecting and furnishing new vestries of the said Cathedral.

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(c) Altering and making additions to and furnishing the Deanery building adjacent to the said Cathedral.

3. If after paying thereout the costs and expenses of and incidental to this Ordinance and of carrying into effect the trusts declared by section two hereof there shall remain any surplus of the Trust Fund The Property Trust shall hold such surplus of the Trust Fund upon trust to apply the same from time to time and the income thereof so far as may be deemed necessary in effecting repairs alterations and additions to and in furnishing the said Chapter House new Vestries and Deanery building and for the benefit of the Church of England in the Diocese of Sydney in such other manner as the Synod of the said Diocese shall from time to time by Ordinance direct.

4. The Property Trust shall hold the Trust Fund and the securities upon which the same or any part thereof is now or may hereafter be invested upon the trusts herein declared.

5. This Ordinance shall be styled and cited as "The St. Luke's Church Sydney Supplemental Ordinance of 1916."

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

E. W. MOLESWORTH,
Chairman of Committees.

We certify that this Ordinance was passed on 30th May, 1916.

E. CLAYDON } *Secretaries of*
W. R. BEAVER } *the Synod.*

I assent to this Ordinance.

JOHN CHARLES SYDNEY.

16th June, 1916.