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*St. Mark's Avalon with Palm Beach Land Sale  
Ordinance 1967*

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No. 7, 1967.

AN ORDINANCE to authorise the sale of certain land in Nabilla Road, Palm Beach in the Shire of Warringah and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) is registered as proprietor in fee simple of the land comprised in Certificate of Title Volume 4122 Folio 174 more particularly described in the Schedule hereto AND WHEREAS the said land together with certain furniture and effects in the building erected thereon are Church Trust Property held for the sole benefit of the Parish of St. Mark Avalon with Palm Beach but no trusts in writing have been declared concerning the same AND WHEREAS the said land and buildings thereon were acquired by St. David's Church Palm Beach for possible future development and use but are now leased and the net income arising therefrom is applied towards reduction of the advance borrowed for the purchase thereof AND WHEREAS by reason of circumstances which have arisen subsequent to the acquisition of the said land and furniture and effects and to the creation of the trusts upon which they are now held it is inexpedient to carry out and observe the same and it is expedient that the land be sold and the net proceeds applied as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES ORDAINS AND DIRECTS as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto and any furniture and effects in the building thereon are held it is inexpedient to carry out and observe the same and it is expedient that the said land furniture and effects be sold.

2. The Corporate Trustee is hereby authorised and empowered to sell the said land furniture and effects by public auction or private contract at such time at such price and upon such terms and conditions as it shall think fit freed from the trusts upon which they are now held.

3. The proceeds arising from the said sale shall after paying thereout the costs of and incidental to this Ordinance and the sale and transfer pursuant thereto and all outgoings to which the land is subject be paid to the Churchwardens of St. David's Church Palm Beach to be applied by them firstly in repayment of the existing advance by the Mutual Life & Citizens Assurance Company Limited made for the purchase of the said property and any balance towards the reduction of the debts owing by the Parish to the Bank of New South Wales.

4. This Ordinance may be cited as "St. Mark's Avalon with Palm Beach Land Sale Ordinance 1967."

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SCHEDULE

All that piece or parcel of land situated at Palm Beach in the Shire of Warringah Parish of Narrabeen County of Cumberland having a frontage of 50 feet to Nabilla Road by depth of 150 feet being Lot 9 D.P. 14682 and the whole of the land in Certificate of Title Volume 4122 Folio 174.

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

A. R. RICHARDSON,  
Chairman of Committees.

I certify that the Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 3rd day of April, 1967.

W. L. J. HUTCHISON,  
Secretary.

I assent to this Ordinance.

MARCUS LOANE,  
Archbishop of Sydney.

4/4/1967.