

ST LUKE'S LIVERPOOL ORDINANCE 1989

No 13, 1989

AN ORDINANCE to vary the trusts on which certain property is held.

WHEREAS

A. The Property Trust is the trustee of certain property held upon trust to apply the income in accordance with the St. Luke's Liverpool Lease Ordinance (No 2) 1976-1988.

B. By reason of circumstances which have arisen subsequent to the creation of the said trust it is expedient that the same be varied to the extent provided in this Ordinance.

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 follows:

1. (1) This Ordinance may be cited as "St Luke's Liverpool Ordinance 1989"

(2) The St Luke's Liverpool Lease Ordinance (No 2) 1976-1988 is hereinafter called the "Principal Ordinance".

(3) The Principal Ordinance as amended by this Ordinance may be cited as "St Luke's Liverpool Ordinance 1976-1989".

2. By reason of circumstances which have arisen subsequent to the creation of the trusts hereinbefore referred to it is inexpedient to carry out and observe the same that the same are hereby varied.

3. The following clauses are substituted for clause 8 of the Principal Ordinance:

"8 So much of the said income as is derived on and from 1 January, 1989 and before 1 January 1992 shall be applied as follows:

(a) Nine per centum (9%) per annum shall be paid to the churchwardens for the time being of the Church of St Luke Liverpool to be applied to the maintenance of the ministry (excluding the rector's stipend) and the relief of need and distress.

(b) Two and half per centum (2.5%) per annum shall be paid to the said churchwardens to be applied for payment towards such extra parochial purposes including ethnic work based at the Church of St Luke Liverpool as shall be decided by resolution of the Parish Council of the Parish of Liverpool.

(c) Five per centum (5%) per annum shall be paid to the said churchwardens and appropriated to a special account to be applied towards the restoration, maintenance and repair of and in effecting improvements to the church, the buildings, and the grounds of St Luke Liverpool.

(d) Seven and one half per centum (7.5%) per annum shall be paid to the said churchwardens to be applied in or towards the repayment of the sum of Fifty thousand dollars (\$50,000) and interest thereon borrowed for the purposes of constructing the building known as the "Church Centre" in the Parish of Liverpool, such

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repayments to continue until the debt on the said church centre is liquidated and after payment of such sum and interest thereon shall be applied in accordance with paragraph (c).

- (e) Twenty per centum (20%) per annum shall be paid to the said churchwardens to be applied in or towards the repayment of the sum of approximately Sixty Thousand dollars (\$60,000) and interest thereon borrowed to enable the Property Trust to purchase the properties known as 103 Hemphill Avenue, Mount Pritchard and 8 Westchester Avenue, Casula and, after payment of that debt and the interest thereon, shall be applied for such purposes as shall be determined by the Synod.
- (f) Ten per centum (10%) per annum shall be paid to Sydney Anglican Home Mission Society as shall be determined by the Synod to be applied in furtherance of objectives of and the work formerly conducted by the organisation know as "Sydney Church of England New Areas Committee" but having regard to the needs of parishes and other ecclesiastical districts in the Parramatta Region.
- (g) Five per centum (5%) per annum shall be paid to Moore Theological College Council as shall be determined by the Synod for the purpose of providing housing for married students attending and members of staff of Moore Theological College.
- (h) Thirty per centum (30%) per annum shall be paid to the Parramatta Anglican Regional Council as shall be determined by the Synod to be applied from time to time as the said Council may determine towards all or any of the following:
 - (i) educational, pastoral, ethnic, or evangelistic purposes (except stipends of incumbents) in any parish or other ecclesiastical district within the said Region, or
 - (ii) meeting the cost of purchasing land, erecting buildings or other improvements where such land, buildings or improvements are held or are to be held on trust for the said Region, or
 - (iii) repaying moneys borrowed to meet such costs and the interest thereon.
- (i) Ten per centum (10%) per annum shall be paid to the Sydney Anglican Home Mission Society Council as shall be determined by the Synod and applied to the establishment and maintenance of full or part time hospital chaplaincies.
- (j) One per centum (1%) shall be paid to the Archbishop of Sydney's Vision for Growth Appeal fund as shall be determined by the Synod.

9. The Provisions of clause 8 shall be reviewed during the year 1991 and any amendments to the said provisions arising out of such review shall take effect on and from 1 January 1992. The Corporate Trustee shall not distribute any income derived on or from 1 January 1992 until such time as such a distribution has

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been authorised by an ordinance passed after such review. The provisions contained in clause 8 shall not be taken as a precedent.

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

E.D. CAMERON
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 22nd day of May 1989.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

JOHN R. REID
Archbishop's Commissary
16 / 6 / 89